



August 12, 2009

Ex Parte – Via Electronic Filing

Ms. Marlene Dortch
Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, DC 20554

Re: WC Docket No. 05-25

Dear Ms. Dortch:

On August 11, 2009, Paul Margie and I, representing Sprint, met with Austin Schlick, Joe Palmore, Jim Bird, Diane Griffin Holland, and Chris Killion of the Office of General Counsel and Margaret Dailey and Pam Arluk of the Wireline Competition Bureau. We addressed issues relating to the protection of confidential data concerning special access services, reiterating the arguments made in Sprint's recent ex parte letters in this docket, which were filed on June 22 and July 31.

We emphasized that competitive providers of access services consider data relating to the locations they serve to be their "crown jewels" and are very concerned about the possibility of other carriers obtaining such granular information about their networks. We also pointed out that the Commission had correctly stated, in its brief in the *EchoStar* case, at page 28, that nothing in the APA requires the administrative record to "contain the raw data underlying a study that has itself been placed in the record" and that "parties rarely present raw data" because "raw data do not lend themselves to comment." Because aggregate rather than raw data are more useful as a basis for comment, carriers are concerned about safeguarding any raw data the Commission requests, and nothing in the APA requires access to raw data, the Commission should gather the information it believes it needs but present for comment only reports providing aggregate data.

Sincerely,

/s/

Christopher J. Wright
Counsel for Sprint Nextel Corporation

cc: Austin Schlick
Joe Palmore
Jim Bird
Diane Griffin Holland
Chris Killion
Margaret Dailey
Pam Arluk