

November 29, 2012

**VIA ECFS**

***EX PARTE***

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

**Re:** *Connect America Fund, WC Docket No. 10-90; Developing an Unified Inter-carrier Compensation Regime, CC Docket No. 01-92; Petition of CenturyLink for Forbearance Pursuant to 47 U.S.C. § 160(c) from Dominant Carrier and Certain Computer Inquiry Requirements on Enterprise Broadband Services, WC Docket No. 12-60; Petition of tw telecom inc. et al. to Establish Regulatory Parity in the Provision of Non-TDM-Based Broadband Transmission Services, WC Docket No. 11-188; Petition for Declaratory Ruling That tw telecom inc. Has the Right to Direct IP-to-IP Interconnection Pursuant to Section 251(c)(2) of the Communications Act, as Amended, for the Transmission and Routing of tw telecom's Facilities-Based VoIP Services and IP-in-the-Middle Voice Services, WC Docket No. 11-119; Business Broadband Marketplace, WC Docket No. 10-188; Cbeyond, Inc. Petition for Expedited Rulemaking to Require Unbundling of Hybrid, FTTH, and FTTC Loops Pursuant to 47 U.S.C. § 251(c)(3) of the Act, WC Docket No. 09-223; Petition for Expedited Rulemaking to Adopt Rules Pertaining to the Provision by Regional Bell Operating Companies of Certain Network Elements Pursuant to 47 U.S.C. § 271(c)(2)(B) of the Act, WC Docket No. 09-222; Policies and Rules Governing Retirement Of Copper Loops by Incumbent Local Exchange Carriers, RM-11358; Special Access for Price Cap Local Exchange Carriers, WC Docket No. 05-25*

Dear Ms. Dortch:

On November 27, 2012, the undersigned discussed the transition to a packet-mode PSTN with Priscilla Argeris, legal advisor to Commission Jessica Rosenworcel. During the meeting, I stated that, in addressing the transition to a packet-mode PSTN, the Commission should focus on updating the Commission's competition policies to ensure that competitors are able to obtain incumbent LEC packet-mode, last mile facilities and IP interconnection for the exchange of VoIP traffic on just and reasonable rates, terms and conditions.

Please do not hesitate to contact the undersigned if you have any questions or concerns regarding this submission.

Respectfully submitted,

/s/ Thomas Jones

*Counsel for Cbeyond, Inc., EarthLink, Inc.,  
Integra Telecom, Inc., and tw telecom, inc.*

cc: Priscilla Argeris