

**KELLEY DRYE & WARREN LLP**

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May 25, 2016

**VIA ECFS**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, D.C. 20554

Re: *In the Matter of XO Holdings and Verizon Communications Inc. Consolidated Applications for Consent to Transfer Control of Domestic and International Authorizations Pursuant to Section 214 of the Communications Act of 1934, As Amended; WC Docket No. 16-70*

Dear Ms. Dortch:

On behalf of XO Communications, LLC and in accordance with the procedures outlined in the Protective Order in the above-captioned proceeding, I am submitting herewith acknowledgements of confidentiality executed by myself, Edward A. Yorkgitis, Jr. and Jennifer R. Wainwright.

Respectfully submitted,



Thomas Cohen  
*Counsel for XO Communications, LLC*

## APPENDIX B

## Acknowledgment of Confidentiality

WC Docket No. 16-70

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 Protective Order in the above-captioned proceeding, 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, Stamped Highly Confidential Documents, Confidential Information or Highly 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 (Commission). I further acknowledge that the Commission retains its full authority to fashion appropriate sanctions for violations of this Protective Order, including but not limited to suspension or disbarment of Counsel or 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 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 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 Protective Order is due solely to my capacity as Counsel or Outside Consultant to a party or as an employee of Counsel, Outside Consultant, or Outside Firm, and I 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 Protective Order and to ensure that there is no disclosure of Confidential Information or Highly Confidential Information in my possession, in the possession of those who work for me or in the possession of other Support Personnel, except as provided in 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 Confidential Information and Highly Confidential Information.

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

Executed this 20<sup>th</sup> day of MAY, 2016.



[Name] THOMAS W COHEN  
 [Position] ATTORNEY  
 [Firm] KELLEY DRYE & WARREN LLP  
 [Telephone] 202-342-8518  
 [Party] XO COMMUNICATIONS, LLC

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## WC Docket No. 16-70

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

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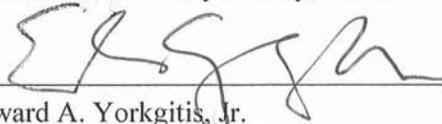
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I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Confidential Information and Highly Confidential Information.

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

Executed this 25<sup>th</sup> day of May, 2016.



Edward A. Yorkgitis, Jr.  
Attorney  
Kelley Drye & Warren LLP  
(202) 342-8540  
XO Communications, LLC

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WC Docket No. 16-70

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Executed this 24<sup>th</sup> day of May, 2016.



Jennifer R. Wainwright  
Attorney  
Kelley Drye & Warren LLP  
(202) 342-8459  
XO Communications, LLC

## CERTIFICATE OF SERVICE

I, Jennifer Wainwright, hereby certify that on May 25, 2016, I caused true and correct copies of the foregoing to be served by electronic mail upon the following counsel:

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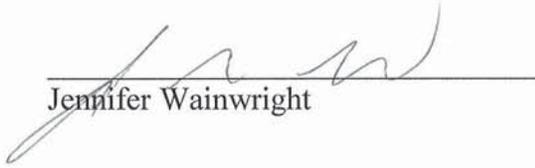
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Jennifer Wainwright