



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

Charles R. Borders  
Commissioner

July 24, 2009

Hon. Mark Overstreet  
Stites & Harbison PLLC  
421 West Main Street  
P.O. Box 634  
Frankfort, KY 40602-0634

Re: **Confidentiality Request dated May 21, 2009 -**  
Windstream's Responses to Second Round of Data Requests  
PSC Case No. 2007-00004

Dear Mr. Overstreet:

The Public Service Commission has received the Confidentiality Petition you filed on May 21, 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 Windstream's responses to the second round of data requests issued by the complainants and the intervenors.

The Commission has reviewed the information and has made the following determinations regarding confidential protection:

Responses to Intervenors – Second Round

Data Request # 8	Grant.
Data Request # 9	Grant.

Responses to Complainants – Second Round

Data Request # 8	Grant.
Data Request # 12	Grant.

Data Request # 13	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 14	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 15	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 16	Grant.
Data Request # 17	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 18	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 22 (cost study exhibit)	Grant.
Data Request # 22 (statement about cost study exhibit)	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 24	Grant.

Data Request # 26	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 27	Grant.
Data Request # 29	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 30	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 31	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 32	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 33	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).
Data Request # 34	<b>Denied.</b> Public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).

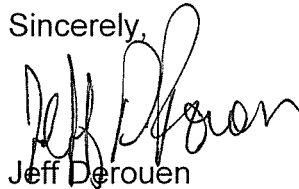
As for the information that has been **DENIED** protection, it does not meet the criteria for confidential protection as set out in the statutory authority listed above. The

Hon. Mark Overstreet  
July 24, 2009  
Page 4

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.

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,

A handwritten signature in black ink, appearing to read "Jeff Derouen". The signature is fluid and cursive, with a large initial "J" and "D".

Jeff Derouen  
Executive Director

TB/ew

cc: Parties of Record for Case No. 2007-00004