

WILLKIE FARR & GALLAGHER

1875 K Street, NW
Washington, DC 20006

Tel: 202 303 1000
Fax: 202 303 2000

January 27, 2003

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Room TW-A325
445 12th Street, S.W.
Washington, D.C. 20554

Re: CC Docket Nos. 01-338; 96-98; 98-147

Dear Ms. Dortch:

On January 24, 2003, Scott Sawyer and Dave Graham of Conversent Communications, LLC (“Conversent”) and I discussed the availability of dark fiber unbundled interoffice transport with Commissioner Kevin Martin and Dan Gonzalez, Senior Legal Advisor to Commissioner Martin. Our comments during the meeting are consistent with Conversent’s filings regarding dark fiber in the Triennial Review dockets referenced above.

In accordance with the Commission's rules, a copy of this letter is being filed electronically for inclusion in the public record of each of the above-referenced proceedings.

Sincerely,

/s/

Thomas Jones
Counsel for Conversent Communications, LLC

cc: Commissioner Kevin Martin
Dan Gonzalez