



Henry H. Wendel
+1 202 776 2943
hwendel@cooley.com

Via ECFS

February 22, 2016

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: ***Special Access for Price Cap Local Exchange Carriers, WC Dkt. No. 05-25;
AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent
Local Exchange Carrier Rates for Interstate Special Access Services, RM-10593***

Dear Ms. Dortch:

Pursuant to the procedures outlined in the *Modified Protective Order*,¹ *Second Protective Order*,² and *Data Collection Protective Order*,³ I hereby submit the attached Acknowledgments of Confidentiality in connection with Cooley LLP's representation of the National Cable and Telecommunications Association ("NCTA") for purposes of reviewing confidential and highly confidential information filed in the above referenced proceedings, including information and data submitted in response to the Commission's special access data collection.

Pursuant to the *Modified Protective Order* and the *Second Protective Order*, this filing has been served on Submitting Parties and a certificate of service is attached.

¹ *Special Access for Price Cap Local Exchange Carriers; AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, Modified Protective Order, 25 FCC Rcd. 15168 (2010) ("Modified Protective Order").*

² *Special Access for Price Cap Local Exchange Carriers; AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, Second Protective Order, 25 FCC Rcd. 17725 (2010) ("Second Protective Order").*

³ *Special Access for Price Cap Local Exchange Carriers; AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, Order and Data Collection Protective Order, 29 FCC Rcd. 11657 (2014) ("Data Collection Protective Order"); see also Wireline Competition Bureau Now Receiving Acknowledgments of Confidentiality Pursuant to Special Access Data Collection Protective Order, Public Notice, 30 FCC Rcd. 6421 (2015).*



Ms. Marlene H. Dortch
February 22, 2016
Page Two

Please contact me at 202-776-2943 if you have any questions.

Respectfully submitted,

/s/ Henry H. Wendel
Henry H. Wendel

Attachments

cc: SpecialAccess@fcc.gov

APPENDIX A

Acknowledgment of Confidentiality

WC Docket No. 05-25, RM 10593

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the above-captioned proceedings, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation, or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or advocacy organization), I acknowledge specifically that my access to any information obtained as a result of the Protective Order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 4 of the foregoing Protective Order and that I will not use such information in any other capacity, nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 4 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of the Protective Order.

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington DC this 22 day of February, 2016.


Henry Wendel
Associate
Cooley LLP
1299 Pennsylvania Ave., NW Suite 700
Washington, DC 20004
202-776-2943

APPENDIX A

Acknowledgment of Confidentiality

WC Docket No. 05-25, RM-10593

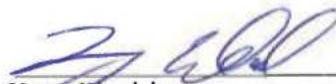
I hereby acknowledge that I have received and read a copy of the foregoing Second Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Second Protective Order and that I shall not disclose or use Stamped Highly Confidential Documents or Highly Confidential Information except as allowed by the Second Protective Order. I acknowledge that a violation of the Second Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the Second Protective Order is due solely to my capacity as Outside Counsel or Outside Counsel of Record or Outside Consultant to a party or other person described in paragraph 9 of the foregoing Second Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Second Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Highly Confidential Documents and Highly Confidential Information are used only as provided in the Second Protective Order; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Second Protective Order, and I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Stamped Highly Confidential Documents or Highly Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Second Protective Order.

Executed at Washington, DC this 22 day of February, 2016.


Henry Wendel
Associate
Cooley LLP
1299 Pennsylvania Ave., NW Suite 700
Washington, DC 20004
202-776-2943

APPENDIX C

Acknowledgment of Confidentiality

WC Docket No. 05-25; RM-10593

I am seeking access to [] only Confidential Information or [] Confidential and Highly Confidential Information.

I hereby acknowledge that I have received and read a copy of the foregoing Data Collection Protective Order in the above-captioned proceeding, and I understand it.

I agree that I am bound by the Data Collection Protective Order and that I shall not disclose or use Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information, or Highly Confidential Information except as allowed by the Data Collection Protective Order.

I acknowledge that a violation of the Data Collection Protective Order is a violation of an order of the Federal Communications Commission (Commission). I further acknowledge that the Commission retains its full authority to fashion appropriate sanctions for violations of this Data Collection Protective Order, including but not limited to suspension or disbarment of Counsel or Outside Consultants from practice before the Commission, forfeitures, cease and desist orders, and denial of further access to Confidential or Highly Confidential Information in this or any other Commission proceeding.

I acknowledge that nothing in the Data Collection Protective Order limits any other rights and remedies available to a Submitting Party at law or in equity against me if I use Confidential or Highly Confidential Information in a manner not authorized by this Data Collection Protective Order.

I certify that I am not involved in Competitive Decision-Making.

