

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

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EMAIL: dsmith@kelleydrye.com

May 13, 2005

RECEIVED

MAY 13 2005

Federal Communications Commission  
Office of Secretary

By ECFS

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

Re: In the Matter of SBC Communications Inc. and AT&T Corp. Applications  
for Approval of Transfer of Control, WC Docket No. 05-65  
Acknowledgements of Confidentiality

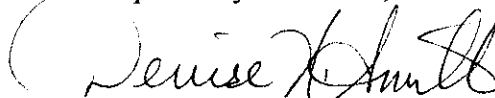
Dear Ms. Dortch:

Enclosed for filing in the above-referenced proceeding is a letter from the undersigned to Mr. Gary Remondino of the Wireline Competition Bureau. The letter and attached Acknowledgments of Confidentiality were submitted to Mr. Remondino in accordance with paragraph 7 of the May 9, 2005 *Order and Second Protective Order* (DA 05-1322) issued by the Wireline Competition Bureau in the above-referenced proceeding. Copies of the letter and attachments were served upon the individuals listed on the attached Certificate of Service.

Kindly include this letter and its attachments in docket WC 05-65.

Please contact the undersigned at (202) 955-9886 if you have any questions about this letter.

Respectfully submitted,



Denise N. Smith

Enclosures

No. of Copies of List ABCDE 0

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May 13, 2005

**By ECFS**

Mr. Gary Remondino  
Wireline Competition Bureau  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: In the Matter of SBC Communications Inc. and AT&T Corp. Applications  
for Approval of Transfer of Control, WC Docket No. 05-65  
Acknowledgements of Confidentiality

Dear Mr. Remondino:

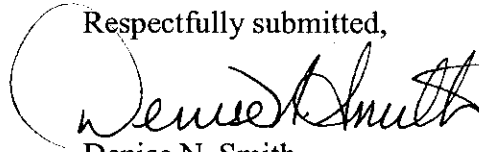
Pursuant to the May 9, 2005 *Order* and *Second Protective Order* (DA 05-1322) issued by the Wireline Competition Bureau in the above-referenced proceeding, enclosed please find signed Acknowledgments of Confidentiality for: Michael Williams, Principal; Michael J. Doane, Director; Gary W. Stahlberg, Senior Consultant; Meredith Texada, Research Associate; Gurkon Ay, Operations/Research Coordinator of ERS Group. These individuals are outside consultants retained for the purpose of assisting counsel at Kelley Drye & Warren LLP in this proceeding.

Pursuant to Paragraph 7 of the *Protective Order*, copies of this letter have been served upon counsel for AT&T Corp. and SBC Communications Inc. and this filing begins the 5-business day waiting period after which the above-named individuals may access highly confidential materials filed in this proceeding.

Mr. Gary Remondino  
May 13, 2005  
Page 2

Please contact the undersigned at (202) 955-9886 if you have any questions about this letter.

Respectfully submitted,



Denise N. Smith

Enclosures

## APPENDIX B

## Acknowledgment of Confidentiality

WC Docket No. 05-65

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 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 of Record or consultant to a party or other person described in paragraph 4 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 Protective Order; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of paragraph 9 of the 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 Order or Protective Order.

Executed at Emeryville CA this 15 day of May, 2005

Michael A. Williams  
[Name] Michael Williams  
[Position] Principal  
[Address] 2000 Powell st, Ste 500, Emeryville, CA  
[Telephone] 510.594.8100

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WC Docket No. 05-65

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Executed at Emeryville CA this 11<sup>th</sup> day of May, 2005.



[Name] Michael J. Doane

[Position] Director

[Address] 2000 Powell St., Ste. 500, Emeryville, CA

[Telephone] 510-514-8100

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Executed at Emeryville, CA this 13<sup>th</sup> day of May, 2005

Gary W. Stahlsberg  
[Name]

[Position]

[Address]

[Telephone]

Gary W. Stahlsberg  
Senior Consultant  
ERS Group

2000 Powell St., Suite 500  
Emeryville, CA 94608

Tel: 510-594-8100 x 812

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

Executed at Emeryville CA this 13 day of May, 2005.

  
[Name] Meredith Texado  
[Position] Research Assoc.  
[Address] 2000 Powell St., Ste 500, Emeryville, CA  
[Telephone] 510.554.8100

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Executed at Washington DC this 13 day of May, 2005

*Guilford By*

[Name] Surkan AY  
[Position] operations / Research Coord.  
[Address] 2100 M Street Suite 810, Washington DC  
[Telephone] (202) 3281515 Ext. 504 20027



**CERTIFICATE OF SERVICE**

I, Patricia A. Bell, do hereby certify that a true and correct copy of the foregoing “**Letter and Acknowledgements of Confidentiality**,” in WC Docket No. 05-65, was served this 13<sup>th</sup> day of May 2005, electronically and by hand delivery and/or first class mail, postage prepaid, upon the following:

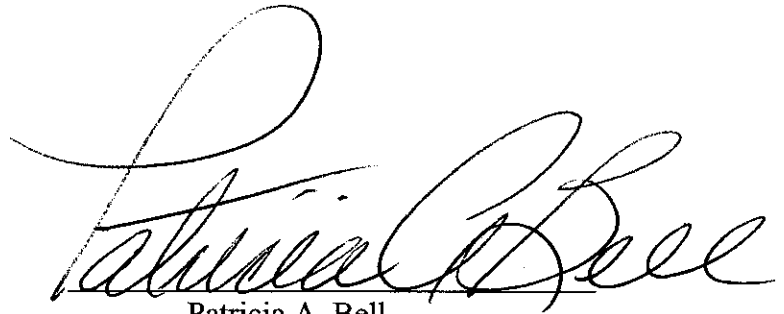
Gary Remondino<sup>^†</sup>  
Wireline Competition Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554  
[gary.remondino@fcc.gov](mailto:gary.remondino@fcc.gov)

Peter J. Schildkraut<sup>†</sup>  
Counsel for SBC Communications Inc.  
Arnold & Porter LLP  
555 12<sup>th</sup> Street, NW  
Washington, D.C. 20004

Wayne Watts<sup>\*</sup>  
SBC Communications Inc.  
175 East Houston  
San Antonio, TX 78205

David L. Lawson<sup>†</sup>  
Counsel for AT&T Corp.  
Sidley Austin Brown & Wood LLP  
1501 K Street, NW  
Washington, D.C. 20005

Lawrence J. Lafaro<sup>\*</sup>  
AT&T Corp.  
Room 3A214  
One AT&T Way  
Bedminster, NJ 07921

  
Patricia A. Bell

- 
- <sup>^</sup> Via electronic mail.
  - <sup>†</sup> Via hand delivery.
  - Via first class mail.