

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

The Application of Competitive Carriers of the )  
South, Inc. for a Declaratory Order Affirming that )  
The Interconnection Regimes under KRS 278.530 ) Case No. 2015-00283  
and 47 U.S.C. § 251 are Technology Neutral )

**VERIZON’S PETITION FOR REHEARING SEEKING  
CONFIDENTIAL TREATMENT**

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Comes MCImetro Access Transmission Services LLC. d/b/a Verizon Access Transmission Services (Verizon), by counsel, pursuant to KRS 278.400, and files this Renewed Petition for Confidential Treatment in conjunction with the filing of an electronic redacted copy of Direct Testimony of Paul B. Vasington.

The Commission entered an Order on February 28, 2017, listing various reasons for its denial of Verizon’s original request to treat Mr. Vasington’s testimony as confidential. Based upon the Commission’s Order, Verizon hereby supplements and renews its request with the following additional information.

The portions of Mr. Vasington’s testimony which are desired to be confidential are based upon Mr. Vasington’s review of confidential data provided by CompSouth to Verizon pursuant to a Confidentiality Agreement. Thus, Verizon’s request for confidentiality is necessitated by CompSouth’s production of this information and CompSouth’s designation of the data as confidential. Without the Confidentiality Agreement, the confidential information would not otherwise be in the possession of Verizon’s expert witness. The confidential information is limited to the following:

1. On page 5, lines 11 through 17 of Mr. Vasington's testimony, he analyzes confidential information provided by CompSouth regarding whether CompSouth's members have IP VoIP agreements with other carriers.
2. On pages 5, line 21 through page 6, line 7 Mr. Vasington testifies about his analysis of whether CompSouth's members have traditional TDM customers.

The confidential information contained in Mr. Vasington's testimony as described in paragraphs 1-2 above, was derived from Mr. Vasington's analysis of information provided to Verizon by CompSouth pursuant to a Confidentiality Agreement executed by the parties on September 20, 2016. The information provided by CompSouth to Verizon pursuant to the Confidentiality Agreement was itself subject to a prior Motion for Confidential Treatment filed by CompSouth, which the Commission granted in an Order entered on March 2, 2017.

CompSouth and Verizon agreed to exchange information subject to the protections of the Confidentiality Agreement. Only after this Confidentiality Agreement was executed did CompSouth provide the confidential data to Verizon. Mr. Vasington reviewed the confidential information, which CompSouth would not have provided without a Confidentiality Agreement, and analyzed that information to draft his testimony in this proceeding. According to CompSouth, open disclosure of the confidential information would give its competitors an unfair commercial advantage.

KRS 61.878(1)(c)(1) protects "records confidentially disclosed to an agency or required by an agency to be disclosed to it, generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records." Because of the Confidentiality Agreement with CompSouth, and in accordance with the provisions of KRS 278.400, and 807 KAR 5:001, Section 13(2), Verizon is requesting the

Commission to reconsider its previous Order and allow the redacted copy of Mr. Vasington's testimony to remain in the public file, and an unredacted version to remain filed under seal with the Commission.

Pursuant to 807 KAR 5:001, Section 13(2), Verizon respectfully requests that the Confidential Information be withheld from public disclosure for ten (10) years.

If, and to the extent the Confidential Information becomes publicly available or otherwise no longer warrants confidential treatment, Verizon will notify the Commission and have its confidential status removed, pursuant to 807 KAR 5:001, Section 13(10).

The unredacted copy of Mr. Vasington's testimony will be mailed to the Public Service Commission.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the same document being sent for filing in paper medium with the Commission, that the electronic filing was transmitted to the Commission on March 7, 2017, and that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding.

/s/ Luke Morgan  
ATTORNEY FOR VERIZON