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April 23, 2010

VIA COURIER

Mr. Jeff Derouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602

RECEIVED

APR 23 2010

**PUBLIC SERVICE
COMMISSION**

Re: MCI Communications, Services, Inc., Bell Atlantic Communications, Inc.,
NYNEX Long Distance Company, TTI National, Inc., Teleconnect Long
Distance Services & Systems Company and Verizon Select Services, Inc.,
Complainants v. Windstream Kentucky West, Inc., Windstream Kentucky
East, Inc.-Lexington, and Windstream Kentucky East, Inc.-London,
Defendants
PSC 2007-00503

Dear Mr. Derouen:

Enclosed for filing in the above-captioned case are Responses of BellSouth
Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the
South Central States, LLC to Windstream Kentucky East, LLC and Windstream
Kentucky, West, LLC's Reservation of Rights as Alternatively Regulated Carriers and
Requests for Admission and Second Data Requests dated April 2, 2010.

A portion of AT&T's responses contains confidential commercial information and
AT&T files herewith its Motion for Confidentiality, pursuant to 807 KAR 5:001, Section 7,
seeking protection of that material. Specifically, AT&T requests the Commission to
grant confidentiality to the attachments to the Responses to Item Nos. 2, 3 and 4. One
proprietary copy and six edited copies are provided to the Commission. A proprietary
copy is also provided to counsel to Windstream pursuant to a previously-signed Non-
Disclosure Agreement. Edited copies of the filing are provided to parties of record.

Should you have any questions, please let me know.

Sincerely,

Mary K. Keyer

Enclosures

cc: Parties of Record
802894

EDITED

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MCI COMMUNICATIONS SERVICES, INC., BELL)
ATLANTIC COMMUNICATIONS, INC., NYNEX LONG)
DISTANCE COMPANY, TTI NATIONAL, INC.,)
TELECONNECT LONG DISTANCE SERVICES &)
SYSTEMS COMPANY AND VERIZON SELECT)
SERVICES, INC.)

Complainants)

vs.)

WINDSTREAM KENTUCKY WEST, INC.,)
WINDSTREAM KENTUCKY EAST, INC. – LEXINGTON)
AND WINDSTREAM KENTUCKY EAST, INC. – LONDON)

Defendants)

CASE NO.
2007-00503

MOTION FOR CONFIDENTIALITY OF
BELLSOUTH TELECOMMUNICATIONS, INC. D/B/A AT&T KENTUCKY
AND AT&T COMMUNICATIONS OF THE SOUTH CENTRAL STATES, LLC

Petitioner, BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC (“AT&T”), by counsel, hereby moves the Public Service Commission of the Commonwealth of Kentucky (the “Commission”), pursuant to KRS 61.878 and 807 KAR 5:001, § 7, to classify as confidential the highlighted information in the attachments to AT&T’s responses to Windstream’s Second Data Requests, Nos. 2, 3, and 4 filed herewith. The material that is highlighted contains company information specific to payments made to the identified local exchange carriers for access minutes of use.

The Kentucky Open Records Act exempts certain information from the public disclosure requirements of the Act, including confidential and/or proprietary information, the disclosure of which would permit an unfair commercial advantage to competitors. KRS 61.878(1)(c)1. To qualify for the commercial information exemption and, therefore, keep the information confidential, a party must establish that disclosure of the commercial information would permit an unfair advantage to competitors and the parties seeking confidentiality if openly discussed. KRS 61.878(1)(c)1; 807 KAR 5:001 § 7. The Commission has taken the position that the statute and rules require the party to demonstrate actual competition and the likelihood of competitive injury if the information is disclosed.

The information for which AT&T seeks confidentiality contains carrier-specific information. Specifically, the information that is highlighted in the attachments to Responses 2, 3, and 4 is company-specific data regarding compensation amounts for access minutes of use for those local exchange carriers. This data contains market sensitive information that could compromise AT&T's competitive position in the long distance market.

Public disclosure of the identified information would provide competitors that provide services similar to AT&T, namely CLECs, IXCs, and other competitors, with an unfair competitive advantage. The Commission should also grant confidential treatment to the information for the following reasons:

(1) The information for which AT&T is requesting confidential treatment is not known outside of AT&T;

(2) The information is not disseminated within AT&T and is known only by those of AT&T 's employees who have a legitimate business need to know and act upon the information;

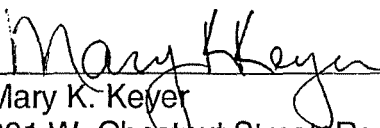
(3) AT&T seeks to preserve the confidentiality of this information through appropriate means, including the maintenance of appropriate security at its offices; and

(4) By granting AT&T's petition, there would be no damage to any public interest.

