

November 5, 2012

VIA ECFS

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW, Room TW-A325
Washington, DC 20554

Re: *Special Access Rates for Price Cap Local Exchange Carriers; AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, WC Docket No. 05-25, RM-10593*

Dear Ms. Dortch:

On November 1, 2012, Kevin Joseph of the Joseph Group and the undersigned discussed the transition to next-generation technology networks and the mandatory data request in the above-referenced special access proceeding with Zac Katz, Chief of Staff to Chairman Julius Genachowski, Michael Steffen, legal advisor to Chairman Genachowski, and Julie Veach, Chief of the Wireline Competition Bureau. During the discussion, I stated that the Commission should (1) utilize the mandatory data request to establish a robust factual record regarding the extent of competition in relevant product markets for packet-mode last mile facilities, (2) utilize the analysis of that record to establish appropriate regulation of incumbent LEC last mile packet-mode facilities, and (3) in so doing, act promptly by utilizing the information available from the data request, which will be more than sufficient to establish efficient new wholesale regulations for packet-mode services.

Please do not hesitate to contact me at (202) 303-1111 if you have any questions or concerns about this submission.

Respectfully submitted,

/s/ Thomas Jones

Counsel for tw telecom, inc.

cc: Zac Katz
Michael Steffen
Julie Veach

