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October 20, 2011

VIA ELECTRONIC FILING

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

Re: CC Docket No. 01-92; WC Docket Nos. 05-337, 07-135, 10-90 and GN Docket No. 09-51

Dear Ms. Dortch:

I am writing as follow-up to that part of my October 18 letter which expressed Neutral Tandem's support for certain of the proposals made in an October 12 *ex parte* submitted by Level 3 Communications.

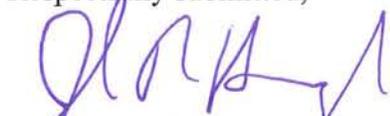
In that letter, I indicated that Neutral Tandem does not agree that Level 3's Proposed Rule Change #4 should be adopted as drafted. Proposed Rule Change #4 would add a paragraph to rule 62.26(f), as follows:

“(3) When the competing ILEC does not charge a rate for common transport between its tandem and a second tandem, the benchmark rate shall not include any such charge for such transport.”

In that letter, I indicated that Level 3's proposal should be modified to clarify that IXCs which refuse to receive access traffic from a CLEC via direct interconnection with the CLEC's tandem, and instead require that traffic to be delivered through the tandem of the IXC's affiliated incumbent LEC, should incur the charges associated with delivering access traffic to the tandem of its affiliated incumbent LEC.

I have communicated with John Nakahata, counsel for Level 3 in this proceeding. Mr. Nakahata has authorized me to state that Level 3 has no objection to Neutral Tandem's proposed modification to Level 3's proposal.

Respectfully submitted,



John R. Harrington
Counsel for Neutral Tandem, Inc.



cc: John Nakahata, Counsel for Level 3
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