

**FILED/ACCEPTED**

November 9, 2010

**NOV - 9 2010**

**VIA ECFS AND HAND DELIVERY**

**Federal Communications Commission  
Office of the Secretary**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

Re: *Petition of Qwest Corporation for Forbearance Pursuant to 47 U.S.C. § 160(c) in the Omaha Metropolitan Statistical Area, WC Docket No. 04-223*

*Petition of ACS of Anchorage, Inc. Pursuant to Section 10 of the Communications Act of 1934, as Amended, for Forbearance from Sections 251(c)(3) and 252(d)(1) in the Anchorage Study Area, WC Docket No. 05-281*

*Petition of ACS of Anchorage, Inc. Pursuant to Section 10 of the Communications Act of 1934, as Amended (47 U.S.C. § 160(c)), for Forbearance from Certain Dominant Carrier Regulation of Its Interstate Access Services, and for Forbearance from Title II Regulation of Its Broadband Services, in the Anchorage, Alaska, Incumbent Local Exchange Carrier Study Area, WC Docket No. 06-109*

*Petitions of the Verizon Telephone Companies for Forbearance Pursuant to 47 U.S.C. § 160(c) in the Boston, New York, Philadelphia, Pittsburgh, Providence and Virginia Beach Metropolitan Statistical Areas, WC Docket No. 06-172*

*Petition of Qwest Corporation for Forbearance Pursuant to 47 U.S.C. § 160(c) in the Denver, Minneapolis St.-Paul, Phoenix, and Seattle Metropolitan Statistical Areas, WC Docket No. 07-97*

Dear Ms. Dortch:

Pursuant to the procedures and for the purposes outlined in the *Modified Protective Orders*<sup>1</sup> in the above referenced proceedings, the undersigned hereby submits acknowledgements of confidentiality executed by David Murray, Thomas Jones, Nirali Patel, Jessica Feinberg, Ann Staron,

<sup>1</sup> Memorandum Opinion and Modified Protective Orders, *Petition of Qwest Corporation for Forbearance Pursuant to 47 U.S.C. § 160(c) in the Omaha Metropolitan Statistical Area, et al.*, WC Docket Nos. 04-223, 05-281, 06-109, 06-172, & 07-97, DA 10-1934 (rel. Oct. 6, 2010) ("*Modified Protective Orders*").

*04*

November 9, 2010

Page 2

and Anna Sucin of Willkie Farr & Gallagher LLP, outside counsel to Cbeyond, Inc., Integra Telecom, Inc., and tw telecom inc. Because ECFS does not accept filings in WC Docket No. 07-97, I am submitting the attached acknowledgements in that docket via hand delivery.

Please do not hesitate to contact me at npatel@willkie.com or (202) 303-1152 if you have any questions regarding this submission.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nirali Patel". The signature is fluid and cursive, with the first name "Nirali" being more prominent than the last name "Patel".

Nirali Patel

*Attorney for Cbeyond, Inc., Integra Telecom, Inc.,  
and tw telecom inc.*

Attachments

## ATTACHMENT TO APPENDIX A

## Acknowledgment of Confidentiality

## WC DOCKET NO. 04-223

I have received a copy of the *Modified Protective Order* in WC Docket No. 04-223. I have read the order and agree to comply with and be bound by the terms and conditions of this *Modified Protective Order* for the purpose of participating in the appeal of the *Qwest Phoenix MSA Forbearance 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 *Modified Protective Order*.

SIGNATURE:



NAME PRINTED:

David P. Murray

TITLE:

Partner

ADDRESS:

1875 K Street, NW  
Washington, DC 20006

REPRESENTING:

Cbeyond, Inc; Integra Telecom, Inc.;  
tw telecom inc.

EMPLOYER:

WILLKIE FARR &amp; GALLAGHER LLP

DATE:

11/8/10

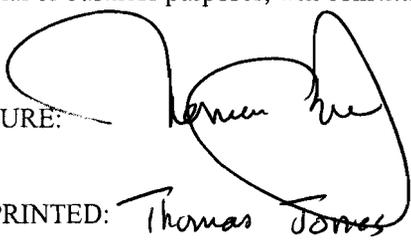
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SIGNATURE:



NAME PRINTED:

Thomas Jones

TITLE:

Partner, Willkie Farr + Gallagher LLP

ADDRESS:

1875 K St., N.W.  
Washington DC 20006

REPRESENTING:

cbeyond, Inc., Integra Telecom, Inc., and tw telecom inc.

