Steven L. Beshear Governor

Leonard K. Peters Secretary **Energy and Environment Cabinet**



Commonwealth of Kentucky **Public Service Commission** 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Linda K. Breathitt Commissioner

October 9, 2012

Technologies Management, Inc. Attention: Connie Wightman 2600 Maitland Center Parkway, Suite 300 Maitland, Florida 32751

Re:

tw telecom of Kentucky IIc

Reguest for Confidential Treatment received 6/1/12

PSC Reference - Case No. 2010-00398

Dear Ms. Wightman:

The Public Service Commission has received the letter requesting for Confidential Treatment you filed on June 1, 2012 on behalf of tw telecom of Kentucky IIc ("tw telecom") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878. The information you seek to have treated as confidential is identified as being contained in its Revised Tariff Sheets pursuant to PSC Order dated May 30, 2012 regarding revisions to switched access tariffs. The information is described as revised pages 1, 62, 63, 65 and original page 65.1. The Commission requests that for future filings you have an attorney file a Petition for Confidential Treatment containing the grounds on which you are basing your request to avoid any confusion in the case file.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information could result in an unfair commercial advantage to 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 tw telecom'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



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procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, tw telecom of Kentucky IIc is 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.

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Executive Director

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