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SUBJECT TO REQUEST FOR CONFIDENTIAL TREATMENT PURSUANT TO PROTECTIVE ORDER IN WC DOCKET NOS. 10-90, 07-135, 05-337, 03-109, GN DOCKET NO. 09-51, CC DOCKET NOS. 01-92, 96-45, WT DOCKET NO. 10-208 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION – REDACTED FOR PUBLIC INSPECTION

July 31, 2014

ACCEPTED/FILED

JUL 31 2014

VIA HAND DELIVERY AND ECFS FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

Re: REQUEST FOR CONFIDENTIAL TREATMENT
Plateau Telecommunications, Inc., FCC Form 690 Filing, WT Docket No. 10-208

Dear Ms. Dortch:

Enclosed for filing is an original of the confidential version of the Plateau Telecommunications, Inc. ("Plateau") Federal Communications Commission ("Commission" or "FCC") Form 690 ("Form 690"), including the Form 690's Coverage and Performance Report and Project Status Description attachments. The confidential shapefiles that Plateau submitted to the Universal Service Administrative Company ("USAC") with the Form 690 have also been filed in the Commission's MFI Geospatial Data Collection interface today. Two copies of the redacted, public version of the Form 690 are being filed today under separate cover, as well as electronically via the Commission's ECFS.

Pursuant to 47 C.F.R. §§ 0.457 and 0.459 of the Commission's Rules, Plateau hereby requests that the Commission afford confidential treatment to and withhold from public inspection certain information included in and attachments to Plateau's Form 690, consistent with and pursuant to the confidential treatment provided in the Commission's Third Protective

No. of Copies rec'd 0+1
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SUBJECT TO REQUEST FOR CONFIDENTIAL TREATMENT – REDACTED FOR PUBLIC INSPECTION

Marlene H. Dortch, Secretary, FCC
July 31, 2014
Page 2 of 5

Order in the above referenced docket,¹ and in accordance with the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552. Specifically, Plateau requests that the Commission afford confidential treatment to the following Form 690 information and attachments: Coverage and Performance Report, Project Status Description, and shapefile documents, which provide detailed information about the deployment of Plateau’s competitive wireless telecommunications networks and related business plans (the “Confidential Information”). Plateau’s Confidential Information meets the requirements for confidential treatment contained in the Commission’s rules.²

Each page of the confidential version of the Form 690, Coverage and Performance Report, and Project Status Description is marked “CONFIDENTIAL INFORMATION – SUBJECT TO PROTECTIVE ORDER IN WC DOCKET NOS. 10-90, 07-135, 05-337, 03-109, GN DOCKET NO. 09-51, CC DOCKET NOS. 01-92, 96-45, WT DOCKET NO. 10-208 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION.” Where confidential information is included, the relevant portions of the text are marked “[BEGIN CONFIDENTIAL] [END CONFIDENTIAL].” The shapefile documents have been filed electronically with the Commission’s MFI Geospatial Data Collection interface today and have been marked as subject to a request for confidential treatment.

Each page of the redacted version of the Form 690 is marked “SUBJECT TO PROTECTIVE ORDER IN WC DOCKET NOS. 10-90, 07-135, 05-337, 03-109, GN DOCKET NO. 09-51, CC DOCKET NOS. 01-92, 96-45, WT DOCKET NO. 10-208 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION – REDACTED FOR PUBLIC INSPECTION.” Where confidential information has been removed, the relevant portions of the text is marked “[REDACTED].” The entire contents of the attachments to the Form 690, specifically the Coverage and Performance Report, Project Status Description, and shapefile documents, are confidential information and are wholly redacted in the redacted version.

Plateau submits the following information pursuant to Section 0.459 of the Commission’s Rules:

(1) Identification of the specific information for which confidential treatment is sought.

Plateau seeks confidential treatment of the Confidential Information, which provides details about Plateau’s network deployment and related business plans. This information is

¹ See *Connect America Fund et al.*, Third Protective Order, WC Docket Nos. 10-90, 07-135, 05-337, 03-109, GN Docket No. 09-51, CC Docket Nos. 01-92, 96-45, WT Docket No. 10-208 et al., DA 12-1418 (rel. Aug. 30, 2012) (“Third Protective Order”).

² See 47 C.F.R. § 0.459.

