



James C. Smith
Senior Vice President

SBC Telecommunications, Inc.
1401 I Street, N.W.
Suite 1100
Washington, DC 20005-2225
202.326.8836 Phone
202.289.3699 Fax
James.C.Smith@sbc.com

December 1, 2004

VIA ELECTRONIC SUBMISSION

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
TW-A325-Lobby
Washington, D.C. 20554

Dear Ms. Dortch:

Memorandum of Ex Parte Communication

RE: WC Docket No. 04-313, Unbundled Access to Network Elements
CC Docket No. 01-338, Review of the Section 251 Unbundling
Obligations of Incumbent Local Exchange Carriers
CC Docket No. 96-98, Implementation of the Local Competition
Provisions in the Telecommunications Act of 1996
CC Docket No. 98-147, Deployment of Wireline Services Offering
Advanced Telecommunications Capability

On November 30, 2004, SBC Chairman and CEO Edward Whitacre Jr., Forrest Miller, SBC Group President-External Affairs and Planning, and the undersigned met with Chairman Powell, his Senior Legal Advisor Christopher Libertelli and Wireline Competition Bureau Senior Deputy Bureau Chief Jeffery Carlisle. On December 1, 2004, the same SBC representatives met separately with Commissioner Kathleen Abernathy and her Senior Legal Advisor Matthew Brill as well as Commissioner Kevin Martin and his Senior Legal Advisor Dan Gonzalez.

In these meetings, SBC representatives encouraged the Commission to maintain its pro-competitive broadband policies. In addition, SBC described the extensive use of special access by CLECs and the existence of competition for high capacity services particularly in wire centers with a higher density of business lines. Finally, SBC also advocated that the Commission should not permit special access services to be converted to unbundled network elements. No written materials were distributed during the meeting and all positions advocated by SBC were consistent with its previously filed comments.

Chairman Michael K. Powell
December 1, 2004
Page 2

In accordance with FCC Rule 1.1206(b)(1) of the Commission's rules, this letter is being filed electronically with your office for inclusion in the public record. Please contact me at (202) 326-8836 should you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "James C. Smith". The signature is fluid and cursive, with a prominent initial "J" and a long, sweeping underline.

CC: Chairman Michael K. Powell
Commissioner Kathleen Abernathy
Commissioner Kevin Martin
Senior Legal Advisor Christopher Libertelli
Senior Legal Advisor Matthew Brill
Senior Legal Advisor Dan Gonzalez
Senior Deputy Bureau Chief Jeffrey Carlisle