

**BellSouth D.C., Inc.**  
Suite 900  
1133 21st Street, N.W.  
Washington, DC 20036-3351

glenn.reynolds@bellsouth.com

**Glenn T. Reynolds**  
Vice President -  
Federal Regulatory

202 463 4112  
Fax 202 463 4142

June 23, 2006

**EX PARTE**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
The Portals  
445 12<sup>th</sup> St. SW  
Washington, D.C. 20554

Re: WC Docket 05-170

Dear Ms. Dortch:

This is to inform you that on June 22, 2006, Herschel Abbott, Jon Banks and the undersigned of BellSouth, met with Commissioner Jonathan Adelstein and Scott Bergmann in connection with the Petition for Forbearance filed by XO and others.

In this meeting, BellSouth explained that the Forbearance Petition is procedurally improper because it seeks to establish new regulations and is therefore inconsistent with the Congressional intent underlying Section 10 of the Act. BellSouth also explained that, even if granted, the Petition would not result in the relief claimed by Petitioners. Finally, BellSouth explained that there is no support in the record, or in fact, for the proposition that the test for access to EELs established by the Commission in the Triennial Review Order is inappropriate or overly burdensome.

Pursuant to Commission rules please include this notice in the record of the above-referenced proceeding.

Sincerely,



Glenn T. Reynolds

Cc: Scott Bergmann