



401 9th Street, NW, Suite 400
Washington, DC 20004

April 14, 2004

Marlene H. Dortch
Secretary
Federal Communications Commission
TW-A325
445 12th St., SW
Washington, D.C. 20554

Re: Ex Parte Presentation,
CC Docket Nos. 96-98 and 99-68

Dear Ms. Dortch:

Today, Dick Juhnke, Pete Sywenki, and I met with Christopher Libertelli and Trey Hanbury of Chairman Powell's office to discuss the pending remand proceeding regarding the order on intercarrier compensation for ISP-bound traffic. Sprint explained that carriers that do not receive reciprocal compensation for ISP-bound traffic because of the growth/new market restrictions are at a severe financial and competitive disadvantage vis-à-vis carriers who do receive reciprocal compensation for such traffic. Sprint also noted that one of the main rationales for adopting these restrictions (limiting outpayments to CLECs, which were expected to escalate because of the projected growth in the Dial-IP market) has proven to be incorrect, and that the number of dial-up users has in fact been declining at a significant rate over the past 3 years, and is forecasted to continue to decline in the future.¹ Accordingly, Sprint urged expeditious action by the Commission in addressing the issues on remand.

I request that this letter, which is being filed electronically, be placed in the file for the above-captioned proceedings. Please contact me at (202) 585-1915 with any questions.

Sincerely,

Norina Moy
Director, Federal Regulatory
Policy and Coordination

c: C. Libertelli
T. Hanbury

¹ See, e.g., *TR's Online Census*, and Deutsche Bank Securities, Inc., "US Telecom Data Book - 3Q03," November 2003.