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May 7, 2010

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

Ex Parte

Re: Notice of Ex Parte Presentation, In the Matter of Implementation of Section 224 of the Act; Amendment of the Commission's Rules and Policies Governing Pole Attachments, WC Docket No. 07-245, RM-11293 and RM-11303; A National Broadband Plan for Our Future, GN Docket No. 09-51; and Petition for Declaratory Ruling That the Telecommunication Rate Applies to Cable System Pole Attachments Used to Provide Interconnected Voice over Internet Protocol Service, WC Docket No. 09-154.

Dear Ms. Dortch:

This is to notify you pursuant to Section 1.1206 of the Commission's Rules that Scott Liebel on behalf of Ameren Services Company; Jay Griles on behalf of Dominion; and Mike Oldak and the undersigned on behalf of the Utilities Telecom Council met on May 6, 2010 with Christine Kurth, Policy Director and Senior Counsel in the Office of Commissioner McDowell, in connection with the above-referenced proceedings.

During the meetings, the electric utility industry representatives made the following points:

- The current regulated rates for pole attachments subsidize the communications industry at the expense of electric utilities and their customers, and the Commission should not adopt a rate for broadband pole attachments that perpetuates and exacerbates these subsidies.
- New access requirements for pole attachment processing, permitting and make ready that impose one-size-fits-all timelines and practices would threaten the reliability and safety of electric utility infrastructure.
- Requiring the creation of a database of pole attachments would be impractical and would take away resources from the deployment of broadband.
- The Commission should not adopt recommendations for pole attachments within the National Broadband Plan, which does not address electric utility concerns on the record with regard to rate subsidies and threats to infrastructure reliability and safety.

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If there are any questions concerning this matter, please let me know.

Very truly yours,

Brett Kilbourne

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cc: FCC Participants