BINGHAM

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November 15, 2007

VIA ECFS

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

Re: WC Doc. 06-172, Submission of Acknowledgements of Confidentiality Concerning the First and Second Protective Orders

Dear Ms. Dortch:

On behalf of ATX Licensing Inc.; Cavalier Telephone, LLC; DSLnet Communications, LLC; Eureka Telecom, Inc. d/b/a InfoHighway Communications; McLeodUSA Telecommunications Services, Inc.; RCN Telecom Services, Inc.; *et al.* and in accordance with the First Protective Order, DA 06-1870, released September 14, 2006, and the Second Protective Order, DA 07-208, released January 25, 2007 in the above-referenced proceeding, enclosed is a copy of Andrew Lipman's executed Acknowledgements of Confidentiality to these orders.

The parties referenced on the attached Certificate of Service have been served with a copy of this letter and the signed attachments. Should you have any questions relating to this letter or the attached, please contact me.

Respectfully submitted,

Christine D. Johnson

Representing ATX Licensing Inc.; Cavalier Telephone, LLC; DSLnet Communications, LLC; Eureka Telecom, Inc. d/b/a InfoHighway Communications; McLeodUSA Telecommunications Services, Inc.; RCN Telecom Services, Inc.; *et al.*

Attachments

Boston
Hartford
Hong Kong
London
Los Angeles
New York
Orange County
San Francisco
Santa Monica
Silicon Valley
Tokyo
Walnut Creek
Washington

Bingham McCutchen LLP
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APPENDIX A

Acknowledgment of Confidentiality

WC Docket No. 06-172

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 this 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 Second Protective Order is due solely to my capacity as Outside Counsel of Record or Outside Consultant to a party or other person described in paragraph 8 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 paragraphs 9, 12, 13 and 15 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.

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

Executed at Washington, DC this 12 day of November, 2007.

Andrew D. Lipman
Partner
Bingham McCutchen LLP
Representing: ATX Licensing Inc.; Cavalier Telephone, LLC; DSLnet Communications, LLC; Eureka Telecom, Inc. d/b/a InfoHighway Communication; McLeodUSA Telecommunications Services, Inc.; RCN Telecom Services, Inc.; et al.
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ATTACHMENT A

WC DOCKET NO. 06-172

I have received a copy of the Protective Order in WC Docket No. 06-172. I have read the order and agree to comply with and be bound by the terms and conditions of this Protective Order. The signatory understands, in particular, that unauthorized disclosure, or the use of the information for competitive commercial or business purposes, will constitute a violation of this Protective Order.

SIGNATURE: Andrew D Lipman

NAME PRINTED: Andrew D. Lipman

TITLE: Partner

ADDRESS: 2020 K Street, N.W.
Washington, DC 20006

REPRESENTING: ATX Licensing Inc.; Cavalier Telephone, LLC; DSLnet Communications, LLC; Eureka Telecom, Inc. d/b/a InfoHighway Communication; McLeodUSA Telecommunications Services, Inc.; RCN Telecom Services, Inc.; et al.

EMPLOYER: Bingham McCutchen LLP

DATE: November 12, 2007

CERTIFICATE OF SERVICE

I, Latonya Y. Ruth, certify that on this 15th day of November, 2007, copies of the foregoing acknowledgements of confidentiality were sent via overnight and/or electronic mail to the following parties:

Overnight Delivery:

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Latonya Y. Ruth

Latonya Y. Ruth