



Driving the Development Of
Broadband Over Power Line
Solutions for Utilities & Their Partners

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May 17, 2006

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

Re: Notice of Oral Ex Parte Communication
WC Docket No. 06-10

Dear Ms. Dortch:

This is to notify you, pursuant to Section 1.1206 of the Commission's Rules that Jay Bradbury on behalf of Duke Energy and myself on behalf of the United Power Line Council (UPLC), met today with Kirk Burgee and Thomas Buckley of the Wireline Competition Bureau to discuss issues related to the above-referenced proceeding.

The meeting addressed issues with regard to UPLC's pending petition for declaratory ruling that BPL-enabled Internet service is an interstate information service. UPLC reiterated its position that BPL should be declared an information service, and that the Commission should act on its petition to remove any uncertainty now, as BPL is beginning wide-scale commercial rollout. The UPLC also explained how removing regulatory certainty is important to encourage BPL deployment and that the record adequately supports classifying BPL as an information service.

If there are any questions concerning this matter, please contact the undersigned directly.

Very truly yours,

Brett Kilbourne

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Director of Regulatory Services

Cc: Kirk Burgee
Thomas A. Buckley