



# PUBLIC NOTICE

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## WIRELINE COMPETITION BUREAU EXTENDS ACCESS TO THE SECURE DATA ENCLAVE FOR COMMENTERS IN THE BUSINESS DATA SERVICES PROCEEDINGS

WC Docket Nos. 17-144, 16-143, 05-25; RM-10593

By this Public Notice, the Wireline Competition Bureau (Bureau) announces that access to the secure data enclave containing highly confidential data filed in the price cap business data services (BDS) proceedings will be extended from March 1, 2019, until **March 22, 2019**, unless an interested party demonstrates the need for continuing access beyond that date.

In the *Second Further Notice and Further Notice*, the Commission directed the Bureau to make available to interested parties the highly confidential data filed in response to the Commission's special access data collection that is part of the record in the price cap BDS proceedings.<sup>1</sup> Thereafter, the Bureau announced that the secure data enclave hosted by NORC at the University of Chicago would reopen on December 5, 2018, and close on March 1, 2019.<sup>2</sup>

In light of the recent lapse in appropriations, the Commission released a public notice on January 29, 2019, that effectively extended the comment filing deadline in these proceedings from January 14, 2019, to February 8, 2019, and the reply comment filing deadline from February 12, 2019, to March 11, 2019, to afford parties a full opportunity to comment.<sup>3</sup>

To accommodate the new deadline for reply comments, we now extend access to the secure data enclave until **March 22, 2019**, unless an interested party demonstrates that "continued access to the data is necessary to their meaningful participation in the proceeding."<sup>4</sup> Parties that were not previously

<sup>1</sup> See *Regulation of Business Data Services for Rate-of-Return Local Exchange Carriers et al.*, WC Docket Nos. 17-144 et al., Report and Order, Second Further Notice of Proposed Rulemaking, and Further Notice of Proposed Rulemaking, FCC 18-146, at 55, para. 156 (Oct. 24, 2018) (*Second Further Notice and Further Notice*).

<sup>2</sup> See *Wireline Competition Bureau Announces Comment Deadlines on Second Further Notice and Further Notice in Business Data Services Proceedings and Reopening of Secure Data Enclave*, Public Notice, DA 18-1212 (WCB Nov. 29, 2018).

<sup>3</sup> See *Revisions to Filing and Other Deadlines Following Resumption of Normal Commission Operations*, Public Notice, DA 19-26 at 2-3 (Jan. 29, 2019) (*January 29 Public Notice*). Complete filing instructions are provided in the *Second Further Notice and Further Notice* and the Federal Register notice. See *Second Further Notice and Further Notice* at 57-58, paras. 163-64; FCC, Regulation of Business Data Services for Rate-of-Return Local Exchange Carriers; Business Data Services in an Internet Protocol Environment; Special Access for Price Cap Local Exchange Carriers, 83 Fed. Reg. 61358, 61364-65 (Nov. 29, 2018).

<sup>4</sup> See *Secure Data Enclave for Accessing Highly Confidential Business Data Services Data to Reopen*, WC Docket Nos. 16-143, 05-25, RM-10593, Public Notice, DA 18-1133 at 1 (WCB Nov. 5, 2018) (*November 5 Public Notice*).

authorized to access the secure data enclave and now seek access must file signed Acknowledgments pursuant to the Protective Orders governing access to the secure data enclave.<sup>5</sup> Instructions on requesting access to the secure data enclave are provided in the *November 5 Public Notice*.<sup>6</sup>

For further information, please contact Gregory Capobianco, Pricing Policy Division, Wireline Competition Bureau, at (202) 418-0808 or via email at [Gregory.Capobianco@fcc.gov](mailto:Gregory.Capobianco@fcc.gov).

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<sup>5</sup> See *Special Access for Price Cap Local Exchange Carriers et al.*, WC Docket No. 05-25, RM-10593, Order and Data Collection Protective Order, 29 FCC Rcd 11657 (WCB 2014); Order and Modified Data Collection Protective Order, 30 FCC Rcd 10027 (WCB 2015); *Business Data Services in an Internet Protocol Environment et al.*, WC Docket No. 16-143 et al., Order, 31 FCC Rcd 7104 (WCB 2016) (together the Protective Orders).

<sup>6</sup> *November 5 Public Notice* at 2.