

Voice | Data | Internet | Wireless | Entertainment



April 3, 2009

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Portals II, Room TW-A325  
Washington, DC 20554

Jeffrey S Lanning  
Director—Federal Regulatory Affairs  
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Washington, DC 20004  
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**EX PARTE NOTICE**

*Re: Commission's Consultative Role in the Broadband Provisions of the Recovery Act, GN Docket No. 09-40.*

Dear Ms Dortch:

Yesterday, April 2, 2009, at 11:30 am, David Bartlett Jeb Benedict, and I, all representing Embarq, met with: Claude Aiken and Theodore Burmeister of the Wireline Competition Bureau; Rebekah Goodheart of the Media Bureau, Brenda Boykin and Paul Malmud of the Wireless Telecommunications Bureau, and Carol Simpson of the Public Safety and Homeland Security Bureau. In accordance with the March 20, 2009, White House Memorandum for the Heads of Executive Agencies: Ensuring Responsible Spending of Recover Act Funds (Memorandum), Embarq disclosed that David Bartlett is a registered lobbyist. The conversation was limited to general policy and did not address any particular projects, applications, or applicants for funding. We discussed Embarq's views on the Public Notice released March 24, 2009 regarding the definitions of "unserved area," "underserved area," "broadband," non-discrimination obligations, and network interconnection obligations in the implementation of the broadband provisions in the Recovery Act. The discussion revolved around the points in the attached documents.

Pursuant to Section 1.1206(b) of the Commission's rules, one copy of this electronic notice is being filed in each of the above-referenced dockets. Please contact me if you have any questions or need anything else.

Sincerely,

A handwritten signature in blue ink that reads "Jeffrey S Lanning".

Jeffrey S Lanning

cc: Claude Aiken  
Thomas Buckley  
Theodore Burmeister  
Ian Dillner  
Katie King  
Jennifer McKee  
Bill Dever  
Bill Kehoe  
Melissa Kirkel

Matt Warner  
Sarah Whitesell  
Krista Witanowski  
Rebekah Goodheart  
Aaron Goldberger  
Kevin Holmes  
Jennifer Salhus  
Jeff Cohen  
Paul D'Ari

Susan Singer  
Jennifer Tomchin  
Ron Repasi  
Walter Johnston  
Brenda Boykin  
Carol Simpson  
Paul Malmud