

 **Lampert & O'Connor, P.C.**

1750 K Street NW
Suite 600
Washington, DC 20006

Donna N. Lampert
lampert@l-olaw.com

Tel 202/887-6230
Fax 202/887-6231

VIA ELECTRONIC DELIVERY

August 10, 2004

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW
Room TW-A325
Washington, DC 20554

Re: *Ex Parte* Presentation – Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers; CC Docket No.s 01-338, 96-98, 98-147

Dear Ms. Dortch:

Attached please find a written *ex parte* presentation sent this day to the Commission and its staff, as indicated. Pursuant to the Commission's *ex parte* rules, one copy of this letter is being filed electronically in each of the above-referenced dockets for inclusion in the public record. Please do not hesitate to contact us if you have any questions.

Respectfully submitted,

/s/

Donna N. Lampert
Mark J. O'Connor
Counsel for EarthLink, Inc.