

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of

SBC Communications Inc.
Petition for Waiver of Section 61.42
of the Commission's Rules

WC Docket No. 03-259

MOTION TO ACCEPT LATE-FILED COMMENTS

Pursuant to Section 1.46 of the Commission's rules, SBC hereby requests that the Commission accept SBC's late-filed comments, attached hereto, in the above-captioned proceeding.¹ In accordance with Rule 1.46(c), SBC has notified both the Commission and AT&T of its intent to file these comments.

SBC did not discover that AT&T filed initial comments opposing SBC's petition until January 22nd, the day after the January 21st deadline for reply comments. These comments are now being filed 14 days after SBC became aware of AT&T's comments, which is the same timeframe that the Commission originally gave for reply comments. SBC's request will not prejudice AT&T in any way; AT&T has the same opportunities to respond to these comments as it would have had they been filed by the original deadline.

Respectfully Submitted,

/s/ Michael K. Kellogg

DAVIDA GRANT
GARY L. PHILLIPS
SBC COMMUNICATIONS, INC.
1401 I STREET, NW – SUITE 400
WASHINGTON, DC 20005
(202) 326-8903

MICHAEL K. KELLOGG
KELLOGG, HUBER, HANSEN,
TODD & EVANS, P.L.L.C.
1615 M ST. NW – SUITE 400
WASHINGTON, DC 20036
(202) 326-7900

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Counsel for SBC Communications Inc.

¹ In the alternative, SBC requests that the Commission accept these comments as an ex parte submission in this docket.