

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION INTO THE) ADMINISTRATIVE CASE
SWITCHED ACCESS RATES OF) NO. 2010-00398
KENTUCKY INCUMBENT AND)
COMPETITIVE LOCAL EXCHANGE)
CARRIERS)

PETITION FOR CONFIDENTIALITY
OF TDS TELECOM

Comes now, TDS Telecommunications Corp., on behalf of Leslie County Telephone Company, Lewisport Telephone Company, and Salem Telephone Company (collectively “TDS Telecom” or “TDS Companies”), by and through counsel, and hereby requests that the certain information filed by the TDS Companies, pursuant to the May 30, 2012 Order of the Kentucky Public Service Commission (the “Commission”) in the above captioned matter, be provided confidential treatment pursuant to KRS 61.870 *et seq.* and Commission Rule 807 KAR 5:001, Section 7, *et seq.* In support of its Petition, the TDS Companies state as follows:

1. The Commission entered an Order in this docket on May 30, 2012.
2. Pursuant to that Order, the TDS Companies will be submitting switched access revenue and demand data.

3. TDS Telecom has previously submitted financial worksheets providing such requested information as well as direct testimony and responses to data requests in this docket and has previously sought confidential treatment of portions of such information that the TDS Companies deemed to be proprietary and confidential and which should be afforded confidential treatment by the Commission. Protective treatment of confidential data was approved by the Commission.

4. By this Petition, the TDS Companies seek confidential treatment of certain portions of the information that TDS Telecom deems to be proprietary and confidential and which should be afforded confidential treatment by the Commission in the filing made today.

5. Pursuant to KRS 61.870, *et seq.*, public agencies within the Commonwealth are required to make available for inspection all public records. However, KRS 61.878 contains certain exceptions to that general requirement, which includes an exception for confidential or proprietary information. To qualify for this exception under KRS 61.878(1)(c), a party must demonstrate that disclosure of its commercial information would permit an unfair commercial advantage to its competitors. The procedure for requesting confidential treatment from the Commission is set forth in Commission Rule 807 KAR 5:001, Section 7.

6. The information provided under seal on June 1, 2012 includes data that the TDS Companies believe contains proprietary and commercial information that would permit an unfair advantage to competitors, including competitors who are not involved in this docket. As such, the TDS Companies request the Commission to afford confidentiality to this information pursuant to the exception provided in KRS 61.878(1)(c). The data included confidential access billing units and revenues. This billing and demand information, if disclosed, would provide an unfair commercial advantage to the TDS Companies' competitors, thereby causing irreparable

harm to TDS Telecom. The disclosure of this information would provide a competitor the opportunity to obtain market and other financial information about the TDS Companies that is not otherwise available in the public domain. In addition, TDS Telecom is unable to receive such information about its competitors. In a competitive market, any information learned about a competitor can be used to that competitor's detriment. Unfair competitive advantages hinder the development of true competition and skew the marketplace, all of which ultimately negatively impacts the consumer.

7. Because the information filed today contains data that is not otherwise available to the competitors of TDS Telecom, disclosure of confidential information of this nature would be detrimental to the TDS Companies. The information sought to be protected is not known outside TDS Telecom, nor is it provided to the public. TDS Telecom controls the dissemination of this information through all reasonable means, and TDS Telecom's internal use of the information is restricted to only those employees who have a legitimate business reason for reviewing it.

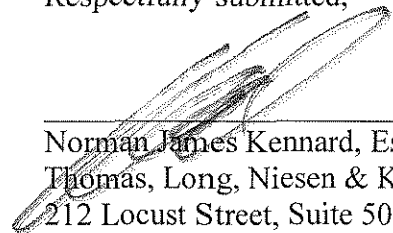
8. If this petition is granted, the public interest will be served because competition will be protected and enhanced. No public purpose is served by the disclosure of such information, and the regulations of the Commission contemplate the filing of such information under Confidentiality Order.

9. The subject of the information for which confidential treatment is sought is clearly identified in the sealed copy of the data filed today.

WHEREFORE, TDS Telecommunications Corp., on behalf of Leslie County Telephone Company, Lewisport Telephone Company, and Salem Telephone Company, respectfully request that the honorable Kentucky Public Service Commission enter an order granting

confidential treatment of the information filed today by Leslie County Telephone Company, Lewisport Telephone Company, and Salem Telephone Company.

Respectfully submitted,



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