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January 21, 2011

*Via Electronic Filing*

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

Re: *Special Access for Price Cap Local Exchange Carriers; AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rules for Interstate Special Access Services – WC Docket No. 05-25; RM-10593*

Dear Ms. Dortch:

Pursuant to the Second Protective Order adopted in the above-referenced proceeding, the undersigned is filing the attached Acknowledgments of Confidentiality for inclusion in the record of the above-referenced proceedings.<sup>1</sup> These Acknowledgments have been signed by A. Richard Metzger, Jr., Gil M. Strobel, Gunnar D. Halley, Richard D. Mallen, Ruth E. Holder, and Laura W. Johnson, all of whom are Outside Counsel of Record to Sprint Nextel Corporation (“Sprint Nextel”) and paralegals or other employees of Outside Counsel. None of these individuals are involved in “competitive decision-making activities” as defined in the Second Protective Order.<sup>2</sup>

By copy of this letter, the undersigned hereby requests access to the highly confidential versions of all documents that have been filed in the above-referenced proceeding, or that may be filed in the future – including, but not limited to, those documents filed in response to the Federal Communications Commission’s Public Notice

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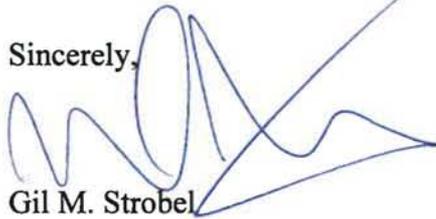
<sup>1</sup> *Special Access for Price Cap Local Exchange Carriers*, WC Docket No. 05-25, RM-10593, Second Protective Order, DA 10-2419 (rel. Dec. 27, 2010) (“Second Protective Order”).

<sup>2</sup> *Id.* ¶ 5.

released October 28, 2010<sup>3</sup> – by AT&T Inc., BT Americas, Inc., Cbeyond, Inc., Clearwire Corporation, Covad Communications Group, Inc., Integra Telecom, Inc., One Communications Corp., Qwest Communications International Inc., T-Mobile USA, Inc., tw telecom inc., U.S. Cellular, Verizon, Verizon Wireless, Windstream Communications, Inc., and/or XO Communications, LLC.<sup>4</sup>

Pursuant to paragraph 12 of the Second Protective Order, Sprint Nextel requests that a complete set of the highly confidential documents be provided to the undersigned, at cost.<sup>5</sup> Consistent with the terms of the Second Protective Order, the undersigned agrees not to make any additional copies of the unredacted documents provided in response to this request.<sup>6</sup>

Sincerely,

A handwritten signature in blue ink, appearing to read 'Gil M. Strobel', is written over the word 'Sincerely,'. The signature is stylized and somewhat illegible due to the cursive nature of the handwriting.

Gil M. Strobel

#### Attachments

cc: Attached Service List

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<sup>3</sup> FCC, “Data Requested in *Special Access NPRM*,” WC Docket No. 05-25 & RM-10593, Public Notice, DA 10-2073 (rel. Oct. 28, 2010).

<sup>4</sup> Consistent with the requirements of the Second Protective Order, and as stated in the attached certificate of service, copies of this letter and the signed Acknowledgments of Confidentiality are being served on counsel for all of the listed parties.

<sup>5</sup> Second Protective Order ¶ 12.

<sup>6</sup> *Id.* ¶ 11. Although the undersigned agrees not to make any additional copies of the highly confidential documents, he may disclose some or all of the highly confidential information to other individuals who have signed the appropriate Acknowledgments of Confidentiality. *Id.* ¶ 9.

## Certificate of Service

I hereby certify that on this 21st day of January, 2011, I caused a true and correct copy of the foregoing letter and Acknowledgments of Confidentiality to be served as follows:

Via electronic mail to:

Marvin Sacks  
Pricing Policy Division  
Wireline Competition Bureau  
Federal Communications Commission  
Marvin.Sacks@fcc.gov

Via U.S. mail to:

Grant B. Spellmeyer  
U.S. Cellular  
8410 W. Bryn Mawr Ave.  
Chicago, IL 60631  
*Counsel for U.S. Cellular*

James G. Pachulski  
Law Offices of James Pachulski  
TechNet Law Group, PC  
6001 Montrose Road, Suite 506  
Rockville, MD 20852  
*Outside Counsel for Verizon and Verizon Wireless*

Via hand delivery to:

