

# WILLKIE FARR & GALLAGHER<sup>LLP</sup>

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August 13, 2007

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room TW-325  
Washington D.C. 20554

Re: Special Access Rates for Price Cap Local Exchange Carriers, WC Dkt. No. 05-25, RM-10593, Submission of Acknowledgement Concerning Compliance with Protective Order

Dear Ms. Dortch:

On behalf Time Warner Telecom, Inc. ("TWTC") and One Communications Corp., in accordance with the procedures outlined in the Protective Order adopted on June 8, 2005 in the above-referenced proceeding,<sup>1</sup> I am submitting herewith a copy of the Acknowledgement of Confidentiality executed by Karen Henein, outside counsel to TWTC and One Communications, who falls within the "Permissible Disclosure" categories described in Paragraph 4 of the Protective Order. A list of parties from whom confidential materials are requested is attached.

The parties listed have been served with this letter and signed Acknowledgement of Confidentiality via overnight mail and email. Please do not hesitate to call us at 202-303-1000 if any questions should arise in connection with this submission.

Respectfully submitted,

/s/  
Jonathan Lechter

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ATTORNEYS FOR TIME WARNER TELECOM, INC. AND  
ONE COMMUNICATIONS CORP.

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<sup>1</sup> See *Special Access Rates for Price Cap Local Exchange Carriers*, Protective Order, DA 05-1635 (rel. June 8, 2005).

## APPENDIX B

## Acknowledgment of Confidentiality

WC Docket No. 05-25

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the above-referenced 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 10<sup>th</sup> day of August, 2007



[Name] Karen Henein  
[Position] Associate, Willkie Farr & Gallagher LLP  
[Address] 1875 K St NW Washington DC 20006  
[Telephone] 202-303-1255

**CERTIFICATE OF SERVICE**

I, Jonathan Lechter, do hereby certify that on this 13<sup>th</sup> day of August, 2007, I caused to be served a true and correct copy of the foregoing Acknowledgements by delivering copies thereof via first overnight mail to the following:

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/s/

Jonathan Lechter