

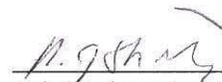
**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

| | | |
|--|---|-----------------------------|
| Petition for Declaratory Ruling that |) | |
| Certain Right of Way Rents Imposed by |) | WC Docket No. 09-153 |
| the New York State Thruway Authority |) | |
| Are Preempted Under Section 253 |) | |

NOTICE OF VOLUNTARY DISMISSAL

Level 3 Communications, LLC hereby voluntarily dismisses its Petition for Declaratory Ruling filed in the above-docketed proceeding with prejudice.

Respectfully submitted,



Michael J. Shortley, III

Vice President-Legal
Level 3 Communications, LLC

225 Kenneth Drive
Rochester, New York 14623
Tel: 585.255.1429
Fax: 877769.9844
Email: michael.shortley@level3.com

December 26, 2013