EMPLOYER:

Willkie Farr + Gallagher LLP

DATE:

November 4, 2010

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SIGNATURE:



NAME PRINTED: Nirali Patel

TITLE: Associate

ADDRESS: 1875 K Street, NW, Washington, DC 20006

REPRESENTING: Cbeyond, Inc., Integra Telecom, Inc. and tw telecom inc.

EMPLOYER: Willkie Farr & Gallagher LLP

DATE: November 5, 2010

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SIGNATURE:



NAME PRINTED:

Jessica Feinberg

TITLE:

Associate

ADDRESS:

1875 K St. NW  
Washington, DC 20006

REPRESENTING:

C beyond, Inc.; Integra Telecom, Inc.;  
tw telecom inc.

EMPLOYER:

Willkie Farr &amp; Gallagher LLP

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SIGNATURE: Ann M. Staron

NAME PRINTED: Ann M. Staron

TITLE: Legal Assistant

ADDRESS: 1875 K Street, NW  
Washington, DC 20006REPRESENTING: Cbeyond, Inc.; Integra Telecom, Inc., and  
tw telecom inc.

EMPLOYER: Willkie Farr &amp; Gallagher LLP

DATE: 11/4/10

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SIGNATURE:



NAME PRINTED:

S. ANNA SUCIN

TITLE:

Communications Law Specialist

ADDRESS:

Willkie Farr & Gallagher LLP  
1875 K Street, NW  
Washington, D.C. 20006

REPRESENTING:

Cbeyond, Inc., Integra Telecom, Inc., tw telecom inc.

EMPLOYER:

Willkie Farr &amp; Gallagher LLP

DATE:

November 5, 2010

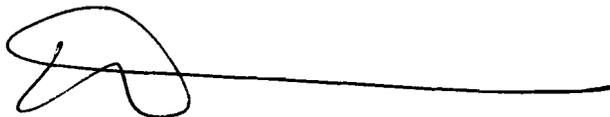
## ATTACHMENT TO APPENDIX B

## Acknowledgment of Confidentiality

WC DOCKET NO. 05-281

I have received a copy of the *Modified Protective Order* in WC Docket No. 05-281. I have read the order and agree to comply with and be bound by the terms and conditions of this *Modified Protective Order* for the purpose of participating in the appeal of the *Qwest Phoenix MSA Forbearance 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 *Modified Protective Order*.

SIGNATURE:



NAME PRINTED:

David P. Murray

TITLE:

Partner

ADDRESS:

1875 K Street, NW  
Washington, DC 20006

REPRESENTING:

Cbeyond, Inc.; Integra Telecom, Inc.;  
tw telecom inc.

EMPLOYER:

WILLKIE FARR &amp; GALLAGHER LLP

DATE:

11/8/10

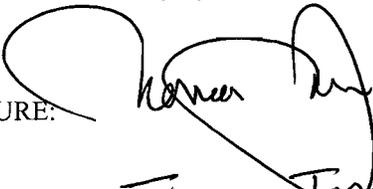
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SIGNATURE:



NAME PRINTED:

Thomas Jones

TITLE:

Partner, Willkie Farr + Gallagher LLP

ADDRESS:

1875 K St., NW Washington DC 20006

REPRESENTING:

Cboyond, Inc., Integra Telecom, Inc., and tw telecom inc.

EMPLOYER:

Willkie Farr + Gallagher LLP

DATE:

November 4, 2010

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SIGNATURE:



NAME PRINTED: Nirali Patel

TITLE: Associate

ADDRESS: 1875 K Street, NW, Washington, DC 20006

REPRESENTING: Cbeyond, Inc., Integra Telecom, Inc. and tw telecom inc.

EMPLOYER: Willkie Farr & Gallagher LLP

DATE: November 5, 2010

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SIGNATURE:



NAME PRINTED:

Jessica Feinberg

TITLE:

Associate

ADDRESS:

1875 K St. NW  
Washington, DC 20006

REPRESENTING:

Cbeyond, Inc., Integra Telecom, Inc.,  
tw telecom inc.

