



April 30, 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 Supplemental 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 the enclosed Form 477 that is part of its response to Staff's 2010 Local Competition Data Request.

Pursuant to Rule 25-22.006(5), F.A.C., enclosed please find two copies of Cbeyond's public Form 477 and a sealed envelope marked "CONFIDENTIAL" which contains one confidential copy of Cbeyond's FCC Form 477. 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.

This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DN 03554-10. 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.

*Request of Claim Confidential*  
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CLK

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

Ms. Ann Cole  
Florida Public Service Commission  
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The enclosed Form 477, dated December 31, 2009, should replace the Form 477 filed with the Commission on April 15, 2010. Thank you for your assistance with this filing and please do not hesitate to contact me if you have any questions.

Sincerely,

  
Vicki Gordon Kaufman

VGK/lt

Enclosures

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

State of Florida



## Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

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**DATE:** 04/30/2010  
**TO:** Vicki Gordon Kaufman, Keefe Law Firm, 118 N. Gadsden Street,  
Tallahassee, FL 32301  
**FROM:** Kim Peña, Office of Commission Clerk  
**RE:** Acknowledgement of Confidential Filing in Docket Number 100000-OT

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This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in the above-referenced docket.

Document Number 03554-10 has been assigned to this filing, which 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.