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November 16, 2009

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

Re: **Confidentiality Request dated November 3, 2009 -**  
AT&T Mobility's Responses to Supplemental Data Requests  
PSC Case No. 2009-00246

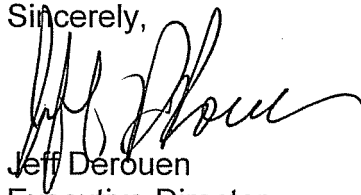
Dear Ms. Keyer:

On November 3, 2009, the Kentucky Public Service Commission received New Cingular Wireless PCS, LLC d/b/a AT&T Mobility's ("AT&T Mobility") Petition to treat as confidential its responses to Windstream Kentucky East, LLC's Supplemental Data Request. AT&T Mobility seeks to have Item 29 withheld from public inspection. In support of its Petition, AT&T Mobility states that the information contained within that response references Windstream's Initial Cost Study and the subsequent adjustments to that cost study, as made by AT&T Mobility. AT&T Mobility argues that those details are proprietary and confidential and would aid AT&T Mobility's competitors if this information were publicly available, competitors could use the details to formulate strategic plans for entry, pricing, marketing, contracting and other business strategies to disadvantage AT&T Mobility's operation in the marketplace. For these reasons, AT&T Mobility states that its responses are entitled to confidential treatment under KRS 61.878 *et seq.* and 807 KAR 5:001, Section 7.

The Commission has carefully analyzed the information contained within the response and has determined that the information contained therein, if disclosed, would permit an unfair commercial advantage to AT&T Mobility's competitors and cause competitive injury. For these reasons, the Commission finds that this information satisfies the standard for protection under KRS 61.878(1)(c)(1) and 807 KAR 5:001, Section 7, and, therefore, those portions of the request for confidentiality are **GRANTED**.

As this 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

JD/tjb

cc: Parties of Record for Case No. 2009-00264