EMPLOYER:

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DATE:

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SIGNATURE: Ann M. Staron

NAME PRINTED: Ann M. Staron

TITLE: Legal Assistant

ADDRESS: 1875 K Street, NW  
Washington, DC 20006REPRESENTING: cbeyond, Inc.; Integra Telecom, Inc.;  
and tw telecom inc

EMPLOYER: WILLKIE FARR &amp; GALLAGHER LLP

DATE: 11/4/10

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SIGNATURE: 

NAME PRINTED: S. ANNA SUCIN

TITLE: Communications Law Specialist

ADDRESS: 1875 K Street, NW  
Washington, D.C. 20006

REPRESENTING: Cbeyond, Inc., Integra Telecom, Inc., tw telecom inc.

EMPLOYER: Willkie Farr &amp; Gallagher LLP

DATE: November 5, 2010

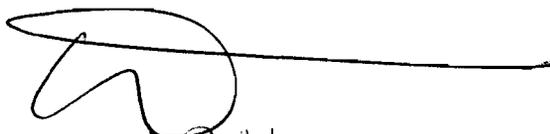
## ATTACHMENT TO APPENDIX C

## Acknowledgment of Confidentiality

WC DOCKET NO. 06-109

I have received a copy of the *Modified Protective Order* in WC Docket No. 06-109. I have read the order and agree to comply with and be bound by the terms and conditions of this *Modified Protective Order* for the purpose of participating in the appeal of the *Qwest Phoenix MSA Forbearance 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 *Modified Protective Order*.

SIGNATURE:



NAME PRINTED:

David P. Murray

TITLE:

Partner

ADDRESS:

1875 K Street, NW  
Washington, DC 20006

REPRESENTING:

cbeyond, Inc.; Integra Telecom, Inc.;  
tw telecom inc

EMPLOYER:

WILLKIE FARR &amp; GALLAGHER LLP

DATE:

11/8/10

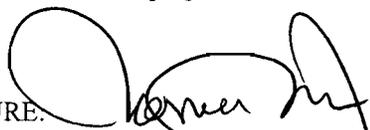
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SIGNATURE:



NAME PRINTED:

Thomas Jones

TITLE:

Partner, Willkie Farr &amp; Gallagher LLP

ADDRESS:

1875 K St., NW Washington DC 20006

REPRESENTING:

Cheyond, Inc., Integra Telecom, Inc., twttelecom inc.

EMPLOYER:

Willkie Farr &amp; Gallagher LLP

DATE:

November 4, 2010

ATTACHMENT TO APPENDIX C

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SIGNATURE:



NAME PRINTED: Nirali Patel

TITLE: Associate

ADDRESS: 1875 K Street, NW, Washington, DC 20006

REPRESENTING: Cbeyond, Inc., Integra Telecom, Inc. and tw telecom inc.

EMPLOYER: Willkie Farr & Gallagher LLP

DATE: November 5, 2010

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SIGNATURE:



NAME PRINTED:

Jessica Feinberg

TITLE:

Associate

ADDRESS:

1875 K St. NW  
Washington, DC 20006REPRESENTING: C beyond, Inc., Integra Telecom, Inc.;  
tw telecom inc.

EMPLOYER:

Willkie Farr &amp; Gallagher LLP

DATE:

11/5/10

## ATTACHMENT TO APPENDIX C

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SIGNATURE: *Ann M Sharon*

NAME PRINTED: *Ann Sharon*

TITLE: *Legal Assistant*

ADDRESS: *1875 K Street, NW  
Washington, DC 20006*

REPRESENTING: *Cbeyond, Inc.; Integra Telecom, Inc.; and  
tw telecom inc.*

EMPLOYER: *WILLKIE FARR & GALLAGHER LLP*

DATE: *11/4/10*

## ATTACHMENT TO APPENDIX C

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SIGNATURE: 

NAME PRINTED: S. ANNA SUCIN

TITLE: Communications Law Specialist

ADDRESS: 1875 K Street, NW  
Washington, D.C. 20006

REPRESENTING: Cbeyond, Inc., Integra Telecom, Inc., tw telecom inc.

