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May 1, 2003

FILED ELECTRONICALLY

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

*Re: Provision of Directory Listing Information Under the  
Communications Act of 1934, As Amended, CC Docket No. 99-273  
The Use of N11 Codes and Other Abbreviated Dialing Arrangements,  
CC Docket No. 92-105  
Administration of the North American Numbering Plan,  
CC Docket No. 92-237  
Notice of Ex Parte Communication*

Dear Ms. Dortch:

This letter is being filed pursuant to Section 1.1206(b) of the Commission's rules to inform you that on April 30, 2003, the undersigned representing InfoNXX, Inc. had an oral ex parte presentation in the above-captioned proceeding with Darryl Cooper of the Wireline Bureau. I stated that we think the petitions for reconsideration pending in this matter lack merit and should be dismissed. We discussed the presentation that InfoNXX made to other Bureau staff on April 21, 2003 and which has been submitted in this docket. During the conversation I emphasized that to the extent incumbent carriers have a legitimate concern about maintaining the privacy of telephone numbers for persons who have arranged to have an unpublished number—an allegation which has been made by some incumbent carriers but has not been documented—then the Commission should adopt narrowly-crafted language to deal with that specific problem. However, under the guise of addressing that specific issue, the Commission should not permit incumbent carriers to impose broad use restrictions. We also discussed that states have the ability to adopt narrow laws and tariff requirements to govern privacy concerns and that FCC action is not needed nor warranted. Finally, the undersigned explained how InfoNXX uses its directory assistance information and why the broad use restrictions being advocated in some of the ex parte presentations by the incumbent carriers should not be permitted.

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If you have any questions, please direct them to the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "Gerard J. Waldron". The signature is fluid and cursive, with a long horizontal stroke at the end.

Gerard J. Waldron  
*Attorney for InfoNXX, Inc.*

cc: Darryl Cooper