



Mary K. Keyer
General Attorney
Kentucky Legal Department

AT&T Kentucky
601 W. Chestnut Street
Room 407
Louisville, KY 40203

T 502-582-8219
F 502-582-1573
mary.keyer@att.com

April 26, 2010

VIA OVERNIGHT MAIL

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

RECEIVED

APR 27 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

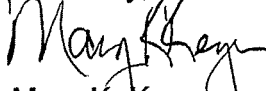
Dear Mr. Derouen:

Enclosed for filing in the above-captioned case are Supplemental Responses of BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky and AT&T Communications of the South Central States, LLC to Item Nos. 6 and 7 of the First Data Requests of Windstream Kentucky East, LLC and Windstream Kentucky, West, LLC dated February 12, 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 highlighted information in Supplemental Responses to Item Nos. 6 and 7. 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 also provided to parties of record.

Should you have any questions, please let me know.

Sincerely,


Mary K. Keyer

Enclosures

cc: Parties of Record
806493

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)	CASE NO.
)	2007-00503
vs.)	
)	
WINDSTREAM KENTUCKY WEST, INC.,)	
WINDSTREAM KENTUCKY EAST, INC. – LEXINGTON)	
AND WINDSTREAM KENTUCKY EAST, INC. – LONDON)	
)	
Defendants)	

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 AT&T’s Supplemental Responses to Windstream’s First Set of Data Requests, Nos. 6 and 7, filed herewith. The material that is highlighted contains company information specific to market share of identified long distance providers in AT&T Kentucky’s territory.

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 market share information. Specifically, the information that is highlighted in Supplemental Responses to Item Nos. 6 and 7 is company-specific data regarding the percentage of customers who have selected the identified carriers as their long distance providers. This data contains market sensitive information that could compromise AT&T's and the identified carriers' competitive positions in the long distance market.

Public disclosure of the identified information would provide competitors that provide services similar to AT&T and the identified carriers, 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;

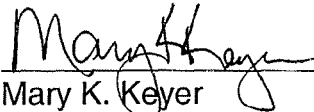
(2) The information is not disseminated within AT&T and is known only by those of AT&T 's employees who have a legitimate business need to know and act upon the information;

(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.

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

Respectfully submitted,



Mary K. Keyer
601 W. Chestnut Street, Room 407
Louisville, KY 40203
(502) 582-8219
mary.keyer@att.com

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

REQUEST: Provide all documents and information you maintain relating to the respective market share of Sprint long distance affiliates in your incumbent local exchange carrier's service territories.

RESPONSE: AT&T objects to this request for the reasons set forth in its initial response to Windstream's First Data Request No. 6. Without waiving its objections, AT&T supplements its initial response and states that as of end of year 2009, [REDACTED] of its business customers and [REDACTED] of its residential customers had selected Sprint as their long distance provider.

REQUEST: Provide all documents and information you maintain relating to the respective market share of Verizon long distance affiliates in your incumbent local exchange carrier's service territories.

RESPONSE: AT&T objects to this request for the reasons set forth in its initial response to Windstream's First Data Request No. 7. Without waiving its objections, AT&T supplements its initial response and states that as of end of year 2009, [REDACTED] of its business customers and [REDACTED] of its residential customers had selected Verizon as their long distance provider.

806393

EDITED

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on the following individuals by mailing a copy thereof, this 26th day of April 2010.

Honorable Douglas F. Brent
Stoll Keenon Ogden, PLLC
2000 PNC Plaza
500 W. Jefferson Street
Louisville, KY 40202-2828


Kimberly Caswell
Associate General Counsel
Verizon
P.O. Box 110, MC FLTC0007
Tampa, FL 33601-0110

Honorable John N. Hughes
Attorney at Law
124 West Todd Street
Frankfort, KY 40601

Honorable Robert C. Moore
Hazelrigg & Cox, LLP
415 West Main Street
P.O. Box 676
Frankfort, KY 40602

Dulaney L O'Roark III
VP & General Counsel - SE Region
Verizon
5055 North Point Parkway
Alpharetta, GA 30022

Jeanne Shearer
Windstream Kentucky East, LLC
Windstream Kentucky West, LLC
124 E. Main Street
P. O. Box 458
Ephrata, PA 17522-0458


Mary K. Keyer