EMPLOYER: Willkie Farr & Gallagher LLP

DATE: November 5, 2010

## ATTACHMENT TO APPENDIX D

## Acknowledgment of Confidentiality

WC Docket No. 06-172

I hereby acknowledge that I have received and read a copy of the foregoing *Modified Second Protective Order* for the purpose of participating in the appeal of the *Qwest Phoenix MSA Forbearance Order* in the above-captioned proceeding, and I understand it. I agree that I am bound by the *Modified Second Protective Order* and that I shall not disclose or use Stamped Highly Confidential Documents or Highly Confidential Information except as allowed by this *Modified Second Protective Order*. I acknowledge that a violation of the *Modified 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 *Modified 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 6 of the foregoing *Modified 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 *Modified 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 *Modified Second Protective Order*; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of paragraphs 7, 10, 11 and 13 of the *Modified 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 *Modified Second Protective Order*.

Executed at Washington, DC this 8<sup>th</sup> day of November, 2010

  
 [Name] David P. Murray  
 [Position] Partner  
 [Employer] WILLKIE FARR & GALLAGHER LLP  
 [Representing] C beyond, Inc.; Integra Telecom, Inc;  
 [Address] tw telecom inc  
 [Telephone] 1875 K Street, NW  
 [Email] Washington, DC 20006  
202-363-1112  
dmmurray@willkie.com

ATTACHMENT TO APPENDIX D

Acknowledgment of Confidentiality

WC Docket No. 06-172

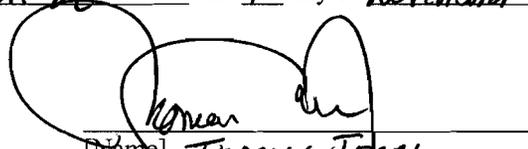
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I acknowledge that it is my obligation to ensure that: (1) Stamped Highly Confidential Documents and Highly Confidential Information are used only as provided in the Modified Second Protective Order; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of paragraphs 7, 10, 11 and 13 of the Modified 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 Modified Second Protective Order.

Executed at Washington DC this 4th day of November, 2010



[Name] Thomas Jones  
[Position] Partner  
[Employer] Willkie Firm + Gallagher  
[Representing] Obayond, Inc., Integra Telecom, Inc.,  
[Address] tw telecom, inc.  
[Telephone] 1875 K St, NW  
[Email] Washington DC 20006  
202-303-1111  
tjones@willkie.com

## ATTACHMENT TO APPENDIX D

## Acknowledgment of Confidentiality

WC Docket No. 06-172

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

Executed at Washington, DC this 5<sup>th</sup> day of November, 2010.



[Name] Nirali Patel

[Position] Associate

[Employer] Willkie Farr & Gallagher LLP

[Representing] Cbeyond, Inc., Integra Telecom, Inc. & tw telecom inc.

[Address] 1875 K Street, NW, Washington, DC 20006

[Telephone] (202) 303-1152

[Email] npatel@willkie.com

## ATTACHMENT TO APPENDIX D

## Acknowledgment of Confidentiality

WC Docket No. 06-172

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Executed at Washington, D.C. this 5 day of Nov., 2010

  
 [Name] Jessica Feinberg  
 [Position] Associate  
 [Employer] Willkie Farr & Gallagher LLP  
 [Representing] Cbeeyond, Inc.; Intra Telecom, Inc.; TW  
 [Address] 1875 K St. NW, Wash. DC 20104 telecom inc.  
 [Telephone] 202-303-1272  
 [Email] jfeinberg@willkie.com

## ATTACHMENT TO APPENDIX D

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WC Docket No. 06-172

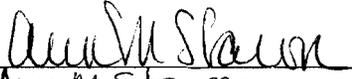
I hereby acknowledge that I have received and read a copy of the foregoing *Modified Second Protective Order* for the purpose of participating in the appeal of the *Qwest Phoenix MSA Forbearance Order* in the above-captioned proceeding, and I understand it. I agree that I am bound by the *Modified Second Protective Order* and that I shall not disclose or use Stamped Highly Confidential Documents or Highly Confidential Information except as allowed by this *Modified Second Protective Order*. I acknowledge that a violation of the *Modified 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 *Modified 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 6 of the foregoing *Modified 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 *Modified 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 *Modified Second Protective Order*; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of paragraphs 7, 10, 11 and 13 of the *Modified 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 *Modified Second Protective Order*.

Executed at Washington, DC this 4<sup>th</sup> day of November, 2010

  
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