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July 17, 2012

Notice of Ex Parte

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

Re: *In the Matter of Petitions for Waiver of Commission's Rules Regarding Access to Numbering Resources*, CC Docket 99-200; *Connect American Fund, et al.*, Further Notice of Proposed Rulemaking on IP-to-IP Interconnection Issues, WC Docket No. 10-90; GN Docket No. 09-51; WC Docket No. 07-135; WC Docket No. 05-337; CC Docket No. 01-92; CC Docket No. 96-45; WC Docket No. 03-109; WT Docket No. 10-208

Dear Ms. Dortch:

On July 15, 2012, I held a telephone conference on behalf of Level 3 Communications, LLC, Bandwidth.com, and COMPTEL ("CLEC Coalition") with Michael Steffen, Legal Advisor to Chairman Genachowski. We discussed the CLEC Participants' urgent concerns with the petitions of Vonage and other petitioners for limited waiver of Section 52.15(g)(2)(i) to obtain direct access to number resources.

On the call, I emphasized that given the complex industry-wide issues implicated by the Vonage and other waiver petitions, granting a waiver would not provide due process to the CLEC Coalition. Although the CLEC Coalition does not believe that number resources should be directly assigned to non-carriers, if the Commission intends to change the rules to that end, a notice of proposed rulemaking is the only appropriate procedural mechanism to do so. In addition, given that the Commission would be addressing novel factual, legal, and policy issues, having the Bureau grant the waiver petitions on delegated authority would be beyond the bounds of the Bureau's legal authority.¹

¹ 47 C.F.R. § 0.291.

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As required by Section 1.1206(b), this ex parte notification is being filed electronically for inclusion in the public record of the above-referenced proceeding. If you have any questions or require additional information, please do not hesitate to contact me at 202.659.6655.

Sincerely,

/s/ James C. Falvey

James C. Falvey
Counsel for the CLEC Coalition

cc: Michael Steffen