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September 14, 2009

Hon. Cheryl Winn
AT&T Kentucky
601 West Chestnut Street, Room 407
Louisville, KY 40203

Re: **Confidentiality Request dated September 8, 2009 -**
Commission Case No. 2009-00070 -
Affidavit and Exhibits for Answer and Motion to Dismiss

Dear Ms. Winn:

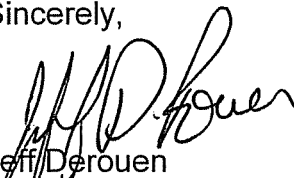
The Public Service Commission has received the Confidentiality Petition you filed on September 8, 2009 on behalf of BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky and New Cingular Wireless PCS, LLC ("AT&T Kentucky") to protect certain information filed with the Commission as confidential under Section 7 of 807 KAR 5:001 and KRS 61.878. The information is identified as the Affidavit of Joan H. Duncan and Exhibit A to AT&T Kentucky's Answer and Motion to Dismiss.

The Commission finds that Petition shall be **GRANTED** as the information contained therein qualifies as Customer Proprietary Network Information ("CPNI") under 47 U.S.C. § 222(c), (f) and (h). The Commission finds that it specifically discloses information about customers that AT&T Kentucky has obtained by virtue of providing the complainants in this matter with telecommunications service, including information contained in the bills pertaining to telephone exchange service or telephone toll service received by the complainants. Therefore, as this information qualifies as CPNI and pursuant to the requirements of KRS 61.878(1)(c)(1), the Affidavit of Joan H. Duncan and Exhibit A to AT&T Kentucky's Answer and Motion to Dismiss shall be withheld from public inspection.

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As the information has been granted protection, the Commission will withhold the protected information contained in the current Petition from public inspection. If the protected information 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 – Case No. 2009-00070