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VIA ECFS

EX PARTE

September 2, 2009

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW, Suite TW-A325
Washington, DC 20554

Re: A National Broadband Plan for Our Future, GN 09-51

Dear Ms. Dortch:

Yesterday, David Armentrout, President and COO of FiberNet Inc., as well as Julia Strow and the undersigned on behalf of FiberNet, met with Rob Curtis, Tom Koutsky and R.J. Neal of the National Broadband Plan staff. During the meeting, Mr. Armentrout reiterated the points he made during the August 12th workshop on the Deployment of Wired Broadband. Mr. Armentrout emphasized in particular that FiberNet would be able to substantially increase the availability of broadband to consumers if FiberNet were able to obtain access to incumbent LEC remote terminals, incumbent LEC loop facilities and utility poles at affordable rates and without unreasonable delay.

Respectfully submitted,

/s/ Thomas Jones
Thomas Jones

cc: Rob Curtis
Tom Koutsky
R.J. Neal