

**FORMAT:
FCC Form 477 Data-Sharing Agreement with State Regulatory Commission**

XXXX YY, ZZZZ

In Reply Refer to:
IATD File No. xx-xxx

[name]
[title]
[name of state commission]
[address]
[address]

Dear **[name of commission official]**:

You have requested an opportunity to review company-specific data for **[name of state]**, as of **[date(s)]**, filed pursuant to the Local Telephone Competition and Broadband Reporting program (FCC Form 477) (*see* C.F.R. §§ 1.7001, 43.11). Pursuant to Section 0.291 of this Commission's rules, we grant you access to these data subject to your agreement to treat this information in accordance with procedural and substantive protections that are equivalent to or greater than those afforded under Federal confidentiality statutes and rules, including the Freedom of Information Act (*see* 5 U.S.C. § 552(b)), the Trade Secrets Act (*see* 18 U.S.C. § 1905), and Sections 0.457, 0.459, and 0.461 of the Commission's rules (*see* 47 C.F.R. §§ 0.457, 0.459, 0.461), specifically including Section 0.461(d)(3). To the extent that Federal confidentiality statutes and rules impose a higher standard of confidentiality than state law, the state is required to adhere to the higher Federal standard.

You have represented that you will be acting on behalf of the **[name of state commission]** and that, as such, you are willing and able to be bound by the aforementioned confidentiality rules and guidelines, as well as other related requirements stated herein. We make no determinations about any provisions of **[name of state]** law or your statements about such provisions. Subject to the aforementioned restrictions and your signature on this letter affirming that these restrictions will be observed by you and the **[name of state commission]** generally, and also that the requested data will not be shared with any individuals who are not direct employees of the **[name of state commission]**, we determine that the sharing of the requested information will not constitute "release" to the public within the meaning of the Freedom of Information Act. We, therefore, grant you access to the requested Form 477 data subject to the conditions specified above.

This non-disclosure agreement will remain in effect for future filings of Form 477 from companies that report data for **[name of state]** unless and until either the Commission or the State gives notice of termination of this agreement.

Sincerely,

Rodger A. Woock
Chief, Industry Analysis and Technology Division
Wireline Competition Bureau

Affirmed:

Date: _____

[name of commission official], on behalf of
[name of state commission]