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August 17, 2011

Law Offices of John N. Hughes  
124 West Todd Street  
Frankfort, Kentucky 40601

Re: Sprint Nextel  
Petition for Confidential Treatment received 7/8/11  
PSC Reference – Case No. 2010-00398

Dear Mr. Hughes:

The Public Service Commission has received the Petition for Confidential Treatment you filed on July 8, 2011 on behalf of Sprint Communications Company L.P., Sprint Spectrum L.P., Nextel West Corp., and NPCR, Inc., d/b/a Nextel Partners (collectively "Sprint Nextel") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as being contained in the Direct Testimony of James Appleby. The information is described as containing references to Responses to Windstream and RLEC Data Requests which contain information that disclosure would violate the terms of their "NDA".

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Sprint Nextel's competitive position in the industry, which would result in an unfair commercial advantage to Sprint Nextel's competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Sprint Nextel's competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

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If the information becomes publicly available or no longer warrants confidential treatment, Sprint Communications Company L.P., Sprint Spectrum L.P., Nextel West Corp., and NPCR, Inc., d/b/a Nextel Partners (collectively "Sprint Nextel") are required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely,

*Stephane Bell for Jeff Derouen*

Jeff Derouen  
Executive Director

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cc: Parties of Record