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ATTORNEYS AT LAW

April 24, 2008

**Ex Parte – Via Electronic Filing**

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

Re: *Intercarrier Compensation for ISP-Bound Traffic*, CC Docket No. 99-68;  
*and Developing a Unified Intercarrier Compensation Regime*, WC Docket  
No. 01-92

Dear Ms. Dortch:

On April 23, 2008, Jamie Moyer, Senior Director of Interconnection Services, Mack Greene, Director of Interconnection Services, Bill Hunt, Vice President of Public Policy - all of Level 3 Communications, LLC ("Level 3") - and I met with Dana Shaffer, Bureau Chief, Deena Shetler, Deputy Chief of Pricing Policy Division, Victoria Goldberg, Jay Atkinson, Randy Clarke, and Marcus Maher. We also met separately with Scott Deutchman, Legal Advisor to Commissioner Michael J. Copps, Chris Moore, Legal Advisor to Commissioner Deborah Taylor Tate, Scott Bergmann, Legal Advisor to Commissioner Jonathan S. Adelstein, and Ian Dillner, Legal Advisor to Chairman Kevin Martin.

Our presentation is summarized in the attached document which was provided to the FCC participants, and in Level 3's previously filed ex parte letter dated October 4, 2004 and June 23, 2004, which have previously been filed in the above-captioned dockets and are incorporated herein by reference.<sup>1</sup> In addition, we stated that not only are number of dial-up Internet access users declining significantly, but the usage per dial-up user is also declining significantly.

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<sup>1</sup> See Letter of John T. Nakahata to Marlene H. Dortch, Secretary, FCC, CC Dockets No. 96-98, 99-68 7 01-92 and WC Docket No. 03-171, filed October 4, 2004, and attachment thereto (Level 3 White Paper dated June 23, 2004).

**HARRIS, WILTSHIRE & GRANNIS**

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Please let me know if you have any questions.

Sincerely,



John T. Nakahata  
*Counsel for Level 3 Communications*

Cc: Dana Shaffer  
Deena Shetler  
Victoria Goldberg  
Jay Atkinson,  
Randy Clarke  
Marcus Maher.  
Scott Deutchman  
Chris Moore  
Scott Bergmann  
Ian Dillner