

Law Office of Mark C. Del Bianco

3929 Washington Street

Kensington, MD 20895

Ph/fax 301.933.7216

mark@markdelbianco.com

February 18, 2010

Notice of Ex Parte Presentation

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: WC Docket 09-95, *Verizon Communications Inc. and Frontier Communications Corp., Applications for Transfer of Control*

Dear Ms. Dortch:

On February 17, 2010, Bill Haas, Vice President, Public Policy and Regulatory for PAETEC Communications, Inc., and the undersigned met with members of the transaction team to discuss the Verizon/Frontier merger proceeding. Transaction team members present at the meeting were Bill Dever, Jennifer Prime, Carol Simpson, Nick Alexander and Alex Johns, Wireline Competition Bureau; Jim Bird and Neil Dellar, Office of General Counsel; and Paul de Sa, Office of Strategic Planning.

The purpose of the meeting was to express PAETEC's concerns about the harms that this transaction will cause to competitors and to the wholesale market. PAETEC stated that despite its many shortcomings, the wholesale OSS offered by Verizon for broadband services is among the best in the country, providing real-time, electronic access to pre-qualification, ordering, order status and trouble ticketing and open application programming interfaces ("APIs") to enable competitors to develop additional features. The Frontier ILECs' wholesale OSS lack many of these features – they are not real-time or efficient, nor do they provide electronic access or access to an API. If Frontier were to transition in the Affected States from Verizon's OSS/APIs to Frontier's existing wholesale OSS, this would be a backward step and a disaster for competition in the telecom market and for consumers generally. PAETEC also discussed the need for the Applicants to agree to pro rata division of existing Verizon commercial agreements with term and volume commitments, so that competitors will be no worse off in either Verizon or Frontier territories after closing.

PAETEC stressed that these harms are merger-specific and can only be offset by the imposition of merger conditions that relate to wholesale pricing and the wholesale operations support systems ("OSS") implemented by Frontier. The necessary pricing and

OSS conditions were set forth in PAETEC's reply comments filed in this proceeding. In addition, PAETEC stated that it would support specific conditions suggested in the January 28, 2010 ex parte filing by One Communications et al that cover the issues identified in the preceding paragraph.

If you have any questions, please feel free to contact me at the above number.

Sincerely,

A handwritten signature in black ink that reads "Mark C. Del Bianco". The signature is written in a cursive style with a horizontal line extending from the end of the name.

Mark C. Del Bianco

Counsel to PAETEC Communications, Inc.

Cc: Bill Dever, Jennifer Prime, Carol Simpson, Nick Alexander and Alex Johns,
Wireline Competition Bureau
Jim Bird and Neil Dellar, Office of General Counsel
Paul de Sa, Office of Strategic Planning