

ATTACHMENT 4



Thomas F. Hughes
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December 16, 2005

Ms. Marlene H. Dortch
Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

**RE: Notice of Ex Parte – Application for Consent to Transfer Control of
AT&T Corp. to SBC Communications Inc., WC Docket No. 05-65**

Dear Ms. Dortch:

Pursuant to Attachment F of the Commission's Memorandum Opinion and Order No. 05-183 (released on November 17, 2005),¹ we request the attached materials be placed in the public record of the above-listed proceeding.

Please contact me if you have any questions.

Sincerely,

/s/ Thomas F. Hughes

Attachments

CC: Don Stockdale
Terri Natoli
Marcus Maher

¹ See Attachment F, Unbundled Network Elements, #2.



Brian Benison
Associate Director-
Federal Regulatory

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December 16, 2005

Mr. Tom Navin
Chief, Wireline Competition Bureau
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

**RE: WC Docket No. 05-65, Application for Consent to Transfer Control of
AT&T Corp. to SBC Communications Inc.**

**WC Docket No. 04-313, Review of the Section 251 Unbundling
Obligations of Incumbent Local Exchange Carriers**

Dear Mr. Navin:

By this submission, AT&T Inc., on behalf of its affiliates ("AT&T"),¹ updates its list of wire centers and their status under the Commission's high capacity loop and transport unbundling rules adopted in the TRRO.² In accordance with the Commission's order approving the merger of SBC Communications Inc. and AT&T Corp.,³ AT&T has modified its list to exclude fiber-based collocation arrangements established by AT&T or its affiliates in identifying wire centers in which AT&T claims there is no impairment pursuant to section 51.319 (a) and (e) of the Commission's rules.

This submission also updates AT&T's list of wire centers to reflect newly discovered information concerning the number of fiber-based collocators in certain wire centers in AT&T's Midwestern service territory. In its September 9, 2005 submission, AT&T mistakenly classified some carriers as having fiber-based collocation in a small number of central offices in which AT&T could identify fiber with active power supply exiting those carriers' collocation arrangements, but could not trace the fiber exiting the central office because certain fiber entrance facilities in the cable vaults of those offices were not tagged to identify the owner of the fiber facility. Upon further examination, and in an

¹ On November 18, 2005, SBC Communications Inc. closed on its merger with AT&T Corp. The resulting company is now known as AT&T Inc. In these comments, "AT&T" refers to the merged company and its wholly-owned subsidiaries, including its ILEC operating subsidiaries, unless otherwise noted.

² Order on Remand, FCC 04-290, released February 4, 2005.

³ In the Matter of SBC Communications Inc. and AT&T Corp. Applications for Approval of Transfer of Control, WC Docket No. 05-65, Memorandum Opinion and Order, FCC 05-183, Attachment F, Unbundled Network Elements, #2 (rel. Nov. 17, 2005).

excess of caution, AT&T has decided to remove from its list of wire centers these collocation arrangements where the ownership of the fiber cable or comparable transmission facility could not be confirmed definitively to be that of an unaffiliated service provider, even though some of those arrangements likely would qualify under the Commission's non-impairment criteria.⁴

Finally, in this submission, we have reduced the number of fiber-based collocators in two Texas wire centers based on newly discovered information – this change does not affect the classification of any wire center under the Commission's non-impairment criteria because in each instance there are still eight or more fiber-based collocators in the wire center. In one wire center, the number of fiber-based collocators was reduced to reflect common ownership of certain non-AT&T collocators that we previously identified as unaffiliated. In the second wire center, we have reduced the number of fiber-based collocators by two because we determined that collocator-to-collocator connections were incapable of supporting DS-3 capacity.

The attached lists supersede those filed with the Commission on September 9, 2005.⁵ Each change in the number of fiber-based collocators or in the classification of a wire center is identified with an asterisk ("*") on the attached exhibits. AT&T will provide notice to CLECs and effectuate these changes by issuance of an Accessible Letter and through currently open state proceedings, as appropriate.

Please call me if you have any questions.

Sincerely,

/s/ Brian Benison

Attachments

⁴ None of the facilities described were owned by AT&T or its affiliates.

⁵ Letter of Thomas F. Hughes to Tom Navin, Chief, Wireline Competition Bureau, FCC. The confidential business line data in the letter are unchanged and therefore are not being resubmitted here. As a result, this submission does not require confidential treatment.