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3 November 2004

Ex Parte – Electronic Filing

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20065

Re: *Vonage Petition for Declaratory Ruling*, WC Docket No. 03-211; *IP-Enabled Services*, WC Docket No. 04-36

Dear Ms. Dortch:

On Tuesday, 3 November 2004, Jeff Campbell of Cisco Systems, Inc. and undersigned counsel met with Sam Feder, legal advisor to Commissioner Martin. We expressed the following views on behalf of Cisco Systems regarding the above-noted dockets.

1. The Commission should grant the Vonage petition and pre-empt state jurisdiction of Vonage's services.

2. The Commission's ruling should be broad enough to pre-empt state jurisdiction over any VoIP service that is nomadic in nature, whether the service is offered over a managed or an unmanaged IP network.

3. This is because it would be both difficult and expensive (if indeed it is possible) to reconfigure IP networks offering nomadic services to identity the geographic endpoints of such communications – and the effort would thwart federal policies encouraging the growth of the Internet and IP services generally.

Please direct any questions regarding this notification to me.

Respectfully submitted,

Scott Blake Harris
Counsel to Cisco Systems, Inc.

cc: Sam Feder