

Writer's Direct Dial  
(202) 463-2514

April 25, 2005

**EX PARTE**

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
The Portals  
TW-A325  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: Ex Parte Presentation: WC Docket No. 05-65

Dear Ms. Dortch:

On Friday, April 22, 2005 Dave Baker, Vice President of Law and Public Policy for EarthLink, and Earl Comstock and John Butler of Sher & Blackwell LLP met with Ben Childers, Craig Stroup, Rodger Woock, Pam Megan, Marcus Maher, Jon Minkoff, Gail Cohen, Bill Dever, and Kim Jackson of the Wireline Competition Bureau, and Joel Rabinowitz, Kent Nilsson, Ann Bushmiller, C. Anthony Bush, Jim Bird, and Karen Onyeije of the Office of General Counsel, and Chuck Needy and Jonathan Levy of the Office of Strategic Planning to preview the concerns discussed in EarthLink's Petition for Denial and Request for Adjustment of Schedule filed today (April 25, 2005) in Docket 05-65. Mr. Baker, Mr. Comstock, and Mr. Butler orally presented the points made in today's filing by EarthLink.

If you have any questions regarding this notice, please contact the undersigned at 202-463-2514.

Sincerely,

/s/ Earl W. Comstock

Earl W. Comstock  
Counsel for EarthLink, Inc.