Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

September 16, 2011

Hazelrigg & Cox, LLP Attention: Robert C. Moore 415 West Main Street, 1st Floor P.O. Box 676 Frankfort, Kentucky 40602-0676

Re: Windstream East and Windstream West Petition for Confidential Treatment received 9/2/11 PSC Reference – Case No. 2010-00398

Dear Mr. Moore:

The Public Service Commission has received the Petition for Confidential Treatment you filed on September 2, 2011 on behalf of Windstream Kentucky East, LLC and Windstream Kentucky West, LLC ("Windstream") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as being contained in their Access Revenue Impact filing in Response to CLECs' 2nd Data Request Nos. 1 and 5. The information is described as containing expected amount of revenue shift they would experience under the AT&T Plan; revenue associated with dedicated transport services; and usage data.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Windstream's competitive position in the industry, which would result in an unfair commercial advantage to Windstream's competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Windstream's competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The

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David L. Armstrong Chairman

James W. Gardner Vice Chairman

Charles R. Borders Commissioner

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Mr. Moore September 16, 2011 Page 2

procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, Windstream Kentucky East, LLC and Windstream Kentucky West, LLC are required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely, cutive Director

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cc: Parties of Record