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August 28, 2009

Hon. Robert C. Moore
Hazelrigg & Cox, LLP
415 West Main Street, First Floor
P.O. Box 676
Frankfort, Kentucky 40602-0676

Hon. Stacy Majors
Regulatory Counsel
Windstream Kentucky East, LLC
4001 Rodney Parham Road
Little Rock, Arkansas 72212-2442

Re: **Confidentiality Request dated August 10, 2009 -**
Windstream Cost Study
PSC Case No. 2009-00246

Dear Mr. Moore and Ms. Majors:

The Public Service Commission has received the Confidentiality Petition you filed on August 10, 2009 on behalf of Windstream Kentucky East, LLC ("Windstream") to protect certain information filed with the Commission as confidential under Section 7 of 807 KAR 5:001 and KRS 61.878. The information is identified as pertaining to the cost study prepared by Windstream in connection with the negotiation of an interconnection agreement between Windstream and New Cingular Wireless, PSC, LLC d/b/a AT&T Mobility. The interconnection agreement is the subject of this arbitration proceeding before the Commission.

The Commission has determined that the information sought to be kept confidential for Windstream shall be **GRANTED, in part**, and **DENIED, in part**. The calculations, figures and numbers included by Windstream within the cost study which are used to develop the total element long run incremental cost model ("TELRIC") rates shall be **GRANTED** confidential protection, pursuant to KRS 61.878(1)(c)(1). The Commission finds that if those specific calculations, figures and numbers were openly disclosed, such information would permit an unfair commercial advantage to Windstream's competitors.

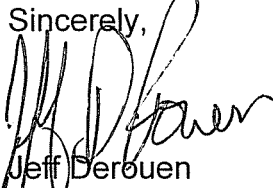
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However, the actual TELRIC rates and information, as provided on Pages 1 and 2 in the cost study, shall be **DENIED** confidentiality. The Commission has determined that the TELRIC rates must ultimately be considered by the Commission in rendering decisions in this arbitration proceeding and those rates may potentially be placed into the parties' final interconnection agreement, which will be a public document. Additionally, the Commission has determined that the column and table headings throughout the cost study, the exchange names and account names throughout the cost study, as well as the title pages for Attachments A, B, C and D shall be **DENIED** confidential protection. The public availability of those details is not harmful to the business operations of Windstream and provides no competitive details to the public so as to justify confidential protection under KRS 61.878(1)(c)(1).

The information denied confidential treatment will be withheld from public inspection for 20 days from the date of this letter in accordance with 807 KAR 5:001. If you disagree with the Commission's decision, you may seek a rehearing with the Commission within 20 days of the date of this letter under the provisions of KRS 278.400. If you seek to contest this decision, you must file a redacted copy of the materials within the 20 days in order for the material in question to be withheld from the public records pending a review of any rehearing petition.

If you do not intend to seek rehearing, you are instructed to file an amended version of the cost study to be placed within the Commission's public file. You must file the original and 5 copies of the amended cost study for the public file. The public version of the amended cost study shall conform to the Commission's determinations, as provided within this letter. You must make this amended filing within 25 days of the date of this letter.

As for the information that has been granted protection, the Commission will withhold the protected information contained in the current Petition from public inspection. If the information that has been granted protection becomes publicly available or no longer warrants confidential treatment, you are required by 807 KAR 5:001, Section 7(9)(a), to inform the Commission so that the information may be placed in the public record.

Sincerely,

Jeff Derouen
Executive Director

TB/ew

cc: Parties of Record