

MINTZ LEVIN  
COHN FERRIS  
GLOVSKY AND  
POPEO PC

Boston  
Washington  
Reston  
New York  
New Haven  
Los Angeles  
London

701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202 434 7300  
202 434 7400 fax  
[www.mintz.com](http://www.mintz.com)

**Michael H. Pryor**

Direct dial 202 434 7365  
[mhpryor@mintz.com](mailto:mhpryor@mintz.com)

September 30, 2004

**FILED VIA ECFS**

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

Re: In the Matter of Unbundled Access to Network Elements  
WC Docket No. 04-313  
Unbundling Obligations of Incumbent Local Exchange Carriers  
CC Docket 01-338  
Access to Confidential Material

Dear Ms. Dortch:

Pursuant to the protective order in the above referenced matter please find attached copies of signed acknowledgment forms of

- Catherine Carroll and myself, of this firm, as Counsel for NuVox, Inc. (“NuVox”).

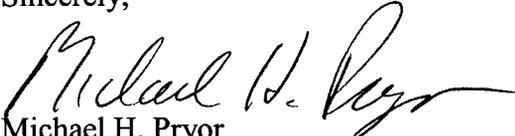
NuVox seeks access by the signatories to confidential versions of documents filed by BellSouth, Qwest, SBC, and Verizon in the above referenced proceedings. All of the signatories fall within the “Permissible Disclosure” categories described in paragraph 5 of the Protective Order.

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

Marlene H. Dortch, Secretary  
September 30, 2004

In accordance with the Commission's rules, this letter is being provided to you for inclusion in the public record of the above referenced proceeding.

Sincerely,



Michael H. Pryor

MHP:jdr

cc: See attached service list

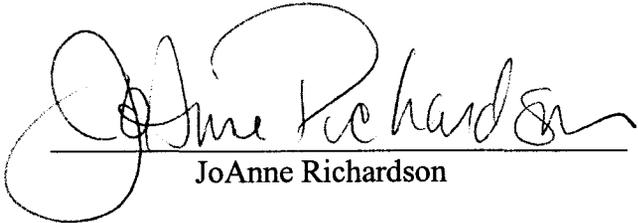
MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

Marlene H. Dortch, Secretary  
September 30, 2004

**CERTIFICATE OF SERVICE**

I hereby certify that on this 30<sup>th</sup> day of September, 2004, I caused true and correct copies of the forgoing letter and signed acknowledgments to be served by facsimile and first class mail (or electronically where indicated) on the parties as indicated on the attached service list.

Dated: September 30, 2004  
Washington, DC

  
\_\_\_\_\_  
JoAnne Richardson

Marlene H. Dortch, Secretary  
September 30, 2004

**SERVICE LIST**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554<sup>1</sup>

Dee May  
Verizon  
1300 I Street, NW, Suite 400 West  
Washington, DC 20006  
202-336-7922

Russell Hanser  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554<sup>2</sup>

David G. Cartwright  
SBC Communications, Inc.  
1401 I Street, NW, Suite 1100  
Washington, DC 20005  
202-408-4809

Jeremy Miller  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554<sup>2</sup>

Jeffrey S. Linder  
Wiley Rein & Fielding LLP  
1776 K Street, NW  
Washington, DC 20006  
202-719-7049

Janice Myles  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554<sup>2</sup>

Glenn T. Reynolds  
BellSouth Corporation  
1133 21<sup>st</sup> Street, NW, Suite 900  
Washington, DC 20036-3351  
202-463-4142

Gary Remondino  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554<sup>2</sup>

Samir Jain  
Wilmer Cutler Pickering Hale & Dorr LLP  
2445 M Street, NW  
Washington, DC 20037  
202-663-6363

Michael K. Kellogg  
Kellogg Huber Hansen Todd & Evans  
1615 M Street, NW, Suite 400  
Washington, DC 20036  
202-326-7999

Melissa Newman  
Qwest  
607 14<sup>th</sup> Street, NW, Suite 950  
Washington, DC 20005  
202-293-0561

---

<sup>1</sup> Filed electronically

<sup>2</sup> Delivered via email

## APPENDIX B

Acknowledgment of Confidentiality

CC Docket No. 01-338 &amp; WC Docket No. 04-313

I hereby acknowledge that I have received and read a copy of the 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 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.

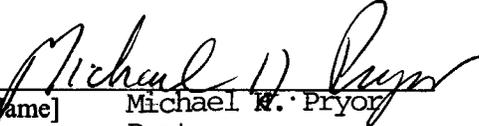
Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 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 2 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 paragraph 10 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 30th day of September, 2004

  
[Name] Michael R. Pryor  
[Position] Partner  
Mintz, Levin, Cohn, Ferris, Glovsky  
[Address] and Popeo, PC  
701 Pennsylvania Avenue, N.W.  
[Telephone] Washington, DC 20004  
(202) 434-7385

## APPENDIX B

Acknowledgment of Confidentiality

CC Docket No. 01-338 &amp; WC Docket No. 04-313

I hereby acknowledge that I have received and read a copy of the 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 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 public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 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 2 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 paragraph 10 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 30<sup>th</sup> day of September, 2004

  
[Name] Catherine Carroll  
[Position] Associate  
Mintz, Levin, Cohn, Ferris, Glovsky  
and Popeo, PC  
[Address] 701 Pennsylvania Avenue, N.W.  
[Telephone] Washington, D.C. 20004  
(202) 434-7375