



Qwest
607 14th Street NW, Suite 950
Washington, DC 20005
Phone 202.429.3120
Fax 202.293.0561

Melissa E. Newman
Vice President-Federal Regulatory

EX PARTE

Filed electronically via ECFS

May 26, 2006

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street SW, Room TW B-204
Washington, DC 20554

RE: *In the Matter of Regulation of Prepaid Calling Card Services,*
WC Docket No. 05-68

*In the Matter of AT&T Corp. Petition for Declaratory Ruling
Regarding Enhanced Prepaid Card Services, WC Docket No. 03-
133*

Dear Ms. Dortch:

On May 23, 2006, Qwest filed an *ex parte* presentation in the above-captioned proceedings. This presentation documented that AT&T could not demonstrate that "manifest injustice" would occur if it were required to pay Qwest's tariffed rates for access services for its "enhanced prepaid calling cards." Specifically we addressed those prepaid cards that are currently under investigation in the above-captioned docket. In that *ex parte* presentation, Qwest stated that other relevant documents had been received from AT&T during discovery in its lawsuit concerning prepaid calling cards currently pending in federal District Court in Denver. Because Qwest was currently bound by a confidentiality agreement from disclosing those documents to the Commission, we neither submitted nor described them. Qwest promised to file these documents with the Commission upon being given permission by the Court to do so.

Also on May 23, 2006, Qwest filed a motion with the District Court requesting that it be given permission by the Court to file certain enumerated documents received in discovery with the Commission in this case. A hearing has been scheduled on this motion for 8:00 a.m. (MT) on Wednesday, May 31, 2006. We anticipate a ruling that day. Immediately thereafter we will advise the Commission of the result of that hearing. Should permission be given by the Court to use the discovery documents in the instant proceeding, Qwest will make an appropriate additional filing within two days thereafter.

This *ex parte* is being filed with the Commission via ECFS pursuant to Rules 1.49(f) and 1.1206(b), 47 C.F.R. §§ 1.49(f), 1.1206(b). Qwest requests that it be made part of the record of the above-referenced two proceedings.

Ms. Marlene H. Dortch
May 26, 2006
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Please contact me if you have any questions.

Sincerely,

/s/ Melissa E. Newman

Copy via email to:

S. Bergmann
M. Berry
M. Carey
S. Deutchman
S. Feder
D. Griffin
J. Kaufman
T. Navin
J. Rosenworcel
D. Shaffer
D. Stockdale