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August 15, 2018

**HAND DELIVERED**

Gwen R. Pinson  
Executive Director  
Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, KY 40602-0615

Mark R. Overstreet  
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AUG 15 2018

PUBLIC SERVICE  
COMMISSION

RE: Certification Per 47 C.F.R. § 54.314

Dear Ms. Pinson:

AT&T Mobility<sup>1</sup> (SAC 269905) respectfully submits its amended petition for confidential treatment and the supporting affidavit of Kristi Turner.

The filing is in response to discussions with Ms. Gillum and supplements AT&T Mobility's July 11, 2018 filing. The amended petition is being filed to correct a scrivener's error in the jurat of the Turner Affidavit and a separate scrivener's error concerning the date of filing in the petition.

Confidential attachments (A-1 and A-2) to Certification are not being refiled.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

  
Mark R. Overstreet

MRO

<sup>1</sup> New Cingular Wireless PCS, LLC d/b/a AT&T Mobility

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AUG 15 2018

PUBLIC SERVICE  
COMMISSION

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

A CERTIFICATION OF THE CARRIERS )  
RECEIVING FEDERAL UNIVERSAL SERVICE ) Administrative Case No. 381  
HIGH-COST SUPPORT )

**AMENDED PETITION OF AT&T MOBILITY  
(SAC 269905) FOR CONFIDENTIAL TREATMENT**

AT&T Mobility<sup>1</sup> respectfully submits this Amended Petition for Confidential Treatment of Attachments A-1 and A-2 to the Certification and Report (“Certification”) it filed in this docket on or about July 11, 2018.<sup>2</sup> The Amended Petition is filed pursuant to KRS §61.878(1)(c)(1) and 807 KAR 5:001 Section 13, and is supported by the attached Affidavit of Kristi Turner (“Turner Affidavit”).

The Amended Petition is being filed to correct a scrivener’s error in the jurat of the Turner Affidavit and a separate scrivener’s error concerning the date of filing in the Petition for Confidential Treatment. The confidential attachments (A-1 and A-2) to Certification are not being refiled.

While public records generally are open for inspection, *see* KRS §61.872(1), several exceptions exist. *See Id.* One such exception is that information “generally recognized as

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<sup>1</sup> New Cingular Wireless PCS, LLC d/b/a AT&T Mobility.

<sup>2</sup> As it has done in past years, AT&T Mobility provided the original of its Kentucky Service Improvement Plan (2019 Projection) (“**Confidential Attachment A-1**”) and its Kentucky Service Improvement Plan (2017 Actuals) (“**Confidential Attachment A-2**”) as attachments to the July 11, 2018 original Petition for Confidential Treatment on paper that is labeled “Proprietary Information” and “Confidential” on each page. As all of the information in each of these Attachments is confidential and proprietary, the public versions of these attachments provide “The entire document is proprietary. There is no edited version.”

confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records,” is subject to inspection “only upon order of a court of competition jurisdiction . . . .” *See* KRS §61.878(1)(c). As explained below, Attachments A-1 and A-2 to AT&T Mobility’s Certification are comprised entirely of confidential and proprietary information, including the Company’s network infrastructure, proposed service improvements, build out plans, and operating costs, that is exempt from inspection. AT&T Mobility, therefore, requests that the Commission afford Confidential Treatment to Attachments A-1 and A-2<sup>3</sup> for ten years. After the expiration of the requested confidential period the confidential information would be sufficiently dated so that its public disclosure would no longer afford a competitive advantage to competing wireless providers.

Wireless providers such as AT&T Mobility operate in a highly competitive market. The Company’s competitors include Sprint, T-Mobile, and Verizon. The information in Attachments A-1 and A-2 would provide competitors and potential competitors with important proprietary information about AT&T Mobility and its operations, which competitors would be unable to obtain otherwise. Turner Affidavit, ¶ 4.<sup>4</sup> Armed with this information, a competitor could develop entry, marketing, or other strategies, which would give it an unfair advantage in competing with AT&T Mobility. Further, in a competitive market, any information gained about a competitor can be used to that competitor’s detriment. *Id.* at ¶ 5. Such an unfair competitive advantage would skew the marketplace and prevent the development of true competition to the ultimate detriment of the

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<sup>3</sup> The Commission has recognized that information of this type previously submitted by American Cellular (*see* January 24, 2000, Order in Case No. 99-184) and by AT&T Mobility (*see* letter dated January 26, 2011, in this docket) is entitled to Confidential Treatment.