Without limiting the foregoing, to the extent that I have any employment, affiliation, or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or advocacy organization), I acknowledge specifically that my access to any information obtained as a result of the Data Collection Protective Order is due solely to my capacity as Counsel or Outside Consultant to a party or as a person described in paragraph 9 of the Data Collection Protective Order and agree that I will not use such information in any other capacity.

I acknowledge that it is my obligation to ensure that Stamped Confidential Documents and Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Data Collection Protective Order and to ensure that there is no disclosure of Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information, and Highly Confidential Information in my possession or in the possession of those who work for me, except as provided in the Data Collection Protective Order.

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Confidential Information and Highly Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Data Collection Protective Order.

Executed this 22nd day of February, 2016.



Henry Wendel
Associate
Cooley LLP
1299 Pennsylvania Ave NW, Suite 700
Washington, DC 20004
202-776-2943

CERTIFICATE OF SERVICE

I, Verdette Dickerson, do hereby certify that on this 22nd day of February, 2016, I caused a copy of the foregoing letter and Acknowledgments of Confidentiality to be served by postage pre-paid mail on the following:

Thomas Jones
Nirali Patel
Willkie Farr & Gallagher LLP
1875 K. Street, N.W. Washington DC 20006
**Outside Counsel for Level 3
Communications, LLC, TDS Metrocom, LLC,
MegaPath Corporation, TelePacific
Communications, 360 Networks, Cbeyond
Communications, LLC, BT Americas, Inc., and
tw telecom**

Thomas Cohen
Kelley Drye & Warren LLP
3050 K Street, N.W. Suite 400
Washington, DC 20007
**Outside Counsel for Covad Communications
Group, Inc., XO Communications, LLC, and
American Cable Association**

Jarrett S. Taubman
Latham & Watkins LLP
555 Eleventh Street, N.W. Suite 1000
Washington, DC 20004
**Outside Counsel for Time
Warner Cable**

David L. Lawson
Sidley Austin LLP
1501 K. Street, N.W.
Washington, DC 20005
Outside Counsel for AT&T

Grant B. Spellmeyer
U.S. Cellular
8410 W. Bryn Mawr Avenue
Chicago, IL 60631
Outside Counsel for U.S. Cellular

Andrew Fisher
Comcast Corporation
One Comcast Center – 50th Floor
Philadelphia, PA 19103
Inside Counsel – Comcast Corporation

Traci Tidmore
EarthLink Business
7037 Old Madison Pike
Huntsville, AL 35806
**Regulatory Counsel for EarthLink
Business**

Joseph Kahl
RCN Telecom Services, LLC
650 College Road East
Suite 3100
Princeton, NJ 08540
**Sr. Director, Regulatory and External
Affairs
Warner Cable**

Michael J. Mooney
Level 3 Communications, LLC
1025 Eldorado Blvd. Broomfield, CO 80021
General Counsel, Regulatory Policy

Tamar E. Finn
Bingham McCutchen LLP
2020 K Street, N.W. Washington, DC 20006
Outside Counsel for TDS Metrocom, LLC

Suzanne K. Toller
Davis Wright Tremaine LLP
505 Montgomery Street
San Francisco, CA 94111
Outside Counsel for T-Mobile USA, Inc.

Colleen Boothby
Levine, Blaszak, Block & Boothby, LLP
2001 L Street, N.W.
Suite 900
Washington, DC 20036
**Counsel for Ad Hoc Telecommunications
Users Committee**

Evan T. Leo
Kellogg, Huber, Hansen, Todd, Evans & Figel,
P.L.L.C.
1615 M Street, N.W. Suite
400
Washington, DC 20036
**Outside Counsel for Verizon and
Verizon Wireless**

AJ Burton
Frontier Communications
2300 N Street, N.W.
Suite 710
Washington, DC 20037
Counsel for Frontier Communications

Karen Brinkmann
Karen Brinkmann, PLLC
2300 N Street, NW Suite
700
Washington, DC 20037
**Outside Counsel for FairPoint
Communications, Inc.**

Craig J. Brown
1099 New York Avenue, N.W. Suite
250
Washington, DC 20001
Counsel for CenturyLink

Russell P. Hanser
Wilkinson, Barker, Knauer, LLP
188 M Street, N.W.
800N
Washington, DC 20036
Outside Counsel for Frontier Communications

Jennifer P. Bagg
Harris, Wiltshire, Grannis, LLP
1200 18th Street, NW
Suite 1200
Washington, DC 20036
Outside Counsel for Sprint Corporation

Gregory J. Vogt
Law Offices of Gregory J. Vogt, PLLC
101 West Street
Suite 4
Black Mountain, NC 28711
Outside Counsel for Hawaiian Telecom, Inc.

/s/ Verdette Dickerson