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March 17, 2017

Transmittal No. 1503 - Amended

Secretary
Federal Communications Commission
Washington, D.C. 20554

Attention: Wireline Competition Bureau

The accompanying tariff material, issued on behalf of the National Exchange Carrier Association, Inc. (NECA) bearing Tariff F.C.C. No. 5, Access Service, is sent to you for filing in compliance with the Communications Act of 1934, as amended.

With this filing, NECA is amending Transmittal No. 1503 to submit updated Tariff Review Plan (TRP) Connect America Fund Broadband-Only Loop Support (CAF BLS) spreadsheet files, as described below.

Transmittal No. 1503 was originally filed on December 19, 2016, amended on January 17, 2017, amended on January 25, 2017, amended on February 14, 2017 and became effective on January 3, 2017. As part of the cost support for Transmittal No. 1503, NECA submitted the required TRP CAF ICC and TRP CAF BLS spreadsheet files for the 2016-2017 tariff test period.

This amendment includes an update to the TRPCAFBLS_Confidential.xlsx file to reflect updated CBOL demand and revenue data for the following companies:

<u>Company Name</u>	<u>State</u>	<u>Study Area</u>
Carbon/Emery Telcom, Inc.	UT	502278
Colton Telephone Company	OR	532364
Dunkirk & Fredonia Telephone Company	NY	150091
Emery Telephone Company d/b/a Emery Telecom	UT	502278
ETS Telephone Company, Inc.	TX	442091
Farmers Mutual Telephone Company	ID	472221
Hanksville Telcom, Inc.	UT	502278
Hat Island Telephone Company	WA	522417
Home Telephone Company	OR	532377

Hospers Telephone Exchange, Inc.	IA	351202
Kalona Cooperative Telephone Company	IA	351214
La Valle Telephone Cooperative	WI	330899
Medicine Park Telephone Company	OK	432008
Monitor Cooperative Telephone Company	OR	532384
North-State Telephone Company	OR	532388
Oregon Telephone Corporation	OR	532389
Oregon Telephone Corporation	OR	533336
Pine Telephone System	OR	532392
Richland-Grant Telephone Cooperative, Inc.	WI	330942
Royal Telephone Company	IA	351283
Sandwich Isles Communications, Inc.	HI	623021
Skyline Telecom Company	WA	520581

Coincident with this amendment, NECA is filing tariff revisions today under Transmittal No.1510 to introduce new and revise existing CBOL rates for the companies listed in the table above.

Finally, this filing amends Transmittal No. 1503 to resubmit the file containing updated Appendix B (Accuracy of CAF BLS Data) certifications for those companies which provided new or updated CBOL demand. No changes were made to other companies' certifications previously submitted in this appendix. This filing also resubmits the Connect America Fund Intercarrier Compensation (CAF ICC) spreadsheet files.

As was the case with the confidential TRP CAF ICC and TRP CAF BLS data files originally transmitted on December 19, 2016 under Transmittal No. 1503, NECA seeks confidential treatment of this data pursuant to the *Protective Order* designated for use in the Access Charge Tariff Filings Introducing Broadband-Only Loop Service proceeding.¹

Accordingly, the confidential data files have been marked, **“CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION – DO NOT RELEASE (PER DA 16-1249) PROTECTIVE ORDER).”** Attachment A of this Transmittal Letter contains detailed information regarding NECA's request for confidential treatment. This filing also includes a redacted version of the files identified in Attachment A marked, **“REDACTED – FOR PUBLIC INSPECTION.”**

Attachment B to this transmittal includes the listing of FCC Registration Numbers (FRNs) for the Telephone Companies on whose behalf this filing is being made.

In compliance with Section 61.14 of the Commission's Rules, the amended transmittal and associated files are being transmitted electronically today via the Commission's Electronic Tariff Filing System.

¹ See Procedures for Obtaining Confidential Information From Access Charge Tariff Filings Introducing Broadband-Only Loop Service, Public Notice Attachment, WC Docket No. 16-317, 31 FCC Rcd 11982 (2016)(*Protective Order*).

All correspondence and inquiries concerning this filing should be directed to me at the above address or faxed to 973-599-6612.

