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December 8, 2004

VIA ELECTRONIC FILING

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

Re: Notice of *Ex Parte* Presentation, WC Docket No. 04-313

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, the undersigned counsel hereby provides notice of a December 6, 2004 *ex parte* meeting with the FCC's Wireline Competition Bureau, in the proceeding identified above. In attendance on behalf of the Wireline Competition Bureau were: Michelle Carey, Thomas Navin, Jeremy Miller, Russell Hanser, and Pamela Arluk. In attendance on behalf of the Loop and Transport CLEC Coalition were: Heather Gold, Senior Vice President, Government Relations, XO Communications, Inc.; Russell Merbeth, Federal Counsel, Eschelon Telecom, Inc.; Michael Pelcovits, Principal, MiCRA; Brad Mutschelknaus and Steven Augustino of Kelley Drye & Warren LLP.

The CLECs discussed the Commission's rules for unbundled high capacity loops and the impairment tests for unbundled transport. The CLECs also discussed an analysis of the BOC wire center data that had been submitted in this docket. The positions taken were consistent with the CLECs' previous filings in this docket.

KELLEY DRYE & WARREN LLP

Ms. Marlene H. Dortch
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This notice is being filed electronically through the Commission's ECFS system.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven A. Augustino". The signature is stylized with a large initial "S" and a long horizontal stroke.

Steven A. Augustino

SAA:pab