David L. Lawson  
Sidley Austin LLP  
1501 K Street NW  
Washington, DC 20005  
*Outside Counsel for AT&T Inc.*

Jonathan Neuchterlein  
WilmerHale  
1875 Pennsylvania Ave. NW  
Washington, DC 20006  
*Outside Counsel for Qwest Communications International Inc.*

Chris D. Murray  
Clearwire Corporation  
1250 I Street NW, Suite 901  
Washington, DC 20005  
*Counsel for Clearwire Corp.*

William F. Maher, Jr.  
Morrison & Foerster, LLP  
2000 Pennsylvania Ave. NW, Suite 6000  
Washington, DC 20006  
*Outside Counsel for T-Mobile USA, Inc.*

Thomas Jones  
Jonathan Lechter  
Willkie Farr & Gallagher  
1875 K Street NW  
Washington, DC 20006  
*Outside Counsel for BT Americas, Inc.,  
Cbeyond, Inc., Integra Telecom, Inc.,  
One Communications Corp., and  
tw telecom inc.*

Jennie B. Chandra  
Regulatory Counsel & Director,  
Federal Government Affairs  
Windstream Communications, Inc.  
1101 17th Street NW, Suite 802  
Washington, DC 20036  
*Counsel for Windstream Communications,  
Inc.*

Thomas Cohen  
John J. Heitmann  
Kelley Drye & Warren LLP  
3050 K Street NW, Suite 400  
Washington, DC 20007  
*Outside Counsel for Covad  
Communications Group, Inc., and XO  
Communications, LLC*

/s/ Ruth E. Holder  
Ruth E. Holder

## APPENDIX A

## Acknowledgment of Confidentiality

WC Docket No. 05-25, RM-10593

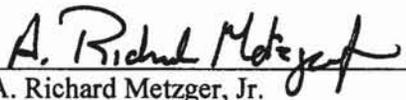
I hereby acknowledge that I have received and read a copy of the foregoing Second Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Second Protective Order and that I shall not disclose or use Stamped Highly Confidential Documents or Highly Confidential 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 Second Protective Order is due solely to my capacity as Outside Counsel or Outside Counsel of Record or Outside Consultant to a party or other person described in paragraph 9 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.

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 10<sup>th</sup> day of January, 2011.

  
A. Richard Metzger, Jr.  
Partner  
Lawler, Metzger, Keeney & Logan, LLC  
2001 K Street NW, Suite 802  
Washington, DC 20006  
202-777-7700

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WC Docket No. 05-25, RM-10593

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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 7<sup>th</sup> day of January, 2011.



Gil M. Strobel  
Partner  
Lawler, Metzger, Keeney & Logan, LLC  
2001 K Street NW, Suite 802  
Washington, DC 20006  
202-777-7700

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WC Docket No. 05-25, RM-10593

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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 10 day of January, 2011.



Gunnar D. Halley  
Associate  
Lawler, Metzger, Keency & Logan, LLC  
2001 K Street NW, Suite 802  
Washington, DC 20006  
202-777-7700

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## WC Docket No. 05-25, RM-10593

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Executed at Washington, DC, this 7<sup>th</sup> day of January, 2011.



Richard D. Mallen

Partner

Lawler, Metzger, Keeney & Logan, LLC

2001 K Street NW, Suite 802

Washington, DC 20006

202-777-7700

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**Acknowledgment of Confidentiality****WC Docket No. 05-25, RM-10593**

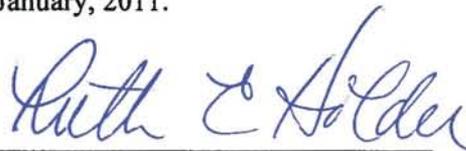
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Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Second Protective Order.

Executed at Washington, DC, this 7 day of January, 2011.



Ruth E. Holder  
Legal Specialist  
Lawler, Metzger, Keeney & Logan, LLC  
2001 K Street NW, Suite 802  
Washington, DC 20006  
202-777-7700

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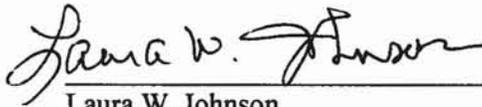
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Executed at Washington, DC, this <sup>10<sup>th</sup></sup> day of January, 2011.



Laura W. Johnson  
Legal Assistant  
Lawler, Metzger, Keeney & Logan, LLC  
2001 K Street NW, Suite 802  
Washington, DC 20006  
202-777-7700