Jennifer Leonard

Attachments

Attachment A

Attachment B

TRPCAFICC_ConfidentialA.xlsx

TRPCAFICC_ConfidentialB.xlsx

TRPCAFICC_ConfidentialC.xlsx

TRPCAFBLS_Confidential.xlsx

AppendixB.pdf

TRPCAFICC_PublicA.xlsx

TRPCAFICC_PublicB.xlsx

TRPCAFICC_PublicC.xlsx

TRPCAFBLS_Public.xlsx

Request for Confidential Treatment

NECA seeks confidential treatment under the *Protective Order* designated for use in the Access Charge Tariff Filings Introducing Broadband-Only Loop Service proceeding.¹ This data is filed electronically via ETFS as part of the Tariff Review Plan for NECA's Tariff F.C.C. No. 5 filing, made under Transmittal No. 1503. This data is required by the Commission to monitor rate of return exchange carrier compliance² with rules regarding the revenue recovery mechanism³ for revenue lost due to mandatory access rate reductions and with the Commission's universal service mechanisms reforms for rate of return carriers.⁴

Pursuant to the terms of the *Protective Order*, signed declarations requesting access to the confidential information should be sent to the attention of Jennifer Leonard, NECA Senior Director Access Tariffs & Costs, via email to Tariff5@neca.org or via facsimile at 973.599.6612. NECA will provide electronic copies of the un-redacted files to Authorized Representative(s).⁵ NECA designates 80 South Jefferson Rd. Whippany, NJ 07981 and 1634 I (Eye) St., NW, Suite 510, Washington, D.C. 20006 as its public inspection locations.

Notwithstanding the *Protective Order*, the information provided in the files listed below are entitled to confidential, non-public treatment under the Freedom of Information Act (FOIA) and related provisions of the Commission's rules.⁶ The information satisfies the requirement of FOIA Exemption 4 (trade secrets or commercial/financial information).

NECA submits the following information pursuant to section 0.459 in support of its request for confidential treatment of the data in the identified files.

- Identification of the specific information for which confidential treatment is sought:

NECA seeks confidential treatment for certain information in the following files, which contain confidential and proprietary financial information of NECA Common Line (CL) and Traffic Sensitive (TS) tariff participants:

TRPCAFICC_ConfidentialA.xlsx
TRPCAFICC_ConfidentialB.xlsx
TRPCAFICC_ConfidentialC.xlsx
TRPCAFBLS_Confidential.xlsx

This information includes actual revenues, revenue requirement data and demand for the 2011 fiscal year; trued-up revenues and cost data for the 2013-2014 test period; projections of revenues, cost data and demand for the 2012-2013, 2013-2014, 2014-2015, 2015-2016 and 2016-2017 test periods; and the product of calculations made using the confidential data.

¹ See Procedures for Obtaining Confidential Information From Access Charge Tariff Filings Introducing Broadband-Only Loop Service, Public Notice Attachment, WC Docket No. 16-317, 31 FCC Rcd 11982 (2016)(*Protective Order*).

² 47 U.S.C. § 51.919(b).

³ 47 U.S.C. § 51.917.

⁴ 47 U.S.C. § 54.901.

⁵ See *Protective Order*, ¶ 7.

⁶ 47 C.F.R. §§ 0.457 and 0.459; 5 U.S.C. § 552, et. seq.

The data includes information on interstate access, intrastate access, reciprocal compensation, VoIP and fees quantified at the study area and/or exchange area level that was used by NECA to calculate each exchange carrier's Eligible Recovery and ARC rates.

This data also includes information on projected Consumer Broadband-Only Loops, ARC revenues, SLC lines, Special Access Revenue Requirements, shifted costs, and CAF BLS Broadband-Only support for the 2016/2017 test period.

- Identification of the Commission proceeding in which the information was submitted or a description of the circumstances giving rise to the submission:

This information is filed electronically via ETFS in conjunction with NECA Tariff F.C.C. No. 5, Broadband-Only Loop Service Filing, Transmittal No. 1503 in WC Docket No. 16-317.

- Explanation of the degree to which the information is commercial or financial, or contains a trade secret or is privileged:

The information in the files contains sensitive study area-specific and exchange area-specific information for NECA CL and TS tariff participants as required by Commission rules for monitoring compliance with the CAF ICC recovery mechanism. At the study area and exchange level, the information is granular and highly confidential to the reporting CL and TS tariff participants. The financial data is treated as a confidential trade secret by CL and TS tariff participants.

