

Malena F. Barzilai
Regulatory Counsel & Director - Federal Government Affairs
Windstream Communications, Inc.
1101 17th Street, N.W., Suite 802
Washington, DC 20036

(202) 223-4276
malena.barzilai@windstream.com



December 10, 2010

VIA ECFS

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

Re: *Preserving the Open Internet*, GN Docket No. 09-191; *Framework for Broadband Internet Service*, GN Docket No. 10-127; *A National Broadband Plan for Our Future*, GN Docket No. 09-51; *Developing a Unified Intercarrier Compensation Regime*, CC Docket No. 01-92; *Intercarrier Compensation for ISP-Bound Traffic*, CC Docket No. 99-68; *IP-Enabled Services*, WC Docket No. 04-36; *Connect America Fund*, WC Docket No. 10-90; *High-Cost Universal Service Support*, WC Docket No. 05-337; *Establishing Just and Reasonable Rates for Local Exchange Carriers*, WC Docket No. 07-135

Dear Ms. Dortch,

On December 9, 2010, Mike Rhoda, Eric Einhorn, and Jennie Chandra, from Windstream Communications, Inc. ("Windstream"), met with Zachary Katz in the office of Chairman Genachowski and David Tannenbaum from the office of the General Counsel. Consistent with its filings in GN Docket Nos. 09-191 and 10-127, Windstream urged that any open internet regulations should apply equally to wired and wireless broadband services. Stricter regulation of wired broadband services will distort the competitive marketplace, and the alleged differences between wired and wireless networks are at most matters of degree, not kind, and do not justify placing the technologies under different regulatory standards. Finally, Windstream provided copies of the attached article, and the 2004 IP-Enabled Services NPRM¹.

In addition, consistent with its various statements in the above-referenced proceedings, Windstream discussed the need for comprehensive, rational reform of the intercarrier compensation system and the universal service high-cost program, and expressed its continued support for the general framework set out in the National Broadband Plan. As an important first step toward reform, Windstream recommended that the Commission promptly issue an Order

¹ *IP-Enabled Services*, WC Docket No. 04-36, Notice of Proposed Rulemaking, 19 FCC Rcd 4863, 4904-05 (2004).

confirming that VoIP providers placing IP traffic over switched access facilities must pay jurisdictionalized access charges.

If you have any questions or need any additional information, please feel free to contact me.

Sincerely,

/s/

Malena F. Barzilai

Attachment

cc: Zachary Katz
David Tannenbaum