SUBJECT TO REQUEST FOR CONFIDENTIAL TREATMENT – REDACTED FOR PUBLIC INSPECTION

Marlene H. Dortch, Secretary, FCC
July 31, 2014
Page 3 of 5

competitively sensitive commercial and financial information and constitutes “confidential commercial information” under Exemption 4 of the FOIA, 47 U.S.C. § 552(b)(4). Accordingly, pursuant to Section 0.459(a) of the Commission’s Rules, Plateau requests that such information not be made routinely available for public inspection.

(2) Identification of the Commission proceeding in which the information was submitted or a description of the circumstances giving rise to the submission.

The information is being provided to the Commission as part of the required annual report for Mobility Fund Phase I support through the Form 690.

(3) Explanation of the degree to which the information is commercial or financial, or contains a trade secret or is privileged.

As noted above, the information contains competitively sensitive financial and commercial information. Competitors could use this information to gain an unfair competitive advantage.

(4) Explanation of the degree to which the information concerns a service that is subject to competition.

The confidential information being provided to the Commission involves telecommunications services provided by Plateau in competition with other carriers. Plateau is a provider of mobile broadband and voice services in a highly competitive industry. Plateau competes against other providers of broadband and voice services, including mobile services providers, incumbent local exchange carriers, as well as other competitive carriers. The presence of such competition and the likelihood of competitive injury threatened by release of the information provided by Plateau in connection with the Form 690 justify withholding the information from public disclosure.

(5) Explanation of how disclosure of the information could result in substantial competitive harm.

Competitors could use the disclosed information to gain an unfair advantage over Plateau. Specifically, competitors could use this information to learn of Plateau’s network deployment and gauge the success of Plateau’s marketing efforts and service packages, allowing competitors to adjust their marketing and pricing accordingly, to the detriment of Plateau. Competitors also could gain information regarding the performance of Plateau’s mobile broadband and voice networks. Commission precedent has clearly found this type of information to be competitively sensitive and withholdable under the FOIA exceptions.³

SUBJECT TO REQUEST FOR CONFIDENTIAL TREATMENT – REDACTED FOR PUBLIC INSPECTION

Marlene H. Dortch, Secretary, FCC
July 31, 2014
Page 4 of 5

Specifically, the Commission has recognized that competitive harm can result from the disclosure of confidential business information that gives competitors insight into a company's costs, pricing plans, market strategies, and customers.

(6) Identification of any measures taken by the submitting party to prevent unauthorized disclosure;

Plateau has diligently prevented the unauthorized disclosure of the information, and has kept such information confidential within the company unless otherwise required to be disclosed pursuant to applicable governmental regulations.

(7) Identification of whether the information is available to the public and the extent of any previous disclosure of the information to third parties.

The information has been disclosed to vendors who are subject to non-disclosure obligations and will be filed with the New Mexico Public Regulation Commission pursuant to the Commission's requirements for filing the Form 690. The Confidential Information will be filed confidentially with the New Mexico Public Regulation Commission.

(8) Justification of the period during which the submitting party asserts that material should not be available for public disclosure.

The information regarding Plateau's commercial network deployment information and related business plans must be kept confidential until the public announcement of such information. Confidential treatment must be afforded for this information as long as it would provide a basis for Plateau's competitors to gain insight into Plateau's business operations. At this time, Plateau cannot determine the exact date on which the information could no longer be used by competitors to Plateau's detriment.

**SUBJECT TO REQUEST FOR CONFIDENTIAL TREATMENT – REDACTED FOR
PUBLIC INSPECTION**

Marlene H. Dortch, Secretary, FCC

July 31, 2014

Page 5 of 5

CONCLUSION

For the above reasons, Plateau respectfully requests that the Commission withhold from public disclosure the proprietary commercial and financial information contained in the Confidential Information in the Form 690. In accordance with Section 0.459(g) of the Commission's rules, Plateau requests telephone and written notification from the Commission if the instant request is denied, so that it may file an Application for Review or request return of the confidential materials pursuant to Section 0.459(e).

Respectfully submitted,



Gregory W. Whiteaker

Counsel for Plateau Telecommunications, Inc.

