

BY ELECTRONIC FILING

January 27, 2006

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

Re: MB Docket 05-192; Initial and Second Protective Order Acknowledgements

Dear Ms. Dortch:

Pursuant to the Commission's Initial and Second Protective Orders issued in the MB Docket 05-192, please find attached executed Acknowledgements of Confidentiality from attorneys at Swidler Berlin LLP, outside counsel to RCN Telecom Services, Inc. Paper copies of the executed Acknowledgements have been sent today to outside counsel for each of the Submitting Parties.

If you should have any questions, please do not hesitate to contact us at (202) 424-7500.

Respectfully submitted,



Jean L. Kiddoo
L. Elise Dieterich
Danielle C. Burt

Counsel for RCN Telecom Services, Inc.

APPENDIX B

Acknowledgment of Confidentiality

MB Docket No. 05-192

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 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.

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

Executed at Washington, DC this 26th day of January, 2006.



Jean L. Kiddoo
Swidler Berlin LLP
3000 K Street, N.W.
Suite 300
Washington, D.C. 20007
(202) 424-7834

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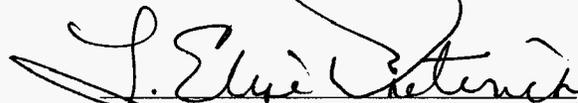
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L. Elise Dieterich
Swidler Berlin LLP
3000 K Street, N.W.
Suite 300
Washington, D.C. 20007
(202) 945-6983

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Executed at Washington, DC this 26th day of January, 2006.



Danielle C. Burt
Swidler Berlin LLP
3000 K Street, N.W.
Suite 300
Washington, D.C. 20007
(202) 295-8439

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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 Second 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 order is due solely to my capacity as Outside Counsel of Record or consultant to a party or other person described in paragraph 5 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 Second Protective Order; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Second 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.

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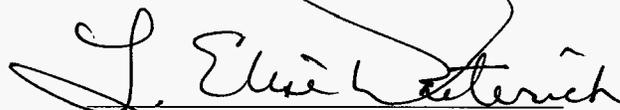
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