



September 4, 2008

NOTICE OF EX PARTE PRESENTATION
(47 C.F.R. § 1.1206)

VIA ECFS

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

Re: *In the Matter of Petition of AT&T Inc. for Interim Declaratory Ruling and Limited Waivers Regarding Access Charges and the ESP Exemption, WC Docket No. 08-152*

Dear Ms. Dortch:

In reply comments filed in this docket on September 2, 2008, the National Association of State Utility Consumer Advocates (“NASUCA”) attributed certain statements to the comments filed by SureWest Communications (“SureWest”), in conjunction with D&E Communications and Moultrie Independent Telephone Company, including the statement that voice over Internet protocol (“VoIP”) calls should not pay access charges.¹ That attribution was incorrect; the reference was, in fact to the comments submitted on behalf of Pac-West Telecomm, Inc. (“Pac-West”).² The statement in NASUCA’s paragraph and the quotations therein were from the comments of Pac-West.³ In fact, as stated in the SureWest/D&E/Moultrie comments, their position is that they “strongly support[] AT&T’s position that VOIP traffic be declared subject to access charges....”⁴

¹ See NASUCA Reply Comments (September 2, 2008) at 3-4.

² See Pac-West Comments (September 2, 2008) at 5.

³ Id. at 5-6.

⁴ SureWest/D&E/Moultrie Comments (September 2, 2008) at i. On the other hand, SureWest/D&E/Moultrie “equally strongly oppose AT&T’s suggestion that VOIP traffic should only be subject to intrastate access charges if those charges are no greater than interstate access charges.” Id. This latter statement was correctly attributed in NASUCA’s Reply Comments (at 2, n.6).

With this letter, NASUCA is filing a corrected version of the Reply Comments (specifically so designated), which correctly attributes the pertinent statements to Pac-West instead of SureWest. We apologize for any confusion this may have caused, and specifically apologize to SureWest (and Pac-West) for incorrectly describing their views.

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