

# SWIDLER BERLIN LLP

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May 25, 2005

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

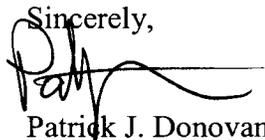
**Re: SBC Communications, Inc. and AT&T Corp.  
Application for Approval of Transfer of Control  
WC Docket No. 05-65**

Dear Ms. Dortch:

Pursuant to the Commission's *First Protective Order*, DA 05-635, released March 10, 2005 and *Second Protective Order*, DA 05-1322, released May 9, 2005 in the above-captioned proceeding, attached are copies of signed Acknowledgements of Confidentiality executed by Harry N. Malone of this firm.

Copies of this letter and the signed Acknowledgements of Confidentiality are being served on counsel for SBC Communications, Inc. and AT&T Corp.

Please contact the undersigned if you have any questions.

Sincerely,  
  
Patrick J. Donovan

**CERTIFICATE OF SERVICE**

I, Crystal P. Moses, of Swidler Berlin LLP, certify that on May 25, 2005 I caused to be served by courier to the below-listed persons the foregoing letter and attachments filed at the Federal Communications Commission in WC Docket No. 05-65.

Peter J. Schildkraut, Esq.  
Arnold & Porter LLP  
555 12<sup>th</sup> Street, NW  
Washington, DC 20004

David Lawson, Esq.  
Sidley Austin Brown & Wood LLP  
1501 K Street, NW  
Washington, DC 20005



Crystal P. Moses

## Acknowledgment of Confidentiality

WC Docket No. 05-65

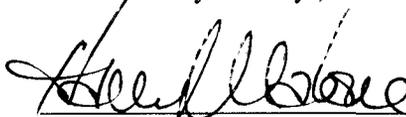
I hereby acknowledge that I have received and read a copy of the foregoing Second Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Second Protective Order and that I shall not disclose or use Stamped Highly Confidential Documents or Highly Confidential 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 Washington, D.C. this 25<sup>th</sup> day of May, 2005



Harry N. Malone  
Attorney  
3000 K Street N.W., Suite 300  
Washington, D.C. 20007  
202-424-7500

## Acknowledgment of Confidentiality

WC Docket No. 05-65

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the abovementioned 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.

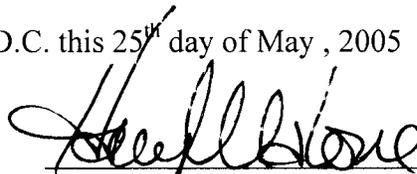
Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the Protective Order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 4 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 1 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 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 Confidential Documents or Confidential Information.

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Executed at Washington, D.C. this 25<sup>th</sup> day of May, 2005



Harry N. Malone  
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