



**OFFICE OF ADVOCACY
U.S. SMALL BUSINESS ADMINISTRATION
WASHINGTON, DC 20416**

June 9, 2004

Via Hand Delivery

Mr. Mark Langer
Clerk of the Court
United States Court of Appeals
for the District of Columbia Circuit
333 Constitution Avenue, N.W.
Room 5409
Washington, DC 20001

***Re: United States Telecom Association, et al., v. Federal Communications Commission
and United States of America, D.C. Cir. Nos. 03-1414, 03-1443.***

Dear Mr. Langer:

Enclosed please find a *Notice of Withdrawal* of the *Notice of Intent to File an Amicus Curiae Brief* previously filed with this Court pursuant to Rule 29(b) on February 13, 2004. Also attached is a certificate of service for the *Notice of Withdrawal*. Thank you, and if you have any questions, please do not hesitate to contact me at (202) 205-6533.

Sincerely,

Thomas M. Sullivan
Chief Counsel for Advocacy
U.S. Small Business Administration

**IN THE UNITED STATES COURT OF APPEALS FOR THE
DISTRICT OF COLUMBIA CIRCUIT**

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United States Telecom Association, et al.,)	
)	
<i>Petitioners,</i>)	
)	
v.)	Case Nos. 03-1414, 03-1443
)	
Federal Communications Commission and United States of America,)	
)	
<i>Respondents.</i>)	
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Notice of Withdrawal

Based on recent negotiations with the Respondents, and accommodations agreed to that will benefit small business, the Chief Counsel hereby withdraws his *Notice of Intent to File an Amicus Curiae Brief* in support of Petitioners that was filed with this Court on February 13, 2004.

Respectfully Submitted,

Dated: June 9, 2004

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CERTIFICATE OF SERVICE

I hereby certify that two (2) copies of the foregoing *Notice of Withdrawal* in *United States Telecom Association, et al., v. Federal Communications Commission and United States of America*, D.C. Cir. Nos. 03-1414, 03-1443, were sent via first class mail, postage pre-paid, this 9th day of June, 2004, to each of the following counsel of record:

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