



Suite 500
1200 19th Street, NW
Washington, DC 20036
tel (202) 955-9659
fax (202) 955-9792
thekdwgroup.com

November 4, 2004

VIA ELECTRONIC SUBMISSION

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

Re: **Ex Parte**
WC Docket No. 04-313; CC Docket Nos. 01-338, 96-98, and 98-147

Dear Ms. Dortch:

On November 4, 2004, Michael Pelcovits, Principal at Microeconomic Consulting & Research Associates, Inc. (MiCRA), Brad Mutschelknaus, Partner at Kelley Drye & Warren, LLP, and myself (Thomas Cohen of The KDW Group LLC) met with the Daniel Gonzalez, Legal Advisor to Commissioner Kevin J. Martin.

The purpose of this meeting was to present the attached "Mayo/MiCRA/Bates White Economic Impairment Analysis" (Redacted Version), which was filed as an ex parte presentation on October 4, 2004. This analysis was funded by a large group of competitive local exchange providers (CLECs), who are listed in footnote #2 at the beginning of the study. These CLECs support the overall tenor of this analysis, although each may emphasize different issues or may have a different methodology for or approach to analyzing specific issues. In all instances, the Commission should refer to the specific comments and ex parte filings of the individual CLECs.

At the meeting, three other documents were presented: (1) Reply Declaration of Michael Pelcovits and Chris Frentrup – filed as an ex parte on October 19, 2004; (2) QSI Analysis of State Specific Loop and Transport Data – filed as an ex parte on October 4, 2004; (3) Rebuttal Declaration of Gary J. Ball and QSI Consulting – filed as an ex parte on November 2, 2004, and (4) Loop and Transport CLEC Coalition TRO Remand Presentation – filed as an ex parte on November 4, 2004.

Yours truly,

A handwritten signature in black ink, appearing to read "Thomas Cohen".

Thomas Cohen
Principal

cc: Daniel Gonzalez