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April 18, 2006

**By ECFS**

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

Re: **CC Docket No. 02-33**

Notice of Discontinuance of Common Carrier Broadband Internet Access  
Transmission Service of XO Communications Services, Inc.

Dear Ms. Dortch:

On April 7, 2006, XO Communications Services, Inc. ("XOCS") filed a Section 63.71 application requesting authority to discontinue the provision of certain domestic services ("Application"). Pursuant to discussions with Commission Staff, XOCS hereby withdraws the Application for purposes of compliance with Section 63.71 and amends the Application to comply with the *Wireline Broadband Order*.<sup>1</sup> XOCS notes that the customer notice dated April 6, 2006 submitted to the Commission with the Application and sent to the relevant customers complies with the requirements of the *Wireline Broadband Order*.<sup>2</sup> XOCS continues to intend to discontinue DSL service to the affected customers, if necessary, on the original discontinuance date, May 15, 2006, or as soon thereafter as any necessary regulatory approvals are obtained.

For the Commission's convenience, XOCS again provides the following information to comply with the *Wireline Broadband Order*:

<sup>1</sup> *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities*, CC Docket No. 02-33, Report and Order and Notice of Proposed Rulemaking ("*Wireline Broadband Order*"), 20 FCC Rcd 14853 (2005); 70 FR 60222 (Oct. 17, 2005).

<sup>2</sup> *Id.* at ¶ 101.

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1. Name and Address of the Carrier: XO Communications Services, Inc. is a wholly owned subsidiary of XO Communications, LLC. and can be reached at 11111 Sunset Hills Road, Reston, Virginia 20190.

2. Date of Planned Service Discontinuance: XOCS plans to discontinue DSL service to the affected customers in Delaware and Georgia, if necessary, on May 15, 2006, or as soon thereafter as any necessary regulatory approvals are obtained. As XOCS filed the Application describing the discontinuance on April 7, 2006, and this notification is amending the Application to comply with the *Wireline Broadband Order*, XOCS is in compliance with the 30 day advance notice requirement.

3. Geographic Areas of Service Affected: Should the discontinuance be necessary, XOCS will discontinue the provision of DSL service to the affected customers in the states of Delaware and Georgia.

4. Brief Description of Type of Service Affected: Should the discontinuance be necessary, XOCS will discontinue the provision of DSL service to affected customers in Delaware and Georgia.

5. Brief Description of the Dates and Methods of Notice to All Affected Customers: As noted in the Application, XOCS provided written customer notice in accordance with the requirements of Section 63.71(a) of the Commission's Rules by notice dated April 6, 2006. The notices were sent by U.S. mail, postage prepaid, on April 6, 2006. A copy of the notice was appended to the Application. The notices comply with the requirements of the *Wireline Broadband Order*.

As indicated by the Certificate of Service appended to the original Application, the state public utility commissions and the Governors of the relevant states as well as the Special Assistant for Telecommunications at the Department of Defense were notified of the planned discontinuance.

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Please date-stamp the enclosed extra copy of this filing and return it in the envelope provided. Should you have any questions with respect to this matter, please do not hesitate to contact the undersigned at (202) 955-9667.

Respectfully submitted,

A handwritten signature in black ink that reads "Melissa Conway". The signature is written in a cursive, flowing style.

Melissa S. Conway  
Counsel for XOCS

Enclosures

cc: Rodney McDonald, Competitive Policy Division, Wireline Competition Bureau  
Jodie May, Competitive Policy Division, Wireline Competition Bureau