



REDACTED

July 31, 2012

CONFIDENTIAL VERSION VIA HAND DELIVERY  
REDACTED VERSION VIA ECFS

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

Re: **Follow Up On Ex Parte Meeting and Request for Confidential Treatment, and Request for Confidential Treatment Pursuant to 47 C.F.R. §§ 0.457 and 0.459**

*Structure and Practices of the Video Relay Service Program, CG Docket No. 10-51; Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities, CG Docket No. 03-123; E911 Requirements for IP-Enabled Service Providers, WC Docket No. 05-196; Internet-Based Telecommunications Relay Service Numbering, WC Docket No. 10-191*

Dear Ms. Dortch:

During a meeting between representatives of Sorenson Communications, Inc. and Federal Communications Commission staff held on July 24, 2012 (described in an ex parte notice filed on July 26, 2012), Richard Hovey asked the Sorenson representatives to provide him with data related to hearing-to-deaf VRS calls on a series of days between December 2011 and May 2012. The data requested by Mr. Hovey appears below:

\*\*\*BEGIN CONFIDENTIAL\*\*\*

Date	Hearing to Deaf Calls	Hearing to Deaf Calls on TF Numbers	%
14-Dec-11			
11-Jan-12			
8-Feb-12			
14-Mar-12			
11-Apr-12			
9-May-12			

\*\*\*END CONFIDENTIAL\*\*\*

In addition, Sorenson takes this opportunity to correct information conveyed at the meeting last week. In recent months, Sorenson has stopped maintaining approximately **\*\*\*BEGIN CONFIDENTIAL\*\*\*** **\*\*\*END CONFIDENTIAL\*\*\*** toll-free numbers for its customers and has removed those numbers from the TRS Directory. As a result, Sorenson now maintains approximately **\*\*\*BEGIN CONFIDENTIAL\*\*\*** **\*\*\*END CONFIDENTIAL\*\*\*** toll-free numbers for its customers. Sorenson continues to deactivate more toll-free numbers and remove them from the TRS Directory to ensure compliance with the deadlines in the Commission's *Toll Free Numbering Order*, 26 FCC Rcd. 11,779 (2011).

\* \* \*

Sorenson requests pursuant to Sections 0.457 and 0.459 of the Commission's rules, 47 C.F.R. §§ 0.457, 0.459, that the Commission withhold from any future public inspection and accord confidential treatment to the highly confidential business-sensitive data related to VRS call volumes, termination and toll-free numbering (the "Confidential Information") contained in the unredacted version of this document. All of the Confidential Information has been redacted from the version labeled "REDACTED." (Sorenson is filing the unredacted version via hand delivery and the redacted version via ECFS.)

The Confidential Information constitutes highly sensitive commercial information that falls within Exemption 4 of the Freedom of Information Act ("FOIA"). Exemption 4 of FOIA provides that the public disclosure requirement of the statute "does not apply to matters that are ... (4) trade secrets and commercial or financial information obtained from a person and privileged or confidential." 5 U.S.C. § 552(b)(4). Because Sorenson is providing commercial information "of a kind that would not customarily be released to the public", this information is "confidential" under Exemption 4 of FOIA. See *Critical Mass Energy Project v. NRC*, 975 F.2d 871, 879 (D.C. Cir. 1992).

In support of this request and pursuant to Section 0.459(b) of the Commission's rules, Sorenson hereby states as follows:

**1. Identification of the Specific Information for Which Confidential Treatment Is Sought (Section 0.459(b)(1))**

Sorenson seeks confidential treatment with respect to the Confidential Information—all of which has been redacted from the version filed electronically.

**2. Description of the Circumstances Giving Rise to the Submission (Section 0.459(b)(2))**

Sorenson is providing the Confidential Information in response to a request from FCC staff.

**3. Explanation of the Degree to Which the Information Is Commercial or Financial, or Contains a Trade Secret or Is Privileged (Section 0.459(b)(3))**

The Confidential Information constitutes highly sensitive information about Sorenson's VRS call volumes, calling trends, and business decisions related to numbering. This information constitutes highly sensitive commercial information "which would customarily be guarded from competitors." 47 C.F.R. § 0.457.

**4. Explanation of the Degree to Which the Information Concerns a Service that Is Subject to Competition (Section 0.459(b)(4))**

The Internet-based Telecommunications Relay Services market is highly competitive throughout the United States.

**5. Explanation of How Disclosure of the Information Could Result in Substantial Competitive Harm (Section 0.459(b)(5))**

Disclosure of the Confidential Information would result in harm because it would provide Sorenson's competitors with sensitive insights related to Sorenson's VRS call volumes, calling trends, and business decisions related to numbering—all of which would work to Sorenson's severe competitive disadvantage.

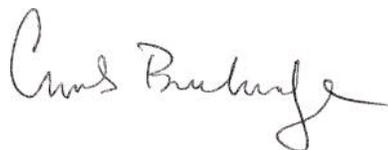
**6. Identification of Any Measures Taken to Prevent Unauthorized Disclosure (Section 0.459(b)(6))**

Sorenson does not make the Confidential Information publicly available.

**7. Identification of Whether the Information Is Available to the Public and the Extent of Any Previous Disclosure of the Information to Third Parties (Section 0.459(b)(7))**

Sorenson does not make the Confidential Information publicly available.

Sincerely,



John Nakahata  
Charles Breckinridge  
*Counsel to Sorenson Communications, Inc.*

cc: William Dever (by email)  
Carol Simpson (by email)  
Richard Hovey (by email)  
Heather Hendrickson (by email)