

24 September 2008

BY ELECTRONIC FILING

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20054

*Re: Assessment and Collection of Regulatory Fees for Fiscal Year 2008,
MD Docket No. 08-65—Notice of Ex Parte Presentation*

Dear Ms. Dortch:

Pursuant to Section 1.1206(b) of the Commission's rules, I hereby notify the Commission of an *ex parte* presentation made in the above-referenced proceeding. On September 23, 2008, the following individuals met separately with Renée Crittendon, Legal Advisor to Commissioner Jonathan Adelstein, and with Charles Mathias, advisor to Chairman Kevin Martin to discuss the Industry Consensus Proposal ("Consensus Proposal") for reform of international bearer circuit ("IBC") fees:

- Amy Alvarez, AT&T, Inc.
- Kent Bressie, Harris Wiltshire & Grannis, on behalf of Level 3 Communications, LLC
- Michael Donahue, Level 3 Communications, LLC
- Rogena Harris, Tata Communications (US) Inc.
- Leslie V. Owsley, Verizon
- Martin L. Stern, K&L Gates LLP, on behalf of Pacific Crossing Limited and PC Landing Corp.
- James J.R. Talbot, AT&T, Inc.
- Troy Tanner, Bingham McCutchen, on behalf of Brasil Telecom of America, Inc.; Columbus Networks USA, Inc., ARCOS-1 USA, Inc., and A SUR Net; Inc.; and Hibernia Atlantic US LLC
- Joel S. Winnik, Hogan & Hartson LLP, on behalf of Marine Cable Corp.

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The submarine cable operators represented in this meeting discussed the details of the Consensus Proposal, which they filed on the record in this proceeding on September 23, 2008. The Consensus Proposal addresses IBC reform comprehensively and fairly and reflects extensive negotiations among its supporters. Accordingly, those supporters respectfully ask that the Commission adopt the Consensus Proposal in its entirety.

The participants also discussed recent filings made by Internet2 in the above-referenced docket. The participants stated that the Consensus Proposal would greatly benefit non-profit educational and research organizations that purchase capacity on submarine cables serving the United States. The participants suggested that the question of exemptions for pass-through charges of regulatory fees was not unique to submarine cable operators and would best be addressed by the Commission in a separate proceeding.

Should you have any questions or require further information, please contact me by telephone at +1 202 730 1337 or by e-mail at kbressie@harriswiltshire.com.

Respectfully submitted,



Kent D. Bressie
Counsel for Level 3 Communications, LLC

cc: Renée Crittendon
Charles Mathias