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VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Room TWB-204
Washington, D.C. 20554

Re: CC Docket Nos. 95-116

Notice of Ex-Parte Communication

Dear Ms. Dortch:

On Wednesday, March 17, 2004, James C. Smith, Michelle Thomas, Mark Welch and I, representing SBC Communications Inc., met with Jessica Rosenworcel, Legal Advisor to Commissioner Copps. The purpose of this meeting was to discuss BellSouth's Petition for Declaratory Ruling and/or Waiver (Petition) filed in the above docket proceeding, and to discuss the nature of carrier-specific costs incurred by SBC to implement wireless local number portability. The attached document was provided at the meeting.

In accordance with section 1.1206 of the Federal Communications Commission's rules, this letter is being filed in the above-referenced proceeding via the Commission's ECFS system.

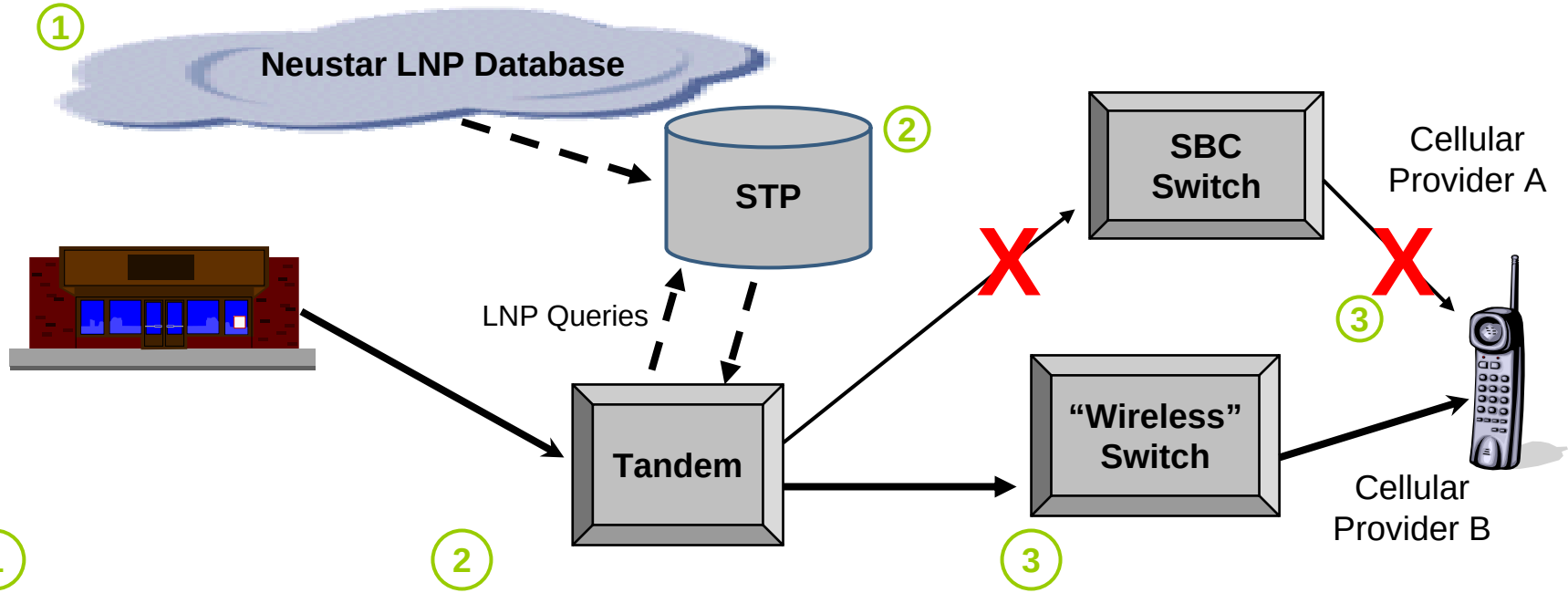
/s/ David G. Cartwright

Attachment

Overview – Wireless LNP Cost Recovery

- SBC supports BellSouth's petition for all ILECs to seek recovery of costs directly incurred to implement and provision Wireless LNP. SBC urges the FCC to act quickly to grant BellSouth's request.
- Wireline carriers are entitled to a reasonable opportunity to recover costs to implement Wireless LNP on a competitively neutral basis in accordance with Section 251(e)(2) of the Act.
- SBC costs directly related to implementation and provision of Wireless LNP were not included in the 1999 LNP cost recovery studies used to determine the tariffed end-user charges.
- Commission indicated that a carrier may be able to raise its LNP charge if it can show that the charge was not reasonable based on the information available at the time it was initially set.
- Before November 24, 2003 ILEC costs associated with Wireless LNP implementation were not ascertainable because there were no established standards or procedures to provide for wireless carriers' participation in LNP.
- For this reason, the Commission rejected Sprint's attempt to include such cost recovery in its rates, noting that these costs were unknown and speculative in nature.

Incremental Costs for Wireless LNP



1

Porting associated with wireless carriers increases the number of transactions with LNP Administrator.

2

SBC maintains its databases used for LNP queries, which must be increased to accommodate the significant increase in LNP records.

3

Wireless LNP is creating additional pressure to migrate wireless "Type I" connections to wireless "Type II" connections.

Implementing wireless number portability has placed cost burdens beyond those originally encountered or could reasonably be anticipated when implementing Local Number Portability in the late 1990s.

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SBC Wireline LNP End User Charge (EUC) and three options for Wireless LNP Cost Recovery

	Current LNP EUC and expiration dates		Proposed EUC Options for recovering the Wireless LNP costs		
SBC LEC	**LNP Monthly rate**	**Expiration date**	**Option 1 3 months**	**Option 2 6 months**	**Option 3 One-time**
Ameritech	$0.28	Jan 31, 2004	$0.29	$0.14	$0.85
Pacific	$0.34	Jan 31, 2004	$0.41	$0.21	$1.23
SWBT	$0.33	Jan 31, 2004	$0.44	$0.22	$1.31
SNET	$0.39	Oct 4, 2004	$0.51	$0.25	$1.51
Nevada	$0.41	Mar 31, 2005	$0.37	$0.18	$1.09

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