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REDACTED – FOR PUBLIC INSPECTION

Via ECFS

March 9, 2015

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

Re: *In the Matter of 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*, WC Docket No. 05-25; RM-10593 – Additional Submission in Response to Data Collection of CenturyLink (FCC Registration No. 0018-6268-53)

Dear Ms. Dortch:

On January 29, 2015, CenturyLink filed with the Secretary in the above-referenced proceedings a redacted version of its responses to the essay questions in the Commission's special access data collection,¹ except for Question II.A.5.² On that same day, CenturyLink also filed "Confidential"

¹ *In the Matter of 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*, WC Docket No. 05-25; RM-10593, Report and Order and Further Notice of Proposed Rulemaking, 27 FCC Rcd 16318 (2012); Notice of Office of Management and Budget Action, OMB Control No. 3060-1197 (Aug. 15, 2014); Order on Reconsideration, DA 14-1327 (rel. Sept. 15, 2014), Order, DA 14-1706 (rel. Nov. 26, 2014) (establishing a January 29, 2015 deadline for submissions by large companies). CenturyLink made this filing pursuant to the instructions in the *Data Collection Protective Order*. See *In the Matter of 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*, WC Docket No. 05-25; RM-10593, Order and Data Collection

and “Highly Confidential” versions of its responses to these essay questions via the Special Access Web Portal established for this purpose.³ And, on February 20, 2015, CenturyLink filed the following: Highly Confidential Data, in a data container, responsive to the remaining Questions from Sections II.A, II.B and the Required Questions in II.F (via a portable drive enclosed with the February 20, 2015 submission); an essay response and Highly Confidential Data responsive to Question II.A.5 (via a portable drive enclosed with the February 20, 2015 submission); a PDF file providing explanatory material related to certain responses in the data container (the file contained Highly Confidential and Confidential information that was provided via the portable drive enclosed with the February 20, 2015 submission); and a revised version of Exhibit II.D.2-1, ILEC Intrastate Access Service Tariff References (no highly confidential information) (on a compact disc), which supplemented the January 29, 2015 version of the Exhibit by including tariff information for New Mexico.

With today’s submission, CenturyLink is providing a portable drive (serial number TRK8RV6QWRLR) that revises the data to reflect more refined adjustment information associated with CenturyLink’s response to Question II.A.12.⁴ Pursuant to the direction of the FCC’s staff, the portable drive being submitted by CenturyLink today is meant to replace in its entirety the drive filed on February 20, 2015.

The Highly Confidential Data that CenturyLink is submitting via the enclosed portable drives is proprietary commercial information of CenturyLink that is entitled to protection from public

Protective Order, DA 14-1424 ¶ 22 (Wireline Comp. Bur. rel. Oct. 1, 2014) (*Data Collection Protective Order*).

² CenturyLink noted that its responses to the remaining questions in the data collection would be filed in a subsequent submission. Toward that end, CenturyLink also filed on January 29, 2015 a Petition for Limited Waiver of Deadline for Data Submission. On February 13, 2015, CenturyLink filed a supplement to its earlier request for an extension, seeking to file the remainder of its submission by February 20, 2015. The FCC granted the requested extension on February 18, 2015. Order, DA 15-202 (rel. Feb. 18, 2015).

³ *In the Matter of 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*, WC Docket No. 05-25; RM-10593, Order on Reconsideration, 29 FCC Rcd 10899, Appendix A, Questions II.A.8; II.A.10, II.A.11, Part 2; II.A.18-19; II.D.1-2; II.F.8-12 (Wireline Comp. Bur. 2014).

⁴ A second portable drive (serial number TRQHX73ZPNYN) is also included with today’s submission, which includes the same material as on the other portable drive. Both drives are encrypted using Bitlocker for Windows 8.1 (which is FIPS 140-2 certified).

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disclosure. Although this highly confidential information is specifically protected from disclosure pursuant to the terms of the *Data Collection Protective Order*, CenturyLink also attached to its February 20, 2015 correspondence an Appendix providing separate justification for highly confidential treatment under FOIA⁵ and the Commission's implementing rules, 47 C.F.R. §§ 0.457, 0.459. CenturyLink requests that the Confidentiality Justification appended to its February 20, 2015 submission (along with the explanation for confidential treatment contained in the associated correspondence), which is incorporated herein by reference, apply to today's submission.

The highly confidential information being submitted includes location information for company fiber network routes and identifies locations of Nodes used for interconnection with third-party networks; data regarding rates and charges associated with channel terminations and transport facilities and other related information from which rates and charges could be inferred, along with customer billing data from CenturyLink's proprietary internal billing systems. All of this information is highly sensitive commercial information regarding CenturyLink's operations and service offerings. And, CenturyLink's customers may also consider the customer billing data to be proprietary and competitively sensitive.⁶ All of this information is of the type of highly confidential information specifically covered in Appendix B to the *Data Collection Protective Order*, and thus is entitled to highly confidential treatment and protection from public disclosure. This highly confidential information is competitively sensitive commercial information and thus should not be available for public inspection, nor subject to further copying. Such information would not ordinarily be made available to the public. Release of the highly confidential information would have a substantial negative competitive impact on CenturyLink.

Consistent with the highly confidential nature of the information provided on the enclosed drives, the non-redacted version of the submission is marked, as required by the *Data Collection Protective Order*, "**HIGHLY CONFIDENTIAL & CONFIDENTIAL INFORMATION – SUBJECT TO PROTECTIVE ORDERS IN WC DOCKET NO. 05-25 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION – ADDITIONAL COPYING RESTRICTED**".

⁵ 5 U.S.C. § 552. See also *Data Collection Protective Order*, Appendix A, ¶ 1 and Appendix B.

⁶ On January 16, 2015, the Wireline Competition Bureau issued a subpoena to address concerns about the applicability of federal privacy statutes when responding to the data collection with consumer information. See *Wireline Competition Bureau Issues Subpoena for Providers in Special Access Data Collection*, Public Notice, WC Docket No. 05-25, RM-10593, DA 15-66 (rel. Jan. 16, 2015).

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CenturyLink is providing three hard copies of this cover letter (two copies for the FCC staff and one copy for the Secretary) and two portable drives (each including the same material for the FCC staff), which comprise the non-redacted submission. The portable drives are each DANE 4 GB drives. A fourth copy of the cover letter is provided to be stamped and returned to the person making this submission.

A redacted version of this filing, in which the highly confidential information is omitted (that is, the two portable drives), is being filed via the Commission's Electronic Comment Filing System (ECFS). The redacted version of CenturyLink's submission is marked, "**REDACTED – FOR PUBLIC INSPECTION**".

The text of this letter contains no highly confidential information, and is the same for both the non-redacted and redacted versions except for the confidentiality markings and the manner of submission noted in the heading on the initial page.

Please contact me via the above contact information or Jeff Lanning in CenturyLink's Federal Regulatory Affairs office (202-429-3113 or Jeffrey.s.lanning@centurylink.com) if you have any questions.

Sincerely,

/s/ Craig J. Brown

Enclosures

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