

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION OF THE)	CASE NO.
PROPOSED POLE ATTACHMENT TARIFFS OF)	2022-00108
INCUMBENT LOCAL EXCHANGE CARRIERS)	

ORDER

On June 3, 2022, Windstream Kentucky East, LLC, and Windstream Kentucky West, LLC (collectively, Windstream) filed a petition, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878, requesting that the Commission grant confidential treatment for ten years for Windstream response to Kentucky Broadband and Cable Association’s (KBCA) Supplemental Request for Information, Items 2-6, 2-7, 2-8, and 2-9.¹ KBCA’s Supplemental Request for Information, Items 2-6, 2-7, 2-8, and 2-9, requested Windstream to provide detailed cost support for various Windstream fees.²

In support of its petition, Windstream argued that such information is generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of Windstream.³

Having considered the petition and the material at issue, the Commission finds that the information provided in response to KBCA’s Supplemental Request for Information, Items 2-6, 2-7, 2-8, and 2-9, is generally considered confidential information that, if

¹ Petition (filed June 3, 2022).

² KBCA’s Supplemental Request for Information (filed May 19, 2022).

³ Petition at 2.

disclosed, would unfairly disadvantage Windstream in the competitive marketplace; it therefore meets the criteria for confidential treatment and should be exempted from public disclosure pursuant to 807 KAR 5:001, Section 13, and KRS 61.878 (1)(c)(1) for a period of ten years.

IT IS THEREFORE ORDERED that:


1. Windstream's June 3, 2022 petition for confidential treatment is granted.
2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for ten years or until further order of this Commission.
3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).
4. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, Windstream shall inform the Commission and file with the Commission an unredacted copy of the designated material.
5. If a nonparty to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, Windstream shall have 20 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If Windstream is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

6. The Commission shall not make the requested material available for inspection for 30 days from the date of service of an Order finding that the material no longer qualifies for confidential treatment in order to allow Windstream to seek a remedy afforded by law.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Entered on this 29th day of June, 2026.

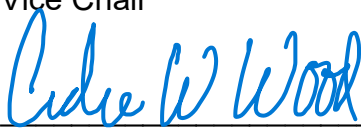
PUBLIC SERVICE COMMISSION



Angie Hatton
Chair



Mary Pat Regan
Vice Chair



Andrew W. Wood
Commissioner



Barry L. Mayfield
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

Service List for 2022-00108

* Cincinnati Bell Telephone Company LL dba altafiber Network Solutions
Cincinnati Bell Telephone Company LLC dba altafiber Network Solutions
221 E Fourth Street, Room 103-1080
Cincinnati, OH 45201-2301

* Windstream Kentucky East, LLC
Windstream Kentucky East, LLC
4005 N Rodney Parham Road
Little Rock, AR 72212

* Cheryl Winn
Waters Law Group, PLLC
12802 Townepark Way, Suite 200
Louisville, KY 40243

* Douglas E Hart
Frost & Jacobs
2500 Pnc Center
201 E. Fifth Street
Cincinnati, OH 45202

* Eduardo Arellano
BellSouth Telecommunications, LLC dba AT&T Kentucky and AT&T Southeast
P. O. Box 436885
Louisville, KY 40253

* Hannah Wigger
Sheppard Mullin Richter & Hampton LLP
2099 Pennsylvania Avenue NW, Suite 1
Washington, DC 20006

* James W Gardner
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507

* John Tyler
BellSouth Telecommunications, LLC dba AT&T Kentucky and AT&T Southeast
P. O. Box 436885
Louisville, KY 40253

* Kevin Mann
Cincinnati Bell Telephone Company
221 E 4th Street, Room 103-1170
Cincinnati, OH 45202

* Denotes served by Email

* Katie M Glass
Stites & Harbison
421 West Main Street
P. O. Box 634
Frankfort, KY 40602-0634

* Leigh Fox
Cincinnati Bell Telephone Company
201 E. Fourth Street
P. O. Box 2301
Cincinnati, OH 45201-2301

* BellSouth Telecommunications, LLC db
BellSouth Telecommunications, LLC dba AT&T Kentucky and AT&T Southeast
P. O. Box 436885
Louisville, KY 40253

* Paul Werner
Sheppard Mullin Richter & Hampton LLP
2099 Pennsylvania Avenue NW, Suite 1
Washington, DC 20006

* Rebecca C. Price
Sturgill, Turner, Barker & Moloney
155 East Main Street
Lexington, KY 40507

* Suzanne Pagana
Inteserra Consulting Group
151 Southhall Lane Suite 450
Maitland, FL 32751

* Sharon Thomas
Inteserra Consulting Group
151 Southhall Lane Suite 450
Maitland, FL 32751

* M. Todd Osterloh
Sturgill, Turner, Barker & Moloney, PLLC
333 West Vine Street
Suite 1400
Lexington, KY 40507