



# PUBLIC NOTICE

**Federal Communications Commission**  
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**NOTICE OF PROHIBITED PRESENTATION IN THE MATTER OF UNBUNDLED ACCESS  
TO NETWORK ELEMENTS (WC DOCKET NO. 04-313) AND REVIEW OF THE SECTION  
251 UNBUNDLING OBLIGATIONS OF INCUMBENT LOCAL EXCHANGE CARRIERS  
(CC DOCKET NO. 01-338)**

Notice is hereby given that a written prohibited presentation concerning the above-referenced proceedings (WC Docket No. 04-313 and CC Docket No. 01-338) has been received by the Commission. Section 1.1203 of the Commission's Rules, 47 C.F.R. § 1.1203, prohibits, with limited exceptions not applicable here, the making of any presentation, whether ex parte or not, to decision-making personnel concerning any matter listed on the Commission's Sunshine Agenda until the Commission releases the text of a decision or order relating to that matter or removes the item from the sunshine agenda. The instant presentation addressed the merits of WC Docket No. 04-313 and CC Docket No. 01-338, which were included in the Commission's Sunshine Agenda by Public Notice dated December 8, 2004. Accordingly, under Section 1.1212 of the Commission's Rules, 47 C.F.R § 1.1212, this presentation, and any similar presentations also received during the Sunshine Agenda period, shall be associated with, but not made a part of, the record in WC Docket No. 04-313 and CC Docket No. 01-338.

The full text of this presentation is available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-A257, Washington, DC, 20554. The text of this presentation may also be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., Portals II, 445 12<sup>th</sup> Street, SW, Room CY-B402, Washington, DC, 20554, telephone 1-800-378-3160, web site [www.bcpiweb.com](http://www.bcpiweb.com). This presentation may also be viewed on the Commission's Home Page (HYPERLINK <http://www.fcc.gov/cgb/ecfs>).

Action by Office of General Counsel, Administrative Law Division