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December 30, 2009

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554

Re: GN Docket Nos. 09-29, 09-47, 09-51; RM-11358  
*Ex Parte* Notice

Dear Ms. Dortch:

On behalf of XO Communications, LLC (XO), I spoke by phone yesterday with Colin Crowell, Senior Counselor to Chairman Julius Genachowski. Consistent with the XO's written submissions in this proceeding, I urged that in its National Broadband Plan the Commission: (1) recognize that the existing, ubiquitously-deployed copper infrastructure is an inexpensive means of delivering broadband services to small businesses and other customers, and commit to completing promptly its pending rulemaking proceeding on the retirement of copper loops by incumbent local exchange carriers ("LECs"); and (2) recognize the critical importance of efficient access to last-mile facilities and other transmission services, bottlenecks that are currently dominated by incumbent LECs.

Pursuant to section 1.1206(b)(2) of the Commission's rules, 47 C.F.R. § 1.1206(b)(2), this *ex parte* notification is being filed electronically for inclusion in the public record of the above-referenced proceedings.

Respectfully submitted,

/s/ Regina M. Keeney  
Regina M. Keeney

cc: Colin Crowell