

Eric N. Einhorn
V.P. Federal Government Affairs
Windstream Communications, Inc.
1155 15th Street, N.W., Suite 1002
Washington, DC 20005

(202) 223-7668
eric.n.einhorn@windstream.com



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Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: ***Ex Parte Communication***
Windstream's Petition for Conversion to Price Cap Regulation
and for Limited Waiver Relief, WC Docket No. 07-171

Dear Ms. Dortch:

On August 6, 2007, Windstream Corporation filed a Petition on behalf of its Incumbent Local Exchange subsidiaries requesting authority to convert its rate-of-return cost study areas to price cap regulation no later than July 1, 2008.¹ Windstream proposes a reasonable approach to price cap regulation that relies to the largest extent possible upon the framework already established in the *CALLS Order*² and, to the extent necessary, limited waivers of the applicable pricing and universal service high-cost support mechanisms to enable Windstream's successful conversion. As part of the Petition, Windstream sought a waiver of section 61.3(qq)(2) of the Commission's rules, which sets the *CALLS* "target rate" at \$0.0095 per ATS minute of use for holding companies with a "holding company average of less than 19 Switched Access End User Common Line charge lines per square mile served by such company."³ Windstream hereby withdraws that particular waiver request. Accordingly, instead of initiating a glide path as

¹ *Windstream Petition for Conversion to Price Cap Regulation and for Limited Waiver Relief*, WC Docket No. 07-171 (filed August 6, 2007).

² *Access Charge Reform; Price Cap Performance Review for Local Exchange Carriers*, Sixth Report and Order, 15 FCC Rcd 12962 (2000) ("*CALLS Order*"), *aff'd in part, rev'd in part and remanded in part*, *Texas Office of Public Util. Counsel v. FCC*, 265 F.3d 313 (5th Cir. 2001).

³ 47 C.F.R. § 61.3(qq)(2). See Petition at 20-24.

originally proposed in the Petition, Windstream would begin a transition in its 2008 annual access tariff filing toward a target rate of \$0.0065 per ATS minute of use, consistent with section 61.3(qq)(3) and the *CALLS Order*.⁴

In accordance with section 1.1206 of the Commission's rules, this letter is filed with your office for inclusion in the public record of the above referenced proceeding. Please feel free to contact me if you require additional information.

Sincerely,

/s/

Eric N. Einhorn

⁴ 47 C.F.R. § 61.3(qq)(3).