

MINTZ LEVIN  
COHN FERRIS  
GLOVSKY AND  
POPEO PC

Boston  
Washington  
Reston  
New York  
New Haven  
Los Angeles  
London

701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202 434 7300  
202 434 7400 fax  
[www.mintz.com](http://www.mintz.com)

**Michael H. Pryor**

Direct dial 202 434 7365  
[mbpryor@mintz.com](mailto:mbpryor@mintz.com)

May 20, 2004

**VIA ELECTRONIC FILING**

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

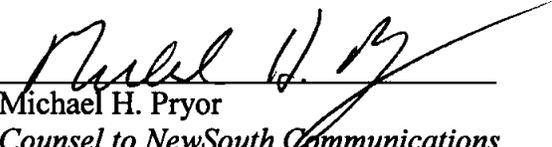
Re: *Ex Parte* Presentation in CC Docket Nos. 01-338, 96-98, and 98-187

Dear Ms. Dortch:

On May 20, 2004, the undersigned, representing NewSouth Communications Corp., ("NewSouth"), and Jake E. Jennings, Vice President of Regulatory Affairs and Carrier Relations of NewSouth, met with Matthew Brill, Senior Legal Advisor to Commissioner Abernathy, concerning BellSouth's Petition for Clarification and/or Partial Reconsideration of the Commission's *Triennial Review Order*. NewSouth made arguments consistent with those it has previously made in the above-described dockets with respect to BellSouth's request to expand the definition of the fiber-to-the-home loop to include fiber-to-the curb and fiber to multi-unit premises.

Pursuant to Section 1.1206(b)(2) of the Commission's rules, this letter is being provided for inclusion in the public record of the above-referenced proceeding.

Very truly yours,

  
\_\_\_\_\_  
Michael H. Pryor  
Counsel to NewSouth Communications  
Corp.