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November 18, 2010

Marlene Dortch, Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

Re: **Amended Notice of Ex Parte Meeting**
WC Docket 07-245
GN Docket 09-51

Dear Ms. Dortch:

On Wednesday, November 17, 2010, Tom Kennedy (Florida Power & Light), Sean Cunningham (Hunton & Williams LLP on behalf of the Alliance for Fair Pole Attachment Rules), Russ Campbell (Balch & Bingham LLP on behalf of Oncor Electric and I (on behalf of the Florida IOUs) met with the following Commission staff:

- Office of General Counsel: Julie Veach, Dianne Griffin Holland, Sonja Rifken and Raelyn Remy; and
- Wireline Competition Bureau: Jeremy Miller, Bill Dever, Wes Platt, Richard Kwiatkowski and Marv Sacks.

During the meeting we discussed three issues: (1) the meaning and impact of the “insufficient capacity” exception in section 224(f)(2), specifically as it relates to the Commission’s authority to require pole replacement or rearrangement of facilities in the electric supply space; (2) the Commission’s lack of authority to regulate the rates, terms and conditions of ILEC pole attachments on electric utility poles; and (3) the meaning and impact of the term “cost” as used in section 224(e), specifically as informed by the legislative history.

The positions taken by the Alliance for Fair Pole Attachment Rules, the Florida IOUs and Oncor Electric were consistent with their previous filings in the above-captioned dockets.

Pursuant to Section 1.206 (b) of the Commissions rules, a copy of this notice of *ex parte* communication is being filed electronically in the above referenced matter. Please contact me if you have any questions.

Marlene Dortch, Secretary
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Sincerely,

/s

Eric B. Langley

cc: Julie Veach
Dianne Griffin Holland
Sonja Rifken
Raelyn Remy
Jeremy Miller
Bill Dever
Wes Platt
Richard Kwiatkowski
Marv Sacks.
Sean Cunningham
Tom Kennedy
J. Russell Campbell

EBL:kwc