

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF TRACFONE WIRELESS, INC. )  
FOR DESIGNATION AS AN ELIGIBLE )  
TELECOMMUNICATIONS CARRIER IN THE ) CASE NO. 2009-00100  
COMMONWEALTH OF KENTUCKY FOR THE )  
LIMITED PURPOSE OF OFFERING LIFELINE )  
AND LINK UP SERVICE TO QUALIFIED )  
HOUSEHOLDS )

ORDER

On October 29, 2012, Tracfone Wireless, Inc. ("Tracfone") filed with the Commission a single sheet of paper titled "Kentucky De-Enrollment Report thru Q3 2012." In previous filings in this case, the information provided to the Commission included the number of customers that: (1) had been de-enrolled; (2) did not pass the annual verification; and (3) voluntarily de-enrolled. This information is presumably in this October 29, 2012 filing; however, the numbers have been redacted. The filing was not accompanied by an explanation letter or a petition that the information be granted confidential treatment.

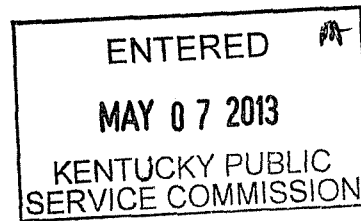
807 KAR 5:001 Section 13 directs how confidentiality is to be sought for materials filed with the Commission. 807 KAR 5:001 Section 13 requires that the party seeking confidential treatment file a motion that establishes the grounds under KRS 61.878 that the filed material be treated as confidential. The moving party must also establish for how long the material should remain confidential as well as provide an unredacted copy of the filing that identifies the material that was redacted in the public

filing. Tracfone did none of these for the October 29, 2012 filing. The Commission must therefore reject the October 29, 2012 filing and Tracfone must either file the document in a manner compliant with 807 KAR 5:001 Section 13 or submit an unredacted copy of the October 29, 2012 filing to be placed in the public file.<sup>1</sup>

IT IS THEREFORE ORDERED that:

1. Tracfone's October 29, 2012 filing is rejected for filing.
2. Within 20 days of the date of this Order, Tracfone shall file an unredacted version of the October 29, 2012 filing, or the October 29, 2012 filing accompanied by a proper motion that complies with 807 KAR 5:001, Section 13.

By the Commission



ATTEST

  
Executive Director

The Commission notes that the information that is redacted in the October 29, 2012 filing is information that is now made publicly available on an annual basis in filings at the Federal Communication Commission at the following website: <http://www.usac.org/li/tools/disbursements/default.aspx>. Therefore, it is likely that if confidential treatment is sought for this material, the Commission will not grant the request.

Case No. 2009-00100

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