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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 July 17, 2009 -**  
Electronic Supplemental Transit Services Cost Study  
PSC Case No. 2007-00004

Dear Mr. Overstreet:

The Public Service Commission has received the Confidentiality Petition you filed on July 17, 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 a supplemental transit services cost study filed as an exhibit to the testimony of Kerry Smith, as well as the references in Mr. Smith's testimony to the confidential information contained in the study.

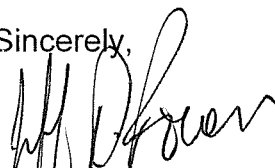
Having reviewed the petition, the Commission finds that the request shall be **GRANTED, in part, and DENIED, in part**. The Commission shall **GRANT** the request to protect the supplemental transit services cost study as confidential pursuant to KRS 61.878 and 807 KAR 5:001, Section 7. However, as to the references in Mr. Smith's testimony to certain portions of the supplemental cost study, the Commission shall **DENY** the request for protection. In reviewing the portions of the testimony for which the protection has been requested, the Commission finds that public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors if disclosed. KRS 61.878(c)(2).

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The 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,



Jeff Derouen  
Executive Director

TB/ew

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