

April 15, 2011

VIA ECFS

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

**Re: Notice of Ex Parte Communication,
WC Docket No. 09-109; CC Docket No. 95-116**

Dear Ms. Dortch:

Yesterday, Tim Decker, Co-Chair of the North American Portability Management LLC ("NAPM LLC"), and I, outside counsel for the NAPM LLC, met with Diane Griffin-Holland and Frank Inserra of the Office of General Counsel, and Lisa Gelb, William Dever, Ann Stevens, Marilyn Jones, and Sanford Williams, of the Wireline Competition Bureau, to discuss Telcordia's suggested revisions to the NAPM/NANC Consensus Proposal ("Consensus Proposal"), which was unanimously endorsed by the North American Numbering Council ("NANC").

During the meeting, we discussed the overwhelming and nearly unanimous support for the Consensus Proposal, which reflects the careful thought and hard work by the NANC Chair and several members of the NANC and/or the NAPM LLC, and the FCC's March 8, 2011 Order, WC Docket No. 09-109; CC Docket No. 95-116, DA 11-54 (rel. March 8, 2011) ("Order"). The degree of support for the Consensus Proposal and Order without further modification is nearly unprecedented.

Telcordia has not justified any of the further revisions that it alone seeks. The Consensus Proposal and Order already provide for full and transparent oversight of the process to develop the NANC recommendation. At this late stage, further changes to the Consensus Proposal and Order at the urging of a single party -- an interested vendor -- would only increase the risk of unraveling the current consensus or creating unintended consequences without materially improving how the selection process will actually function. For example, mandating changes that deviate from the manner in which all NANC working groups currently operate and reach consensus is unnecessary, particularly when these procedures make the selection of a state public utility commissioner, state regulatory staff person, or state consumer advocate by the members of the working group nearly inevitable. In any event, the role of a co-chair of a working group, like

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the NANC Chair, is to facilitate consensus within the group rather than to set policy or make determinations on behalf of the working group. To effectively carry out this function, it is in the interests of all participants to ensure that the three co-chairs are diverse. In short, there is no justification for the Commission to mandate changes to NANC procedures merely to address a non-existent risk.

Likewise, there is no reason for the Commission to mandate changes to the operating agreement of the NAPM LLC, particularly when the NAPM LLC will be working, primarily through the NAPM LLC's Future of the Number Portability Administration Center Subcommittee ("FonPAC"), with the LNPA Selection Working Group ("SWG"), the NANC Chair, and the FCC at all stages of the selection process under the current Consensus Proposal. In short, the proposed modifications are entirely unnecessary.

Further, the Commission lacks the jurisdiction to regulate the internal procedures and subcommittees of the NAPM LLC, a private entity that does not provide any telecommunications or information services, by ordering the NAPM LLC: (i) to disclose membership of any of its subcommittees; (ii) to keep and publish minutes of any of its subcommittees; or (iii) to prohibit meetings of any of its subcommittees unless certain third-parties be permitted to attend. Again, the Consensus Proposal, as currently written, ensures that the SWG, the NANC Chair and the Commission will have access to all relevant information without the imposition of impermissibly intrusive and bureaucratic requirements.¹

We also discussed the importance of ensuring that the procedure is not so rigid and bureaucratic that formal orders must be issued during the process leading to the recommendation or that there is no flexibility to react to unexpected developments during the process. The history of the LNPA selection process demonstrates both the need for flexibility and the appropriateness of the Consensus Proposal as currently written.

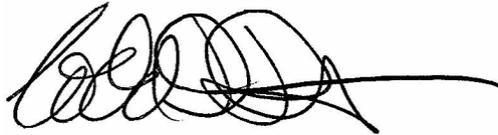
Finally, we reiterated that time is of the essence, and urged the Commission to move forward as quickly as possible so that the selection process could be reinitiated soon.

¹ For example, the members of the SWG, the NANC Chair and the Commission will know the individuals who are participating in the FonPAC -- all of whom work for companies that are members of the NAPM LLC, as a consequence of the joint work that the SWG and FonPAC will undertake during the selection process as set forth in the Consensus Proposal and Order as currently written.

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Pursuant to Section 1.1206(b) of the Commission's rules, a copy of this letter is being filed via ECFS with your office. Please contact the undersigned if you have any questions or need additional information.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Todd D. Daubert', with a long horizontal flourish extending to the right.

Todd D. Daubert
Counsel for the NAPM LLC

cc: Diane Griffin Holland, Office of General Counsel
Frank Inserra, Office of General Counsel
Lisa Gelb, Wireline Competition Bureau
William Dever, Wireline Competition Bureau
Ann Stevens, Wireline Competition Bureau
Sanford Williams, Wireline Competition Bureau