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August 11, 2004

VIA ECFS

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

Re: **CC Docket Nos. 98-184 and 98-141** – Reply Comments of ACN Communication Services, Inc., Adelphia Business Solutions Operations, Inc. d/b/a Telcove, ATX Communications, Inc., Capital Telecommunications, Inc., CTC Communications Corp., CTSI, LLC, DSLnet Communications, LLC, El Paso Networks, LLC, Focal Communications Corp., Gillette Global Network, Inc. d/b/a Eureka Networks, ICG Telecom Group, Inc., Integra Telecom, Inc., Lightship Telecom, LLC, Lightwave Communications, LLC, McLeodUSA Telecommunications Services, Inc., Mpower Communications Corp., Ntelos Network Inc., Paetec Communicatons, Inc., Pac-West Telecomm, Inc., RCN Telecom Services, Inc., TDS Metrocom, LLC, and Vycera Communications, Inc. (hereinafter “Joint Commenters”)

Dear Secretary Dortch:

I submit this on behalf of the above Joint Commenters to correct minor inadvertent clerical errors to the Reply Comments filed on August 10, 2004 in the above-referenced proceeding. The minor corrections are as follows:

- 1) On page ii and on page 26, Scott Burnside replaces Alex Harris as the contact at CTSI, LLC, and their respective telephone and facsimile numbers were changed as well.
- 2) On page ii and on page 26, Patti Hogue replaces Basil Nichols as the contact at El Paso Networks, LLC, and their respective telephone and facsimile numbers were changed as well.
- 3) On page 2, reference to TDS Metrocom, LLC was inadvertently omitted and has been added.

Secretary Marlene H. Dortch

August 11, 2004

Page 2

Attached are those pages on which changes referenced above appear in redline. In addition, attached is a corrected version of the Reply Comments of Joint Commenters.

Please contact us if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Philip Macres".

Andrew D. Lipman

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Michael P. Donahue

Philip J. Macres

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Corp.; CTSI, LLC; DSLnet Communications, LLC; El Paso Networks, LLC; Focal Communications Corp.; Gillette Global Network, Inc. d/b/a Eureka Networks; ICG Telecom Group, Inc.; Integra Telecom, Inc.; Lightship Telecom, LLC; LightWave Communications, LLC; McLeodUSA Telecommunications Services, Inc.; Mpower Communications Corp.; NTELOS Network Inc.; Pac-West Telecomm, Inc.; PAETEC Communications, Inc.; R&B Network Inc.; RCN Telecom Services, Inc.; **TDS Metrocom, LLC**; and Vycera Communications, Inc (f/k/a Genesis Communications Int'l, Inc.) (collectively, the "Joint Commenters") submit reply comments regarding the requests made by Verizon Communications, Inc. ("Verizon") and SBC Communications Inc. ("SBC") that the Commission no longer require them to engage an independent auditor to examine their respective compliance with the conditions set forth in the *Bell Atlantic/GTE Merger Order*¹ and *SBC/Ameritech Merger Order*.²

Verizon's and SBC's requests should be denied because they both have ongoing duties under their respective merger orders that need to be audited. Under the *Bell Atlantic/GTE Merger Order*, Verizon has a continuing obligation to offer UNEs consistent with the *UNE Remand* and *Line Sharing Orders*. SBC also has a continuing obligation, under the *SBC/Ameritech Merger Order*, to offer certain UNEs as well. As the Commission recognizes,

¹ *GTE Corporation, Transferor, and Bell Atlantic Corporation, Transferee, for Consent to Transfer Control of Domestic and International Sections 214 and 310 Authorizations and Application to Transfer Control of a Submarine Cable Landing License*, CC Docket 98-184, Memorandum Opinion and Order, 15 FCC Rcd 14032, FCC 00-221 (2000) ("*Bell Atlantic/GTE Merger Order*"). The actual merger conditions appear as Appendix D to the Order ("*Bell Atlantic/GTE Merger Conditions*").

² *Applications of Ameritech Corp., Transferor, and SBC Communications, Inc., Transferee, For Consent to Transfer Control of Corporations Holding Commission Licenses and Lines Pursuant to Sections 214 and 310(d) of the Communications Act and Parts 5, 22, 24, 25, 63, 90, 95 and 101 of the Commission's Rules*, CC Docket 98-141, Memorandum Opinion and Order, 14 FCC Rcd 14712, FCC 99-279 (1999) ("*SBC/Ameritech Merger Order*"). The actual merger conditions appear as Appendix C to the Order ("*SBC/Ameritech Merger Conditions*").

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