Enclosures

(050) Carrier Contact Form

FCC Form 690
 Approved by OMB
 OMB Control No. 3060-1185
 Page 2 of 8

<010>	Study Area Code	498016
<015>	Study Area Name	Plateau Telecommunications, Incorporated
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Launa Waller
<035>	Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039>	Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateautel.com

Reporting Carrier / Mobility Fund Phase 1 Winning Bidder

<110>	FCC Registration Number	0003800570
<111>	Filing Carrier Name	Plateau Telecommunications, Incorporated
<112>	Winning Bidder Carrier Name	Plateau Telecommunications, Incorporated
<113>	Street Address (or PO Box)	7111 N Prince St.
<114>	City	Clovis
<115>	State	NM
<116>	Zip-Code	88101
<117>	Telephone Number	5753894211 ext.
<118>	Fax Number	5753895245
<119>	Email Address	lwaller@plateautel.com

Contact Information

if same as above, indicate in this box



<120>	Name (First, MI, Last, Suffix)	Launa Waller
<121>	Filing Carrier Name	Plateau Telecommunications, Incorporated
<122>	Street Address (or PO Box)	7111 N Prince St.
<123>	City	Clovis
<124>	State	NM
<125>	Zip-Code	88101
<126>	Telephone Number	5753894211 ext.
<127>	Fax Number	5753895245
<128>	Email Address	lwaller@plateautel.com

Authorized Agent Information

if no agent, indicate in this box



<120>	Name (First, MI, Last, Suffix)	Robin Tuttle
<121>	Company	Herman & Whiteaker, LLC
<122>	Street Address (or PO Box)	3204 Tower Oaks Blvd., Suite 180
<123>	City	Rockville
<124>	State	MD
<125>	Zip-Code	20852
<126>	Telephone Number	2028270667 ext.
<127>	Fax Number	2027066056
<128>	Email Address	rtuttle@hermanwhiteaker.com

(060) Coverage and Performance Report

FCC Form 690
 As provided by OMB
 OMB Control No. 3060-1185
 Page 3 of 8

<010>	Study Area Code	498016
<015>	Study Area Name	Plateau Telecommunications, Incorporated
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Launa Waller
<035>	Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039>	Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateautel.com
<140>	Coverage and Performance Report Year	06/2013 - 05/2014

Electronic Shapefiles attachments

498016_CPRd_NM.zip

Name of Attached Document (.zip)

Drive Test Results attachments

Name of Attached Document (.zip)

Scattered Site Test Results attachments

Name of Attached Document (.zip)

<141>	<a1>	<a2>	<a3>	<b1>	<b2>	<b3>	<c1>	<c2>	<c3>	<d>	<e>	<f>
State	County	Census Block	Resident Population per Census Block	Resident Population Newly Reached by Service	Total Resident Population Reached by Service	Road Miles per Census Block	Road Miles per Census Block Newly Reached	Total Road Miles covered per Census Block	Electronic Shapefiles are uploaded (yes/no)	Certify that Drive Test Results are uploaded (yes/no)	Certify that Scattered Site Tests are uploaded (yes/no)	
			-- See attached worksheet									
			--									

Percentage of Total Population Reached by Service

0

Percentage of Total Road Miles covered by Service

61

SUBJECT TO PROTECTIVE ORDER IN WC
 DOCKET NOS. 10-90, 07-135, 05-337, 03-109, GN
 DOCKET NO. 09-51, CC DOCKET NOS. 01-92, 96-
 45, WT DOCKET NO. 10-208 BEFORE THE
 FEDERAL COMMUNICATIONS COMMISSION —
 REDACTED FOR PUBLIC INSPECTION

(070) Urban Rate Comparability Certification Con

PCC Form 590
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 OMB Control No. 3060-1185
 Page 4 of 8

<010> Study Area Code	498016
<015> Study Area Name	Plateau Telecommunications, Incorporated
<020> Program Year	2014
<030> Contact Name - Person USAC should contact regarding this data	Launa Waller
<035> Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039> Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateautel.com

TO BE COMPLETED BY THE REPORTING CARRIER, IF THE REPORTING CARRIER IS FILING CERTIFICATION DATA ON ITS OWN BEHALF:

Certification of Officer or Employee as to Compliance with 47 CFR §54.1009(a)(4)	
I certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring compliance with 47 CFR §54.1009(a)(4), the information reported on this form and in any attachments is accurate.	
Name of Reporting Carrier:	
Signature of Authorized Officer:	Date
Printed name of Authorized Officer:	
Title or position of Authorized Officer:	
Telephone number of Authorized Officer:	
Study Area Code of Reporting Carrier:	Filing Due Date for this form:
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING CERTIFICATION DATA ON THE CARRIER'S BEHALF:

Certification of Officer or Employee to authorize an Agent to file Compliance with 47 CFR §54.1009(a)(4) on Behalf of Reporting Carrier	
I certify that (Name of Agent) <u>Robin Tuttle</u> is authorized to submit the information reported on behalf of the reporting carrier. I also certify that I am an officer or employee of the reporting carrier; my responsibilities include ensuring compliance with 47 CFR §54.1009(a)(4) reported to the authorized agent; and, to the best of my knowledge, the reports and data provided to the authorized agent is accurate.	
Name of Authorized Agent:	Robin Tuttle
Name of Reporting Carrier:	Plateau Telecommunications, Incorporated
Signature of Authorized Officer or Employee:	CERTIFIED ONLINE
	Date: 07/30/2014
Printed name of Authorized Officer or Employee:	Tom Phelps
Title or position of Authorized Officer or Employee:	CEO
Telephone number of Authorized Officer or Employee:	5753895100 ext.
Study Area Code of Reporting Carrier:	498016
	Filing Due Date for this form: 07/31/2014
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File Compliance with 47 CFR §54.1009(a)(4) on Behalf of Reporting Carrier	
I, as agent for the reporting carrier, certify that I am authorized to submit the certification on behalf of the reporting carrier; I have provided the data reported herein based on data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate.	
Name of Reporting Carrier:	Plateau Telecommunications, Incorporated
Name of Authorized Agent or Employee of Agent:	Robin Tuttle
Signature of Authorized Agent or Employee of Agent:	CERTIFIED ONLINE
	Date: 07/30/2014
Printed name of Authorized Agent or Employee of Agent:	Robin Tuttle
Title or position of Authorized Agent or Employee of Agent:	Authorized Agent
Telephone number of Authorized Agent or Employee of Agent:	2028270667 ext.
Study Area Code of Reporting Carrier:	498016
	Filing Due Date for this form: 07/31/2014
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

<010>	Study Area Code	498016
<015>	Study Area Name	Plateau Telecommunications, Incorporated
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Launa Waller
<035>	Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039>	Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateaurai.com

<142> State _____

<143> County _____

<144> Tribal Land(s) on which ETC Serves _____

<145> Tribal Government Engagement Obligation

Name of Attached Document (.pdf)

If your company serves Tribal lands, please select (Yes, No, NA) for each of these boxes to confirm the status described on the attached PDF, on line 145, demonstrates coordination with the Tribal government pursuant to § 54.1004 includes:

- <146> Needs assessment and deployment planning with a focus on Tribal community anchor institutions;
- <147> Feasibility and sustainability planning;
- <148> Marketing services in a culturally sensitive manner;
- <149> Compliance with Rights of way processes
- <150> Compliance with Land Use permitting requirements
- <151> Compliance with Facilities Siting rules
- <152> Compliance with Environmental Review processes
- <153> Compliance with Cultural Preservation review processes
- <154> Compliance with Tribal Business and Licensing requirements.

Select (Yes, No, NA)

(090) Project Update Information

FCC Form 690
 Approved by OMB
 OMB Control No. 3060-1185
 Page 6 of 8

<010> Study Area Code	498016
<015> Study Area Name	Plateau Telecommunications, Incorporated
<020> Program Year	2014
<030> Contact Name - Person USAC should contact regarding this data	Launa Waller
<035> Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039> Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateautel.com

<200> Date Authorized to Receive Support	06/20/2013
<201> Targeted Completion Date	06/19/2016
<202> Total Mobility Fund Support Awarded	2613378.96
<203> Total Mobility Fund Support Disbursed	871126.32
<204> Support Applied to Network Design	
<205> Support Applied to Construction	
<206> Support Applied to Deployment	
<207> Support Applied to Maintenance	
<208> Certify Network will Support 3G Mobile Service (Yes / No)	<input type="radio"/> Yes <input checked="" type="radio"/> No
<209> Certify Network will Support 4G Mobile Service (Yes / No)	<input checked="" type="radio"/> Yes <input type="radio"/> No
<210> Actual Completion Date	
<211> Project Status Description (attached)	498016_PSD_NM.pdf <i>{Name of PDF attached}</i>

Please check these boxes below to confirm that the attached PDF, on line 211, contains a project status pursuant to §54.1005(b)(2)(v). The information shall be submitted as appropriate.

