EXHIBIT III-9

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August 13, 2004

DSCI Corporation
Attn.: Sean Dandley
President and CEO
1050 Waltham St., Suite 510
Lexington, MA 02421

Re: **NOTICE OF DISCONTINUATION OF UNBUNDLED NETWORK ELEMENTS**

Dear Mr. Dandley:

This letter constitutes a **formal notice** under the Massachusetts interconnection agreement between Verizon New England Inc., d/b/a Verizon Massachusetts, and DSCI Corporation. The aforementioned agreement became effective April 15, 2004 pursuant to an adoption letter signed by both parties and dated June 23, 2004. In the June 23rd adoption letter, Verizon provided advance written notice to DSCI that "[a]doption of the Terms does not include adoption of any provision imposing an unbundling obligation on Verizon that no longer applies under the Triennial Review Order, or that is otherwise not required by both 47 U.S.C. Section 251(c)(3) and 47 C.F.R. Part 51."

In its Report and Order and Order on Remand and Further Notice of Proposed Rulemaking, CC Docket Nos. 01-338, 96-98, and 98-147, FCC 03-36, 18 FCC Rcd 16978, released on August 21, 2003 (the "Triennial Review Order"), the Federal Communications Commission promulgated new rules and regulations pertaining to the availability of unbundled network elements pursuant to Section 251(c)(3) of the Communications Act of 1934 (the "Act"). Among other things, the FCC determined that CLECs are not impaired without access to unbundled local circuit switching that is subject to the Four Lines Carve-Out Rule,* Enterprise Switching,** or shared transport used in connection with such unbundled switching, and that ILECs such as Verizon therefore are not required to provide the foregoing network elements on an unbundled basis under Section 251(c)(3) of the Act.

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* Local circuit switching that is subject to the FCC's Four Lines Carve-Out Rule is generally described in the Triennial Review Order as local circuit switching that, if provided to a requesting telecommunications carrier would be used for the purpose of serving customers with four or more DS0 loops in density zone one of the top fifty metropolitan statistical areas. The FCC's Four-Line Carve-Out Rule is more fully described in the Triennial Review Order and the FCC's rules. See, for instance, Triennial Review Order, at Paragraph 525, and 47 CFR § 51.319(d)(3)(ii).

** Enterprise Switching is generally described in the Triennial Review Order as local circuit switching that if provided to a requesting telecommunications carrier would be used for the purpose of serving the requesting telecommunications carrier's customers using DS1 or above capacity loops. See, for instance, Triennial Review Order, at Paragraphs 419, 421 and 451, and 47 CFR § 51.319(d)(3).

The FCC's rules and regulations pertaining to Enterprise Switching, the Four Lines Carve-Out Rule, and shared transport used in connection with the same, took effect on October 2, 2003, and the related provisions of the Triennial Review Order were affirmed by the U.S. Court of Appeals for the D.C. Circuit on March 2, 2004. Accordingly, these network elements were no longer available on an unbundled basis under Section 251 of the Act at the time the adoption letter was signed.

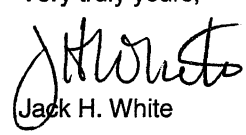
For the avoidance of doubt, however, Verizon hereby provides additional formal notice to DSCI, in compliance with Sections 4.7 and 50.1 of the Massachusetts interconnection agreement, that, after September 21, 2004 (ninety days from the June 23rd adoption letter), Verizon will no longer accept new orders under Section 251(c)(3) of the Act for: (i) unbundled local circuit switching subject to the Four Lines Carve-Out Rule, whether alone or in combination with any other network element (*e.g.*, combinations of unbundled local circuit switching and loops in a configuration that would be subject to the Four Lines Carve-Out Rule, referred to herein as "Four Lines or More UNE-P"); (ii) Enterprise Switching, whether alone or in combination with any other network element (e.g., combinations of unbundled Enterprise Switching and loops, referred to herein as "Enterprise UNE-P"); or (iii) unbundled shared transport for use with Enterprise Switching or unbundled local circuit switching subject to the Four Lines Carve-Out Rule.

To the extent notice of changes in law, or notice of termination of service/facilities availability, is relevant to the foregoing and is required under your interconnection agreement, this letter shall serve as such notice.

Although Four Lines or More UNE-P and Enterprise UNE-P will no longer be available from Verizon after September 21, 2004, Verizon will continue to make virtually identical local dialtone services available for resale to end users after that date under Section 251(c)(4) of the Act. In addition, as you know, Verizon is prepared to enter into commercial agreements for alternative service arrangements that may offer certain advantages over Section 251(c)(4) resale. We remain optimistic that our pending commercial agreement will be concluded before the effective date of this notice is reached.

If you believe that your company's interconnection agreement requires Verizon to continue providing unbundled local circuit switching subject to the Four Lines Carve-Out Rule and related shared transport after September 21, 2004, please provide written support for your position to me at the address shown above as soon as possible, and in no event later than September 1, 2004.

Very truly yours,



Jack H. White

cc: Genevieve Morelli, Esq.
Andrew Klein, Esq.
Counsel for DSCI Corporation