- Explanation of the degree to which the information concerns a service that is subject to competition:

Rural telephone service has historically lent itself to "cherry picking" by competitors that choose to serve only the low cost areas within a study area. Detailed information about revenues, expenses, and demand may help prospective competitors to gain insight to incumbent LEC (ILEC) market strategies and gain competitive advantage.

- Identification of any measures taken by the submitting party to prevent unauthorized disclosure:

The information provided in the files is maintained on a confidential basis and made available only to NECA representatives on a need to know basis. Any public information is only made available on an aggregate basis.

- 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 in the identified files is not publicly available.

- Justification of the period during which the submitting party asserts that material should not be available for public disclosure:

NECA requests that all CL and TS tariff participant data provided in the TRP files identified above be treated as confidential indefinitely. Because of the sensitive nature of the data, it would not be appropriate for public disclosure at any time in the foreseeable future.

The *Protective Order* places additional requirements on Authorized Representative(s) to destroy or return all confidential information, as well as copies and derivative materials, within two weeks after final resolution of this proceeding.⁷

- Any other information that the party seeking confidential treatment believes may be useful in assessing whether its request for confidentiality should be granted:

NECA is submitting this information on behalf of the ILECs that participate in NECA's CL and TS tariff. The Commission should take care to not deprive those ILECs of the opportunity to speak for themselves in the event of a FOIA request for access to data. NECA requests that the Commission notify carriers of any FOIA request and allow them to be given a reasonable opportunity to file detailed information supporting continued confidential treatment of their respective data.

Accordingly, NECA requests confidential treatment of the member data provided in the files identified above pursuant to section 0.457 and 0.459 of the Commission's rules and paragraph 2 of the *Protective Order*. Pursuant to the *Protective Order*, NECA has marked each page of the non-redacted version of the identified file as follows:

**CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION – DO NOT
RELEASE (PER DA 16-1249 PROTECTIVE ORDER)**

NECA has also complied with the requirement of the *Protective Order* for providing a redacted copy of the files identified above, which is marked: **REDACTED – FOR PUBLIC INSPECTION**.

⁷ See *Protective Order*, ¶ 14.

FCC Registration Number for Tariff 5 Participants

0001646454	0003741949	0004269833	0002645927
0002645927	0002756187	0002756187	0002756187
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0003764735	0004924809	0004924809	0015034358
0003745940	0003745940	0003745940	0002432672
0002432672	0007196207	0004334934	0003732633
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0003757374	0001570936	0001772888	0003732302
0003778594	0003746542	0004311528	0004379715
0004379723	0004379749	0004379707	0004379731
0004329330	0001582485	0001582485	0004056248
0001951144	0004365276	0004328654	0003722949
0004320297	0002589281	0002723534	0004933032
0004156139	0003766714	0003745825	0002771228
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0001565829	0004339800	0004339784	0001700947
0002477636	0004380986	0001773464	0002387264
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0003773454	0004491544	0003773504	0004980843
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0004342895	0004381323	0006925440	0002331262
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0004322095	0001734888	0003720984	0003707932
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0004330908	0003716255	0004330965	0003795697
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0001700905	0003722121	0004330874	0004335782
0004312203	0003738093	0002718799	0003779675
0002549392	0002773307	0004331682	0005050083
0002713683	0004365318	0001887728	0003707775
0002426831	0003777885	0001856483	0003732609
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0002504298	0001961416	0001855337	0004374187
0004381422	0003749264	0004329538	0002607224
0004979688	0002405215	0004329611	0003772787
0003772381	0003716123	0006063770	0004970711

FCC Registration Number for Tariff 5 Participants

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FCC Registration Number for Tariff 5 Participants

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FCC Registration Number for Tariff 5 Participants

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FCC Registration Number for Tariff 5 Participants

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0004330007	0003738309	0004362505	0003741964
0004328472	0001643006	0001559798	0001607829
0003727575	0003757838	0001623149	0003759859
0003759859	0001551423	0001551423	0001615665
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0003774320	0003742954	0016987844	0002072668
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0004980421	0003746013	0004322897	0004955837
0005084058	0002720977	0001730142	0003732575
0003737384	0001792696	0004924866	0004924866
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0002588333	0001745447	0006764948	0003767738
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FCC Registration Number for Tariff 5 Participants

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0003756590	0003744141	0003772993	0004073680
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