



1401 K Street NW Suite 800 • Washington, DC 20005

August 2, 2005

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

Re: Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, CC Docket No. 02-33; IP-Enabled Services, WC Docket No. 04-36; and Petition of BellSouth Telecommunications, Inc., for Forbearance Under 47 U.S.C. 160(c) From Application of Computer Inquiry and Title II Common-Carriage Requirements

**Notice of Ex Parte Presentation**

Dear Ms. Dortch:

Today Jim Frame, Pat Chirico, Rick Askoff and I had a discussion by telephone with Scott Bergmann regarding the above-captioned proceeding. In particular, we discussed an option for rate of return carriers to continue providing broadband services, including xDSL transmission, under tariff if a carrier so chooses. We also briefly discussed cost allocation scenarios in a non-regulated environment.

In accordance with the Commission's rules, a copy of this Notice has been filed electronically in the above referenced docket.

Sincerely,

A handwritten signature in black ink, appearing to read "Colin Sandy", written in a cursive style.

Colin Sandy

cc: Scott Bergmann  
Best Copy