

SBC Communications Inc.



FRN: 0005-0491-27

January 26, 2005

Application No. 21

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
Washington, D.C. 20554

Attention: Wireline Competition Bureau

Application is hereby made by Nevada Bell Telephone Company (NBTC) for Special Permission to waive Sections 61.58 and 61.59 of the Commission's Rules in order to withdraw without becoming effective Transmittal No. 92.

On January 13, 2005, NBTC issued Transmittal No. 92 in F.C.C. Tariff No. 1, wherein it proposed to increase the DS1 High Capacity Portability Commitment Level to 90% ;. Effective with Transmittal No. 92, the 80% portability commitment level would have no longer been available to new customers, and would have been grandfathered for existing customers. Existing Customers would not have been impacted. Transmittal No. 92 is scheduled to become effective on January 28, 2005.

With this application, NBTC requests permission to waive Sections 61.58 and 61.59 of the Commission's Rules in order to restore currently effective material and withdraw tariff material originally filed under Transmittal No. 92 without becoming effective. NBTC wishes to withdraw Transmittal No. 92 without becoming effective in order to review issues identified in the proposed modifications.

A waiver of Section 61.58 is requested to permit the revision of tariff material to become effective on not less than 1 day's notice. A waiver of Section 61.59 is requested to permit revisions to tariff material that is not yet in effect.

This Application letter and the appropriate illustrative tariff pages are being filed electronically today via the Federal Communications Commission's Electronic Tariff Filing System (ETFS).

Payment in the amount of \$720.00 has been electronically transmitted to the Mellon Bank in Pittsburgh, Pennsylvania, in accordance with the fee program procedures. The Form 159 is being transmitted electronically via ETFS as a proprietary document. These actions have been committed on the date established as the issued (filed) date as reflected above.

All correspondence and inquiries concerning this application should be addressed to Debra L. Clemens, Associate Director-Federal Regulatory, (202) 326-8882, 1401 I Street, N.W., Suite 1100, Washington, D.C. 20005.

Sincerely,

A handwritten signature in black ink that reads "Patrick R. Doherty". The signature is written in a cursive, flowing style.

Attachments:

Letter  
Illustrative Tariff Pages