(5) By Order dated March 29, 2010, the Commission granted confidentiality to related information filed by AT&T on March 5, 2010.

For the reasons stated herein, the Commission should grant AT&T's request for confidential treatment of the identified information.

Respectfully submitted,


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COUNSEL FOR BELL SOUTH
TELECOMMUNICATIONS, INC.
D/B/A AT&T KENTUCKY AND
AT&T COMMUNICATIONS OF THE SOUTH
CENTRAL STATES, LLC

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on the following individuals by mailing a copy thereof, this 23rd day of April 2010.

Honorable Douglas F. Brent
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Ephrata, PA 17522-0458



Mary K. Keyer

REQUESTS FOR ADMISSION

REQUEST: Please admit that the Federal Communications Commission's ("FCC") recently announced National Broadband Plan submitted to Congress includes comprehensive intercarrier compensation reform, including proposed reductions to intrastate switched access rates.

RESPONSE: Denied. The National Broadband Plan was developed by the FCC *staff*. None of the "RECOMMENDATIONS" made by the staff have yet been adopted by the FCC. While the Plan says that the FCC "should conduct a comprehensive reform of universal service and intercarrier compensation," that reform has not yet occurred. Indeed, while parties have provided a decade's worth of comments to the FCC in another intercarrier compensation reform proceeding – none of which has yet been acted upon by the FCC – the FCC has not yet received additional intercarrier compensation reform comments as a result of the Plan, and it is as yet unclear when it will do so. In fact, in a recently proposed Plan recommendation implementation schedule, the FCC's Chairman announced that the earliest that the FCC will commence a notice of proposed rulemaking on intercarrier compensation reform is in the fourth quarter of 2010. Moreover, nothing in the Plan would preclude states from acting to reform intrastate switched access charges. To the contrary, the Plan, at page 148, appears to contemplate state action, when it provides, "The FCC should also encourage states to complete rebalancing of local rates to offset the impact of lost access revenues." In short, nothing in the Plan can be construed as any definitive authority that the FCC will act on intrastate access reform at all, or at any particular time, or that states cannot proceed with intrastate access reform ahead of the FCC's proposed rulemakings to implement the Plan's recommendations.

AT&T Kentucky and
AT&T Communications
KY PSC Case No. 2007-00503
Windstream's Requests for Admission
April 2, 2010
Item No. 2
Page 1 of 1

REQUEST: Please admit that the FCC's National Broadband Plan includes a transition period and recovery for revenue reductions.

RESPONSE: Denied. See AT&T's response to Windstream's Request for Admission 1.


SECOND DATA REQUESTS

REQUEST: Please explain in detail your prior involvement (including any support of) and anticipated future involvement in the FCC's National Broadband Plan submitted to Congress, particularly as the FCC's plan relates to intercarrier compensation reform.

RESPONSE: Objection. The information requested is irrelevant to this proceeding and is not reasonably calculated to lead to the discovery of admissible evidence. AT&T further objects to the extent the information requested is confidential strategic information of AT&T. Without waiving these objections, see AT&T's response to Request for Admission 1. Additionally, when the FCC asks for comments on intercarrier compensation reform as it relates to the National Broadband Plan, AT&T's comments, if any, should be publicly available to Windstream.

REQUEST: With respect to the originating access minutes of use ("MOUs") that you provided in response to Windstream's initial Data Request No. 10, please provide the corresponding amounts that you paid each carrier you identified in your response for each year from 2006 to the present. In the case where you did not remit the compensation to the carrier, please provide the amounts you were billed, invoiced, or otherwise charged by the carrier. Please answer separately for each BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC.

RESPONSE: Objection. The information requested is irrelevant and not likely to lead to the discovery of admissible evidence. Without waiving this objection, the information requested is confidential proprietary information being provided subject to the Parties' Non-Disclosure Agreement. Simultaneous to this response, AT&T is filing a petition requesting confidentiality of the information requested. To the best of AT&T's knowledge, the attached spreadsheets outline the amounts of compensation from 2006–2009 for each carrier identified (except for Windstream Lexington and Windstream London which were included in error) in AT&T's response to Windstream's Initial Data Request No. 10 as having originating minutes of use.

