

June 13, 2003

Ms. Marlene H. Dortch
Secretary, Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Appropriate Framework for Broadband Access to the Internet over Wireline
Facilities -- CC Docket Nos. 02-33, 95-20 and 98-10

Ex parte presentation pursuant to C.F.R. §1.1206(a)(1)

Dear Ms. Dortch:

Catena Networks, Inc. ("Catena") met yesterday with Matthew Brill of Commissioner Abernathy's staff. Representing Catena were Doug Cooper and myself. During the meeting, Catena explained how several states have been regulating the Incumbent Local Exchange Carriers' ("ILEC") provision of DSL services, notwithstanding the interstate character of those offerings. Catena explained how such actions are creating disincentives for investment by the ILECs, and thus adversely impacting manufacturers such as Catena. Catena urged the Commission to make clear in this proceeding that the States do not have jurisdiction over the ILECs' Internet access services. Catena also indicated that it supports the positions of the High Tech Broadband Coalition previously submitted in this proceeding.

Respectfully submitted,

/s/

Stephen L. Goodman
Counsel for Catena Networks, Inc.