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April 3, 2009

VIA ELECTRONIC FILING

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

Re: Notice of Ex Parte Communication; CTE Telecom, LLC Request for Review, WC Docket No. 06-122

Dear Ms. Dortch:

On April 2, 2009, Kenneth Mason, Vice President of Government and Regulatory Affairs, and Kevin Saville, Associate General Counsel, of CTE Telecom, LLC (“CTE”)¹ and the undersigned met with Jennifer McKee, Thomas Buckley, Cindy Spiers, Erica Myers, Carol Pomponio, Jamie Susskind, Michael Goldstein, and Jim Lande of the Wireline Competition Bureau.

The participants discussed CTE’s pending Request for Review of Decision of the Universal Service Administrative Company (“USAC”). CTE operates two business units. CTE’s Commonwealth Long Distance business unit is a telecommunications services provider and has contributed to the universal service fund. However, CTE’s epix business unit provides a broadband Internet access service to end user customers that is an information service not subject to universal service assessment. CTE’s Internet access service permits epix customers to connect to the Internet, surf the world wide web and send and receive electronic mail.

epix uses DSL service as an input in its broadband Internet access service. epix does not own the telephone lines used to provide the DSL transmission input. epix purchases a portion of the bandwidth on a copper loop from its affiliate, Commonwealth Telephone Company, under a line sharing agreement.

¹ CTE is a subsidiary of Frontier Communications Company (“Frontier”). Frontier acquired CTE’s parent company in March, 2007, approximately one year after CTE filed its 2006 Form 499 and during the same month the Reznick Group issued its initial audit findings.

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USAC required CTE to revise its 2006 Form 499-A to report calendar year 2005 DSL revenues.² On August 14, 2008, CTE refiled its 2006 Form 499-A and, under protest pending this appeal, in November 2008 through January 2009 paid USAC's invoices for additional USF contributions on the DSL revenue.³

The participants also discussed the fact that another appeal filed by a competitive local exchange carrier on a similar Internet access/DSL classification issue is pending in the same docket. Finally, the participants discussed the rule that prohibits USAC from accepting downward revisions to a Form 499-A filing after March 31 of the subsequent year. For example, absent CTE's appeal, if CTE attempted to revise downward the revenues reported in its 2006 Form 499-A after March 31, 2007, USAC would reject that filing and CTE would be unable to recoup any overpayment to the USF.⁴

Sincerely yours,

/s/ electronically signed

Tamar E. Finn

cc (by e-mail):

Jennifer McKee
Thomas Buckley
Cindy Spiers
Erica Myers
Carol Pomponio
Jamie Susskind
Michael Goldstein
Jim Lande

² See CTE Request for Review, Exhibit 1.

³ The fourth quarter 2008 USAC invoices included an adjustment for the additional 2005 contribution based on DSL revenues reported in the revised Form 499-A. CTE's last payment was made January, 2009.

⁴ See 2006 Form 499-A instructions, page 11 & n. 16.