

LAWLER, METZGER & MILKMAN, LLC

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September 24, 2004

BY ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: In the Matter of Unbundled Access to Network Elements,
WC Docket No. 04-313; Review of the Section 251
Unbundling Obligations of Incumbent Local Exchange
Carriers, CC Docket No. 01-338
Access to Confidential Material

Dear Ms. Dortch:

Pursuant to the Protective Order¹ adopted in the above-referenced proceedings, T-Mobile USA, Inc. submits the attached copies of the Acknowledgements of Confidentiality (Appendix B to the Order) signed by A. Richard Metzger, Jr., Ruth Milkman, Frank Lamancusa, Gil Strobel and Ruth Holder of Lawler, Metzger & Milkman, outside counsel to T-Mobile; and Jamie Hedlund, Senior Corporate Counsel, Federal Regulatory Affairs for T-Mobile (collectively, "the signatories"). T-Mobile seeks access to confidential versions of documents filed by BellSouth, Qwest, SBC and Verizon in the above-referenced proceedings. As stated in the attached certificate of service, counsel for each party has been served, via fax and overnight mail, a copy of this letter and the signed Acknowledgements of Confidentiality.

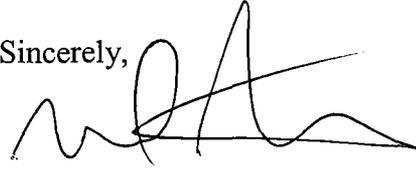
Due to the brief interval between the filing of comments and reply comments in this proceeding, T-Mobile requests that this letter toll the five business day waiting period established in paragraph 8 of the Protective Order so that the signatories can have immediate access to the confidential material, if any, that the parties listed on the attached certificate of service may submit as part of their comments. Any delay in the signatories' ability to review such confidential material would prejudice T-Mobile's ability to file timely reply comments.

¹ *Unbundled Access to Network Elements*, Protective Order, 19 FCC Rcd 16292 at Appendix A, (2004) ("Protective Order").

Marlene H. Dortch
September 24, 2004
Page 2 of 4

In accordance with the Commission's rules, this letter is being provided to you for inclusion in the public record of the above-referenced proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. Strobel', with a long horizontal stroke extending to the right.

Gil M. Strobel

cc: Attached Service List

CERTIFICATE OF SERVICE

I, Ruth E. Holder, do hereby certify that on this 24th day of September, 2004, I caused to be served a true and correct copy of the foregoing letter and Acknowledgements of Confidentiality by overnight delivery and facsimile to the following:

BellSouth

Jeffrey S. Linder
Wiley Rein & Fielding LLP
1776 K St., N.W.
Washington, D.C. 20006
Fax: 202-719-7049

David G. Cartwright
SBC Telecommunications, Inc.
1401 I St., N.W.
Suite 1100
Washington, D.C. 20005
Fax: 202-408-4809

Glenn T. Reynolds
BellSouth Corporation
1133 21st Street, N.W.
Suite 900
Washington, D.C. 20036-3351
Fax: 202-463-4142

Verizon
Michael K. Kellogg
Kellogg, Huber, Hanson, Todd & Evans, PLLC
Sumner Square
1615 M Street, NW
Suite 400
Washington, D.C. 20036
Fax: 202-326-7999

Qwest

Samir Jain
Wilmer Cutler Pickering Hale & Dorr LLP
2445 M St. N.W.
Washington, D.C. 20037
Fax: 202-663-6363

Dee May
Verizon
1300 I St., N.W.
Suite 400 West
Washington, D.C. 20006
Fax: 202-336-7922

Melissa Newman
Qwest
607 14th St., N.W.
Suite 950
Washington, D.C. 20005
Fax: 202-293-0561

FCC
Russell Hanser*
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

SBC

Michael K. Kellogg
Kellogg, Huber, Hanson, Todd & Evans,
PLLC
Sumner Square
1615 M Street, NW
Suite 400
Washington, D.C. 20036
Fax: 202-326-7999

Jeremy Miller*
Assistant Division Chief
Competition Policy Division
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Janice Myles*
Wireline Competition Bureau
Federal Communications Bureau
445 12th Street, S.W.
Washington, D.C. 20554

Gary Remondino*
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554


Ruth E. Holder

*via e-mail

APPENDIX B

Acknowledgment of Confidentiality

CC Docket No. 01-338 & WC Docket No. 04-313

I hereby acknowledge that I have received and read a copy of the Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

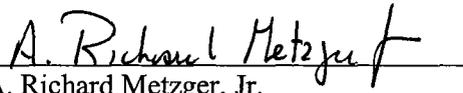
Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 of the foregoing Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 2 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of paragraph 10 of the Protective Order. I certify that I have verified that there are in place procedures, at my firm or office, to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington, DC, this 24th day of September, 2004.


A. Richard Metzger, Jr.
Partner
Lawler, Metzger & Milkman, LLC
2001 K Street NW, Suite 802
Washington, DC 20006
202-777-7700

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Executed at 2001 K Street NW this 24th day of September, 2004
Suite 802

Ruth Milkman
Ruth Milkman

[Name]

[Position]

Lawler Metzger + Milkman, Partner

[Address]

2001 K St NW Suite 802

[Telephone]

Washington DC 20006
202 777-7700

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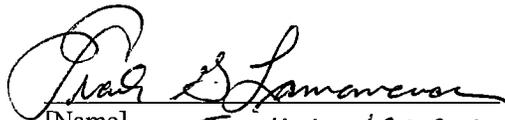
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Executed at Washington, DC this 24th day of September, 2004.



[Name] Frank G. Lamancusa
[Position] Partner, at Lawler, Meitzger & McElman, LLC
[Address] 2001 K Street, NW
[Telephone] Suite 802
Washington, DC 20006
202-777-7740

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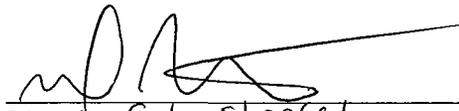
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Executed at Washington, DC this 24th day of September, 2004.



[Name] Gil Strobel

[Position] partner, Lawler, Metzger + Milkman, LLC

[Address] 2001 K Street, NW, Suite 802

[Telephone] Washington, DC 20006

202 777-7700

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Executed at Washington, DC, this 24th day of September, 2004.



Ruth E. Holder
Legal Specialist
Lawler, Metzger & Milkman, LLC
2001 K Street NW, Suite 802
Washington, DC 20006
202-777-7731

Acknowledgment of Confidentiality**CC Docket No. 01-338 & WC Docket No. 04-313**

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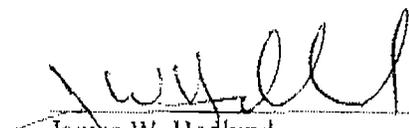
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Executed at Bellevue, Washington this 23rd day of September, 2004.


James W. Hedlund
Senior Corporate Counsel
Federal Regulatory Affairs

T-Mobile USA
401 9th Street, N.W., Suite 550
Washington, DC 20004
(202) 654-5900