<212> Status of Network Deployment - Network Design	<input checked="" type="checkbox"/>
<213> Status of Network Deployment - Construction	<input checked="" type="checkbox"/>
<214> Status of Network Deployment - Deployment	<input checked="" type="checkbox"/>
<215> Status of Network Deployment - Maintenance	<input checked="" type="checkbox"/>
<216> Project Budget Status	<input checked="" type="checkbox"/>
<217> Project Plan Status	<input checked="" type="checkbox"/>

(101) Certification - Reporting Carrier

FCC Form 690
Approved by OMB
OMB Control No. 3060-1185
Page 7 of 8

<010>	Study Area Code	498016
<015>	Study Area Name	Plateau Telecommunications, Incorporated
<020>	Program Year	2014
<030>	Contact Name - Person USAC should contact regarding this data	Launa Waller
<035>	Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039>	Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateautel.com

TO BE COMPLETED BY THE REPORTING CARRIER, IF THE REPORTING CARRIER IS FILING ANNUAL REPORTING ON ITS OWN BEHALF:

Certification of Officer as to the Accuracy of the Data Reported for the Annual Reporting for Mobility Fund Recipients	
I certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the annual reporting requirements for Mobility Fund recipients; and, to the best of my knowledge, the information reported on this form and in any attachments is accurate.	
Name of Reporting Carrier:	
Signature of Authorized Officer:	Date
Printed name of Authorized Officer:	
Title or position of Authorized Officer:	
Telephone number of Authorized Officer:	
Study Area Code of Reporting Carrier:	Filing Due Date for this form:
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

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 FEDERAL COMMUNICATIONS COMMISSION —
 REDACTED FOR PUBLIC INSPECTION

(102) Certification - Agent / Carrier

FCC Form 690
 Approved by OMB
 OMB Control No. 3060-1165
 Page 8 of 8

<010> Study Area Code	498016
<015> Study Area Name	Plateau Telecommunications, Incorporated
<020> Program Year	2014
<030> Contact Name - Person USAC should contact regarding this data	Launa Waller
<035> Contact Telephone Number - Number of person identified in data line <030>	5753894211 ext.
<039> Contact Email Address - Email Address of person identified in data line <030>	lwaller@plateautel.com

TO BE COMPLETED BY THE REPORTING CARRIER, IF AN AGENT IS FILING ANNUAL REPORTS ON THE CARRIER'S BEHALF:

Certification of Officer to Authorize an Agent to File Annual Reports for Mobility Fund Recipients on Behalf of Reporting Carrier	
I certify that (Name of Agent) <u>Robin Tuttle</u> is authorized to submit the information reported on behalf of the reporting carrier. I also certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the annual data reporting requirements provided to the authorized agent; and, to the best of my knowledge, the reports and data provided to the authorized agent is accurate.	
Name of Authorized Agent:	Robin Tuttle
Name of Reporting Carrier:	Plateau Telecommunications, Incorporated
Signature of Authorized Officer:	CERTIFIED ONLINE Date: 07/30/2014
Printed name of Authorized Officer:	Tom Phelps
Title or position of Authorized Officer:	CSD
Telephone number of Authorized Officer:	5753895100 ext.
Study Area Code of Reporting Carrier:	498016 Filing Due Date for this form: 07/31/2014
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

TO BE COMPLETED BY THE AUTHORIZED AGENT:

Certification of Agent Authorized to File Annual Reports for Mobility Fund Recipients on Behalf of Reporting Carrier	
I, as agent for the reporting carrier, certify that I am authorized to submit the annual reports for Mobility Fund recipients on behalf of the reporting carrier; I have provided the data reported herein based on data provided by the reporting carrier; and, to the best of my knowledge, the information reported herein is accurate.	
Name of Reporting Carrier:	Plateau Telecommunications, Incorporated
Name of Authorized Agent or Employee of Agent:	Robin Tuttle
Signature of Authorized Agent or Employee of Agent:	CERTIFIED ONLINE Date: 07/30/2014
Printed name of Authorized Agent or Employee of Agent:	Robin Tuttle
Title or position of Authorized Agent or Employee of Agent:	Authorized Agent
Telephone number of Authorized Agent or Employee of Agent:	2028270667 ext.
Study Area Code of Reporting Carrier:	498016 Filing Due Date for this form: 07/31/2014
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.	

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45, WT DOCKET NO. 10-208 BEFORE THE
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[REDACTED]

Attachments