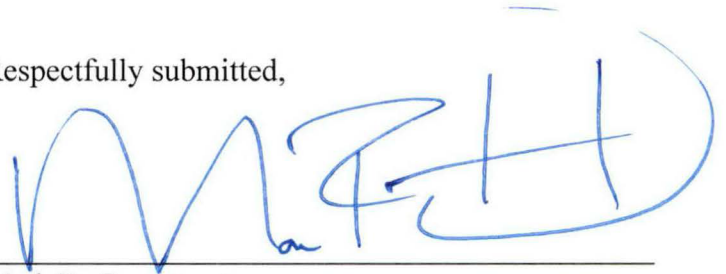
<sup>4</sup> *See also, Id.*, ¶6 (this information is not generally known outside AT&T Mobility, nor is it provided to the public).

consumer. Granting this Petition, therefore, will serve the public interest because competition will be enhanced.

Accordingly, for the reasons explained above, the Company respectfully requests that the Commission issue an Order granting Confidential Treatment to Attachments A-1 and A-2 to AT&T Mobility's Certification.

This the 14<sup>th</sup> day of August, 2018.

Respectfully submitted,



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Counsel for AT&T Mobility

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COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

A CERTIFICATION OF THE CARRIERS )  
RECEIVING FEDERAL UNIVERSAL SERVICE ) Administrative Case No. 381  
HIGH-COST SUPPORT )

**AFFIDAVIT OF KRISTI TURNER IN SUPPORT OF  
PETITION OF AT&T MOBILITY (SAC 269905)  
FOR CONFIDENTIAL TREATMENT**

Kristi Turner being first duly sworn on oath, states as follows:

1. I currently serve as a Vice President / General Manager for AT&T Mobility Corporation, the manager for New Cingular Wireless PCS, LLC d/b/a AT&T Mobility ("AT&T Mobility" or "Company"). In this capacity, I have personal knowledge of the matters set forth in this affidavit and am authorized to make this affidavit on behalf of AT&T Mobility.

2. AT&T Mobility is requesting confidential treatment of spreadsheets describing the location of the Company's cell sites, proposed service improvement projects and the estimated locations and costs associated with such improvements (**Confidential Attachments A-1 and A-2**).

3. All information in **Confidential Attachments A-1 and A-2** is confidential, proprietary, and/or trade secret information that would aid competitors of AT&T Mobility.

4. All information in **Confidential Attachments A-1 and A-2** addresses the Company's network infrastructure, build out plans and operating costs. This information,

if disclosed, could cause substantial competitive harm to AT&T Mobility. This information is either not publicly available or not generally available in this format. It would be difficult (or impossible) for someone to discover this information from other sources. If this information were available to competitors in this format, they could use it to the competitive detriment of AT&T Mobility.

5. Wireless providers, like AT&T Mobility, operate in a highly competitive marketplace where such proprietary information is closely guarded to ensure it is not disclosed to competitors.

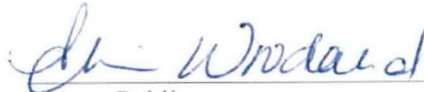
6. This information is protected internally by the Company as confidential, proprietary, and/or trade secret information.



Kristi Turner, Vice President/General Manager

STATE OF Tennessee )  
COUNTY OF Williamson )

Subscribed and sworn to before me by Kristi Turner as Vice President / General Manager of AT&T Mobility Corporation, the manager for New Cingular Wireless PCS, LLC this 7<sup>th</sup> day of August, 2018.



Notary Public

My commission expires: 4/8/2019

