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September 15, 2011

Dinsmore & Shohl LLP  
Attention: John E. Selent  
1400 PNC Plaza  
500 West Jefferson Street  
Louisville, Kentucky 40202

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

Dear Mr. Selent:

The Public Service Commission has received the Petition for Confidential Treatment you filed on September 2, 2011 on behalf of the RLECs 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 the RLECs Responses to TWTC\Level 3\PAETEC's 2<sup>nd</sup> Data Request Nos. 2 and 4 dated August 5, 2011. The information is described as containing minutes of use data that can be used to reverse engineer highly confidential financial information about the RLECs.

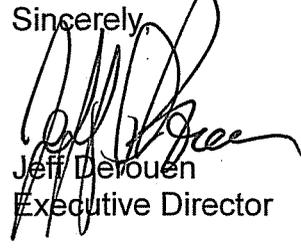
Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise the RLECs' competitive position in the industry, which would result in an unfair commercial advantage to the RLECs' competitors.

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

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If the information becomes publicly available or no longer warrants confidential treatment, the RLECs 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,



Jeff Derouen  
Executive Director

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cc: Parties of Record