<u>ORIGINATING EXP</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Ballard 0396				
Windstream 0402				
Brandenburg 0398				
Duo Co 0401				
Foothills 0406				
Coalfields 0408				
Highland 4002				
Leslie 0411				
Lewisport 0412				
Logan 0413				
Mountain Rural 0414				
NC Rural 4001				
Peoples 0415				
Salem 0417				
SC Rural 0418				
Thacker 0419				
West KY Rural 0421				

AT&T Kentucky

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ORIGINATING				
	2006	2007	2008	2009
WINDSTREAM CORPORATION				
HIGHLAND TEL COOP -KY				
BRANDENBURG TEL				
SOUTH CENTRAL RURAL TEL COOP				
TDS TELECOM				
CINCINNATI BELL				
WEST KY RURAL TEL COOP CORP INC				
FOOTHILLS RURAL TEL COOP CORP				
BALLARD RURAL TEL COOP				
DUO COUNTY TEL COOP INC				
THACKER-GRIGSBY TELEPHONE CO. INC.				
MOUNTAIN RURAL TEL COOP CORP INC				
PEOPLES RURAL TEL COOP CORP				
COALFIELDS TELEPHONE COMPANY				
NORTH CENTRAL TEL COOP				
LOGAN TEL COOP INC				

Notes

Expense is aggregated for AT&T Communications and TCG. TCG expense is a very small percentage of the total expense and cannot be readily broken out of the AT&T Communications of the South Central States.

N/A: Company did not provide adequate detail to determine direction of traffic.

EDITED

REQUEST: With respect to the terminating access minutes of use ("MOUs") that you provided in response to Windstream's initial Data Request No. 11, please provide the corresponding amounts that you paid each carrier you identified in your response for each year from 2006 to the present. In the case where you did not remit the compensation to the carrier, please provide the amounts you were billed, invoiced, or otherwise charged by the carrier. Please answer separately for each BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC.

RESPONSE: Objection. The information requested is irrelevant and is not likely to lead to the discovery of admissible evidence. Without waiving this objection, the information requested is confidential proprietary information being provided subject to the Parties' Non-Disclosure Agreement. Simultaneous to this response, AT&T is filing a petition requesting confidentiality of the information requested. To the best of AT&T's knowledge, the attached spreadsheets outline the corresponding amounts of compensation for AT&T-originated intraLATA toll traffic from 2006–2009 to each carrier identified in AT&T's response to Windstream's Initial Data Request No. 11 as having terminating minutes of use.

TERMINATING EXP

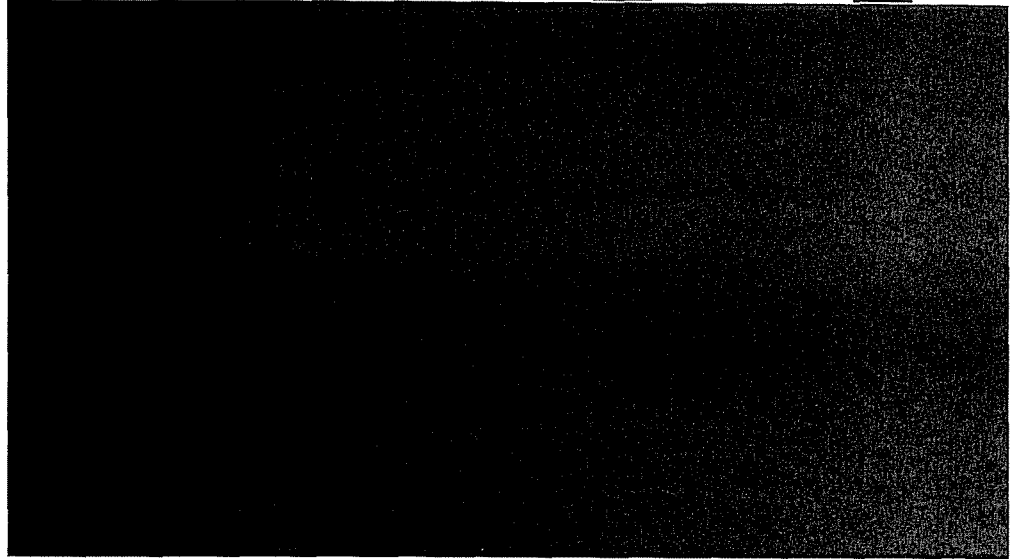
Ballard 0396
Windstream 0402
Brandenburg 0398
Duo Co 0401
Foothills 0406
Coalfields 0408
Highland 4002
Leslie 0411
Lewisport 0412
Logan 0413
Mountain Rural 0414
NC Rural 4001
Peoples 0415
Salem 0417
SC Rural 0418
Thacker 0419
West KY Rural 0421

