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October 7, 2005

VIA ECFS

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

Re: Notice of Ex Parte Presentation – DA 05-656, WC Docket No. 05-65/
DA 05-762, WC Docket No. 05-75

Dear Ms. Dortch:

On Friday, October 7, 2005, the following individuals met with Jessica Rosenworcel, Legal Advisor to Commissioner Copps, and Russ Hanser, Legal Advisor to Commissioner Abernathy: Heather B. Gold of XO Communications and Brad Mutschelknaus and Thomas Cohen of Kelley Drye & Warren LLP. The purpose of the meeting was to describe the harms arising from the proposed mergers of SBC-AT&T and Verizon-MCI and to provide a series of remedies to alleviate these harms.

As part of the discussion on proposed remedies, Ms. Gold informed the FCC staff that the Virginia State Corporation Commission on October 6, 2005 issued its Order in the Verizon/MCI transfer proceeding and stated on pages 28-29 of the Order: “As a requirement of our approval, MCI must continue to offer to wholesale customers in Virginia its available intrastate and interstate special access, private line or its equivalent, and high capacity loop and transport facilities, without undue discrimination, at pre-merger terms and conditions and at prices that do not exceed pre-merger rates. Thus, existing and future customers of MCI in Virginia shall be entitled to purchase these services at like rates, terms, and conditions as those for comparable services pre-merger. The requirement ordered herein shall continue until the Commission issues an order finding that such is no longer necessary for us to be satisfied that

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removing MCI as an independent provider of these services will not impair or jeopardize adequate service to the public at just and reasonable rates.”

In addition, at this meeting, Mr. Cohen distributed the confidential ex parte presentation filed on October 3, 2005 by Mr. Cohen on behalf of Conversent Communications et al., which is subject to the Protective Order in WC Dockets Nos. 06-65 and 05-75.

An original and one copy of this notice of oral ex parte presentation is being filed with the Secretary's office pursuant to 47 C.F.R. 1.1206.

Sincerely,



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Counsel XO Communications

cc: Jessica Rosenworcel
Russ Hanser