

# BELLSOUTH

BellSouth Corporation  
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Atlanta, GA 30309-3610

F. Duane Ackerman  
Chairman and  
Chief Executive Officer

404 249-4020

June 10, 2004

The Honorable Michael K. Powell  
Chairman  
Federal Communications Commission  
445 12 Street, S. W.  
Washington, DC 20554

Dear Chairman Powell:

I write to affirm our commitment to ensure an orderly transition for consumers and carriers away from the Commission rules scheduled to be vacated on June 15, 2004. Replacing those rules with an approach that recognizes the dynamism of today's telecommunications markets and technology will provide the greatest possible benefits to consumers and the economy. To ensure an orderly transition, BellSouth will not unilaterally increase the prices it charges for the mass market UNE-Platform or high-capacity loop or transport UNIs before January 1, 2005 for those carriers with current interconnection agreements.

BellSouth has already reached several agreements with carriers that provide for a UNE-Platform replacement with no price increase for the remainder of this year and modest staged increases over the next three years. We have also reached agreements with carriers to transition from high-capacity loop and transport UNIs to other arrangements. Over the next several months, we plan to intensify our efforts with other carriers to develop mutually beneficial commercial solutions to move the industry forward. We trust in your continued support for these efforts.

Sincerely,



Copy to: Commissioner Kathleen Q. Abernathy  
Commissioner Michael J. Copps  
Commissioner Kevin J. Martin  
Commissioner Jonathan S. Adelstein



Edward E. Whitacre Jr.  
Chairman and  
Chief Executive Officer

SBC Communications Inc.  
175 E. Houston Street  
San Antonio, Texas 78205  
210.351.5401

June 9, 2004

The Honorable Michael K. Powell  
Chairman  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Dear Chairman Powell:

We are very pleased that the Solicitor General, with the support of the Administration, has decided not to seek a stay or an appeal of the D.C. Circuit Court's TRO decision. This is a major victory for consumers and the nation's economy and should create a positive environment for commercial negotiations to finally succeed.

To help ensure stability and continuity during this important transition to a rational, free-market-based approach to the industry and to help assure regulators, policymakers and consumers that there will be no marketplace disruption during the transition, SBC will continue providing to our wholesale customers the mass market UNE-P, loops and high-capacity transport between SBC's offices and will not unilaterally increase the applicable state-approved prices for these facilities at least through the end of this year.

SBC also remains committed to working with our wholesale customers to arrive at economically sustainable commercial wholesale agreements that meet everyone's business needs. Finally, we look forward to working with the FCC as the industry transitions to a regulatory model that puts its faith in free markets and consumer choice.

Sincerely,

cc: Commissioner Kathleen Q. Abernathy  
Commissioner Michael J. Copps  
Commissioner Kevin J. Martin  
Commissioner Jonathan S. Adelstein

June 14, 2004

The Honorable Michael K. Powell  
Federal Communications Commission  
445 Twelfth Street SW  
Washington, DC 20554

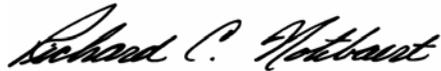
Dear Chairman Powell:

The following may be attributed to Qwest.

Qwest is pleased with the FCC decision not to appeal the DC Circuit's on the Triennial Review Order. We are very encouraged by our conversations with other providers as evidenced by our commercial agreement with MCI. We are committed to continuing these negotiations with other providers.

We also pledge not to raise UNE-P rates for the remainder of the year.

Sincerely,

A handwritten signature in black ink, reading "Richard C. Whitcomb". The signature is written in a cursive style with a large initial 'R'.

cc: Bryan Tramont  
Chris Libertelli

Ivan Seidenberg  
Chairman & CEO



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June 11, 2004

Honorable Michael K. Powell  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Dear Chairman Powell:

The decisions of the Solicitor General and the FCC not to appeal the *USTA II* decision pave the way for a new telecommunications policy that reflects the market facts of today -- facts that have changed dramatically even since the last order. A new market-oriented policy will promote investment in new technologies and services, and provide enormous benefits to consumers.

Some carriers nevertheless claim that these decisions will produce immediate and drastic price increases for consumers. Their claims are misplaced.

First, their claims are out of touch with the business realities we have to contend with every day. The simple fact is that retail pricing strategies are determined by competition among wireline carriers, wireless carriers, cable providers and VOIP. This competition is here to stay.

Second, for our part, we will continue to provide wholesale access to our narrowband network after the rules are vacated, and will continue to make every effort to negotiate commercial agreements with wholesale customers. As we have consistently emphasized, negotiated commercial arrangements, rather than continued litigation and regulation, will provide certainty for all concerned, promote investment and help bring an end to the regulatory food fights that have plagued the industry.

Honorable Michael K. Powell  
June 11, 2004  
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Third, we also are committed to not unilaterally increase the wholesale price we charge for UNE-P arrangements that are used to serve mass market consumers (those with fewer than 4 lines) for 5 months, and we plan to give our wholesale customers at least 90 days notice of any future change. We will, of course, continue to pursue efforts to correct the wholesale prices that have been set by the states.

Fourth, we will continue to invest in new broadband technologies such as fiber optics and packet switching that will allow us to provide exciting new services to our customers. We have announced the initial sites where we are deploying these new technologies, and more will follow. The Commission's decision that these new technologies are not subject to unbundling helped pave the way for these investments, but more remains to be done to clarify the scope of that ruling and to adopt a clear and comprehensive national broadband policy. I urge you to promptly address these matters to facilitate the widespread broadband investment that you and the administration have wisely encouraged.

Sincerely,



Ivan G. Seidenberg

Cc: Commissioner Kathleen Q. Abernathy  
Commissioner Michael J. Copps  
Commissioner Kevin J. Martin  
Commissioner Jonathan S. Adelstein