2006

2007

2008

2009



AT&T Kentucky

EDITED

TERMINATING				
	2006	2007	2008	2009
WINDSTREAM CORPORATION				
BRANDENBURG TEL				
FOOTHILLS RURAL TEL COOP CORP				
MOUNTAIN RURAL TEL COOP CORP INC				
COALFIELDS TELEPHONE COMPANY				
CINCINNATI BELL				
PEOPLES RURAL TEL COOP CORP				
SOUTH CENTRAL RURAL TEL COOP				
THACKER-GRIGSBY TELEPHONE CO. INC.				
WEST KY RURAL TEL COOP CORP INC				
HIGHLAND TEL COOP -KY				
LOGAN TEL COOP INC				
DUO COUNTY TEL COOP INC				
TDS TELECOM				
BALLARD RURAL TEL COOP				
NORTH CENTRAL TEL COOP				

Notes

Expense is aggregated for AT&T Communications and TCG. TCG expense is a very small percentage of the total expense and cannot be readily broken out of the AT&T Communications of the South Central States.

N/A: Company did not provide adequate detail to determine direction of traffic.

EDITED

REQUEST: With respect to the total originating access minutes of use ("MOUs") for all local exchange carriers that you provided in response to Windstream's initial Data Request No. 10, please provide the percentage of those total minutes (by year from 2006 to the present) that represents the amount of traffic that you have carried for end user customers that have picked you as their long distance provider and the percentage of those total minutes (by year from 2006 to the present) representing the amount of traffic that you have transported as an underlying carrier on behalf of another carrier. Please answer separately for each BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC.

RESPONSE: Objection. This request is vague and unclear, and the information requested is irrelevant and is not likely to lead to the discovery of admissible evidence. Without waiving these objections, the information requested is confidential proprietary information being provided subject to the Parties' Non-Disclosure Agreement. Simultaneous to this response, AT&T is filing a petition requesting confidentiality of the information requested. AT&T Kentucky has no information responsive to this request as the relevant traffic is not transported on behalf of another underlying carrier. To the best of AT&T Communications of the South Central States, LLC's knowledge, the attached spreadsheet provides the information requested.

AT&T Communications

		<u>Originating</u>	<u>Terminating</u>
% of minutes carried:			
- For AT&T Long Distance customers			
	2006		
	2007		
	2008		
	2009		
- On behalf of another carrier			
	2006		
	2007		
	2008		
	2009		

Notes

2006 reflects 5 months (August-December) of traffic. Prior months are not available.

Originating and Terminating %s are slightly skewed due to "No Direction" traffic, which are excluded from Total Originating and Terminating Minutes by certain Kentucky carriers (refer to AT&T reply to Windstream 1st Set of Data Request, items 10 and 11)

EDITED

REQUEST: With respect to the total terminating access minutes of use ("MOUs") for all local exchange carriers that you provided in response to Windstream's initial Data Request No. 11, please provide the percentage of those total minutes (by year from 2006 to the present) that represents the amount of traffic that you have carried for end user customers that have picked you as their long distance provider and the percentage of those total minutes (by year from 2006 to the present) representing the amount of traffic that you have transported as an underlying carrier on behalf of another carrier. Please answer separately for each BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC.

RESPONSE: Objection. This request is vague and unclear, and the information requested is irrelevant and is not likely to lead to the discovery of admissible evidence. Without waiving these objections, the information requested is confidential proprietary information being provided subject to the Parties' Non-Disclosure Agreement. Simultaneous to this response, AT&T is filing a petition requesting confidentiality of the information requested. AT&T Kentucky has no information responsive to this request as the relevant traffic is not transported on behalf of another underlying carrier. To the best of AT&T Communications of the South Central States, LLC's knowledge, the spreadsheet produced in response to Second Data Request No. 4 provides the information requested.

REQUEST: With respect to the yearly percentages of traffic that you have transported as an underlying carrier on behalf of another carrier requested in No. 5 above, please provide the percentage of that traffic that represents the traffic you transported on behalf of all wireless carriers, including your own wireless affiliate. Please answer separately for each BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC.

RESPONSE: Objection. This request as written is unclear and confusing. Without waiving this objection, AT&T states that it has no information responsive to this request as the percentages of traffic requested in Second Data Request No. 5 do not include wireless traffic.