

REDACTED – FOR PUBLIC INSPECTION

March 8, 2012

FILED/ACCEPTED

VIA COURIER AND ECFS

MAR - 8 2012

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW, Room TW-A325  
Washington, DC 20554

Federal Communications Commission  
Office of the Secretary

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

Dear Ms. Dortch:

Pursuant to the *Modified Protective Order*<sup>1</sup> and *Second Protective Order*<sup>2</sup> in the above-referenced proceedings, please find enclosed a flash drive containing highly confidential electronic data, which constitutes the response of Cbeyond Inc. ("Cbeyond") to the Commission's September 19, 2011 *Public Notice*<sup>3</sup> inviting voluntary submissions of information regarding special access services. The flash drive contains billing data responsive to Question III.D.1. for 2008, 2009, and 2010, including all USOCs and bill item descriptions. The data is arranged in comma delimited text format with the first row/record of the file describing each comma delimited field for each row/record below.

All data contained herein is highly confidential and subject to the *Second Protective Order* as it contains highly detailed customer and geographic information regarding the locations that Cbeyond serves with last-mile facilities<sup>4</sup> and the rates or charges associated with those facilities.<sup>5</sup> Cbeyond

<sup>1</sup> *In the Matter of Special Access for Price Cap Local Exchange Carriers*, Modified Protective Order, 25 FCC Rcd. 15168 (2010) ("*Modified Protective Order*").

<sup>2</sup> *In the Matter of Special Access for Price Cap Local Exchange Carriers*, Second Protective Order, 25 FCC Rcd. 17725 (2010) ("*Second Protective Order*").

<sup>3</sup> *Competition Data Requested in Special Access NPRM*, Public Notice, DA 11-1576 (rel. Sept. 19, 2011) ("*Public Notice*").

<sup>4</sup> See *Second Protective Order*, ¶ 6.

<sup>5</sup> See *Special Access for Price Cap Local Exchange Carriers*, Letter from Sharon E. Gillett, Chief, Wireline Competition Bureau to Paul Margie, Wiltshire & Grannis LLP, 26 FCC Rcd. 6571, 2, Category A (2011) (supplementing the *Second Protective Order*).

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keeps the information for which it seeks highly confidential classification in the strictest confidence, and it is not available from public sources. Any of this information, if released to competitors, would allow those competitors to gain a significant advantage in the marketplace.

Pursuant to the *Modified Protective Order*, *Second Protective Order* and *Public Notice*, two copies of this filing are also being delivered to Andrew Mulitz of the Pricing Policy Division of the Wireline Competition Bureau.

Please do not hesitate to contact me if you have any questions or concerns about this submission.

Respectfully submitted,

/s/ Greg Darnell

Greg Darnell  
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(678) 370-2467

CC: Andrew Mulitz

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**[DATA REDACTED IN FULL]**