



INDEPENDENT TELEPHONE & TELECOMMUNICATIONS ALLIANCE

July 2, 2008

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20054

Re: NOTICE OF *EX PARTE* PRESENTATION

Assessment and Collection of Regulatory Fees for Fiscal Year 2008
MD Docket No. 08-65, RM-11312

Declaration of Free Press, et al. for Declaratory Ruling Regarding Internet Management Policies; Petition of Vuze, Inc. for Rulemaking to Establish Rules Governing Network Management Practices by Broadband Network Operators
WC Docket No. 07-52

Developing a Unified Intercarrier Compensation Regime
CC Docket No. 01-92

Implementation of Section 224 of the Act: Amendment of the Commission's Rules and Policies Governing Pole Attachments
WC Docket No. 07-245, RM-11293, RM-11303

Dear Ms. Dortch:

Today, Curt Stamp of the Independent Telephone & Telecommunications Alliance, Jeb Benedict of Embarq, and the undersigned met with Scott Deutchman of Commissioner Michael J. Copps's office to discuss the above-referenced proceedings.

ITTA reiterated its position that those who use the network should pay for that use, and accordingly urged the Commission to rely upon the full record that has been developed in the phantom traffic proceeding (WC Docket 01-92), and implement a solution to instances of payment evasion; ITTA recommended specifically that the Commission adopt the proposal submitted in this docket by USTelecom.

Recognizing the interest in broadband deployment among regulators and Congress, ITTA again advocated pole attachment rules that ensure just and reasonable rates, terms, and conditions for incumbent telephone companies, consistent with the guarantees provided by Section 224 of the Communications Act of 1934, as amended (WC Docket 07-245, RM-11293, RM-11303). ITTA also supports the Commission's tentative conclusion that all categories of providers should pay a

uniform rate for all pole attachments used to provide broadband, and that the rate should be "higher than the current cable rate, yet no greater than the telecommunications rate."¹

ITTA also urged the Commission to ensure that carriers have sufficient latitude to manage their networks efficiently in a manner that enables rational and economic provision of broadband services on a shared-infrastructure basis (WC Docket No. 07-52).

Lastly, with regard to regulatory fees (MD Docket 08-65, RM-11312), ITTA reiterated its previously-filed position that entities sharing in the benefit from the Commission's adjudication of various proceedings should likewise share the cost of supporting the Commission's efforts in those regards.

Respectfully submitted,

s/ Joshua Seidemann
Joshua Seidemann
Vice President, Regulatory Affairs

cc: Commissioner Michael J. Copps
Scott Deutchman

¹ *Implementation of Section 224 of the Act; Amendment of the Commission's Rules and Policies Governing Pole Attachments: Notice of Proposed Rulemaking*, WC Docket No. 07-245, RM-11293, RM-11303, FCC 07-187, at para. 36 (rel. Nov. 20, 2007).