



Keefe, Anchors
Gordon & Moyle

April 26, 2010

Via Hand Delivery

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COMMISSION
CLERK

Ms. Ann Cole, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

100000-07

RE: Cbeyond Communications, LLC's Response to Staff's 2010 Local Competition Data Request and Claim of Confidential Treatment of Certain Portions Thereof Pursuant to Section 364.183(1), Florida Statutes

Dear Ms. Cole:

Pursuant to Section 364.183(1), Florida Statutes, Cbeyond Communications, LLC (Cbeyond) requests confidential classification for certain portions of its response to Staff's 2010 Local Competition Data Request.

Pursuant to Rule 25-22.006(5), F.A.C., enclosed please find a sealed envelope marked "CONFIDENTIAL" which contains one copy of Cbeyond's reference spreadsheets. As required by Rule 25-22.006(5), Florida Administrative Code, confidential information has been highlighted, while such information has been redacted from the public responses.

Pursuant to §364.183(1), Florida Statutes, Cbeyond claims that the highlighted portions of the paper copies in the sealed envelope are confidential and proprietary business information belonging to Cbeyond that should be kept confidential and exempt from public disclosure.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

- COM
- APA
- ECR
- GCL
- RAD
- SSC
- ADM
- OPC
- CLK

850.681.3828
850.681.8788 fax
118 N. Gadsden Street
Tallahassee, Florida 32301

This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DN 03297-10. The document is in locked storage pending advise on handling. To access the material, your name must be on the CASR. If undocketed, your division director must provide written permission before you can access it.

DOCUMENT NUMBER-CASE
03296 APR 26 2010
FPSC-COMMISSION CLERK

Ms. Ann Cole
Florida Public Service Commission
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Thank you for your assistance with this filing and please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Dyanette Tevare for". The signature is written in a cursive style.

Vicki Gordon Kaufman

VGK/lt

Enclosures

cc: Mr. Gene Watkins (w/o enclosures)
Mr. Greg Darnell (w/o enclosures)

STATE OF FLORIDA

COMMISSIONERS:
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OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: April 26, 2010

TO: Vicki Gordon Kaufman

FROM: Diamond Williams, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 100000-OT or, if filed in an undocketed matter, concerning Response to Staff's 2010 Local Competition Data Request, and filed on behalf of Cbeyond Communications, Llc. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.

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