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September 12, 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. 02-33, 01-337

Dear Ms. Dortch:

On September 11, 2003, Kevin Joseph and Megan Delany of Allegiance Telecom, Scott Sawyer of Conversent Communications, Don Shepheard and Kelsi Reeves of Time Warner Telecom and I met with Matt Brill, Senior Legal Advisor to Commissioner Abernathy. During the meeting, we made the arguments set forth in the attached presentation. Pursuant to Section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. § 1.1206(b)(2), one electronic copy of this notice and the attached presentation is being filed in each of the above-referenced proceedings.

Sincerely,

/s/
Thomas Jones

cc: Matt Brill