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via electronic filing

February 6, 2023

Amanda Maxwell, Executive Director and Secretary Washington Utilities and Transportation Commission 621 Woodland Square Loop, S.E. Lacey, Washington 98503

Re: <u>Astound Broadband, LLC – Notice of Intent to Offer Resold CMRS Service</u> Dkt. UT-230054

Dear Ms. Maxwell:

This request is in response to a Staff inquiry in the above-indicated docket to Astound Broadband, LLC ("Astound" or the "Company"). Astound respectfully requests that the Commission accord confidential status to the financial materials provided by Fusion Cloud that fall squarely within the scope of WAC 480-07-160(2)(b):

Confidential information means valuable commercial information, including trade secrets or confidential marketing, cost, or financial information, or customer-specific usage and network configuration and design information, as provided in RCW 80.04.095 and 81.77.210.

The material in question consists of Astound's network configuration and design relating to its intention to provision resold commercial mobile radio services ("CMRS") service in the State of Washington using the "Astound Mobile" "doing business as" ("DBA") name. Astound has consistently taken steps to protect this material from disclosure and it will continue to do so in future. This material is precisely the type of information that WAC 480-07-160(2)(b) is intended to protect, recognizing that disclosure would unnecessarily injure the Company's competitive position in the communications market in Washington and elsewhere. Moreover, by undermining the competitive position of a market entrant, disclosure would ultimately harm Washington consumers as well.

The Company contact for inquiries about its resold CMRS service is Joe Kahl, VP, Corporate Regulatory & Government Affairs, (609) 681-2184 or via email at <u>joe.kahl@astound.net</u>. Please contact Winafred Brantl at Kelley Drye & Warren LLP, by NEW YORK WASHINGTON, DC CHICAGO HOUSTON LOS ANGELES SAN DIEGO PARSIPPANY STAMFORD



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telephone at (202) 945-6649 or via email at <u>wbrantl@kelleydrye.com</u>, with any questions regarding this filing or if additional information is required.

Respectfully submitted,

<u>/s/ Winafred R. Brantl</u> Winafred Brantl Kelley Drye & Warren LLP 3050 K Street N.W., Suite 400 Washington, D.C. 20007 Tel: (202) 945-6649 Email: <u>wbrantl@kelleydrye.com</u>

Counsel for Astound Broadband, LLC

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Staff Inquiry No. 1:

After reviewing Astound Broadband, LLC's – Notice of Intent to offer Resold CMRS service, staff has a few questions for clarification purposes.

1) Which underlining service provider will Astound Mobile's resold CMRS service be from?

Astound Broadband, LLC's Response to Staff Inquiry No. 1:

Astound Broadband, LLC intends to provision resold commercial mobile radio services ("CMRS") service provided by [*** BEGIN CONFIDENTIAL *** *** END CONFIDENTIAL ***] in the State of Washington using the "Astound Mobile" "doing business as" ("DBA") name.