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June 30, 2010

Hon. Mary K. Keyer  
BellSouth Telecommunications, Inc.  
601 West Chestnut Street  
Room 407  
Louisville, KY 40202

Re: **Case No. 2006-00546**  
**Confidentiality Request dated December 14, 2006**

Ms. Keyer:

The Public Service Commission has received BellSouth Telecommunications, Inc.'s ("BellSouth") petition for confidentiality as filed on December 14, 2006, pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878, *et al.* The information is identified as:

Paragraphs 6 and 9 of the Formal Complaint  
Paragraph 1 of the prayer for relief section of the Formal Complaint  
Exhibits 2, 3 and 4 to the Formal Complaint  
Paragraph 16 of the Formal Complaint  
Paragraph 2 of the prayer for relief section of the Formal Complaint  
Exhibits 6 and 7 to the Formal Complaint

As to Paragraphs 6 and 9 of the Formal Complaint, Paragraph 1 of the prayer for relief section of the Formal Complaint and Exhibits 2, 3 and 4 to the Formal Complaint, BellSouth alleges that these sections qualify as customer proprietary network information as it is specific to the Brandenburg-BellSouth relationship and under federal law is prohibited from public disclosure. See 47 U.S.C. §222. Additionally, BellSouth contends as the information contains details on the amount of money BellSouth compensated to Brandenburg Telephone Company for the termination of Area Calling Service ("ACS") Traffic through the Settlements Process.

As to Paragraph 16 of the Formal Complaint, Paragraph 2 of the prayer for relief section of the Formal Complaint and Exhibits 6 and 7 to the Formal Complaint, BellSouth alleges these sections qualify as customer proprietary network information as it is specific to the Brandenburg-BellSouth relationship and under federal law is prohibited from public disclosure. See 47 U.S.C. §222.

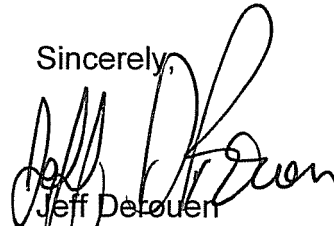
Additionally, BellSouth contends that the information contains details on the amount of money which Brandenburg Telephone Company invoiced to BellSouth for certain Commercial Mobile Radio Service ("CMRS") provided traffic pursuant to the CMRS agreement established between BellSouth, rural local exchange carriers and certain CMRS providers.

BellSouth also argues that all of this information, if released, would cause an unfair competitive advantage as it is not known outside of BellSouth and is only known by employees with a legitimate business interest and the need to know and act upon the information.

Having reviewed the petition, the Commission finds that the request for confidential protection for each of the listed items will be granted. The Commission finds that public knowledge of this information could qualify as permitting an unfair commercial advantage to competitors, if disclosed, pursuant to KRS 61.878(1)(c)(1) and KRS 61.878(c)(2). However, BellSouth should note that the Commission declines to extend protection on the basis of 47 U.S.C. §222.

As BellSouth's petition has been **GRANTED** confidential treatment, the Commission will withhold the protected information identified in the 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 Detouen  
Executive Director

JD/tjb

cc: Main File  
Parties of Record