

CALL FOR ACTION:

NECA STAFF IMPOSING POSSIBLE REFUNDS FROM POOL MEMBERS FOR CMRS-BOUND TRAFFIC

BloostonLaw Collecting Data to Oppose Effort

One of our clients in the NECA pools has recently been notified by NECA's staff that NECA intends to impose a refund liability to the pool for having charged **LOCAL SWITCHING** for traffic terminating from an end office switch to a CMRS Carrier's Mobile Switching Center.

We have researched the FCC's precedent and past NECA publications on the subject and believe NECA to be in error. We are aware that other pool members may be in similar jeopardy of having to make refunds, as other companies have imposed similar charges for switching IXC calls through ILEC facilities to a CMRS carrier switch.

Our client is currently working with NECA staff to resolve this issue informally. As this may affect a larger number of companies, we would like to know if your company may be collecting these charges too. **We will keep all responses in confidence.** We would use the information simply to emphasize the harm to the industry if the NECA staff interpretation is adopted by the Board of Directors and management.

We believe that if refunds/true-ups are imposed by NECA, they will be substantial.

If your company is interested in participating, please fax this page back to us at 202-828-5568. This form is also available in electronic format at www.bloostonlaw.com under What's New.

BloostonLaw contacts: Ben Dickens, 202-828-5510 and Gerry Duffy, 202-828-5528.

My Company has been charging the Local Switching element, as described above.

I need more time to check my Company's records. Please contact me in 2 weeks.

Company: _____

Your Name: _____

Phone: _____

Fax: _____

E-Mail Address: _____

Date: _____

PLEASE FAX TO (202) 828-5568