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January 5, 2024

Robert Ross
Broadband Program Specialist/FPO
Office of Internet Connectivity and Growth
National Telecommunications and Information Administration
U.S. Department of Commerce

VIA E-Mail (rross@ntia.gov)

RE: NTIA Notice of Intent to Post Documents & Troy Cablevision Inc.'s Redacted Middle Mile Portfolio

Dear Mr. Ross:

This letter is in response to your email to Ben Pace dated December 7, 2023 informing Troy Cablevision of the National Telecommunications and Information Administration's ("NTIA") Notice of Intent to Post Documents and seeking information regarding Troy's redactions of those documents.

Troy Cablevision consents to NTIA posting the enclosed redacted version of the PDF portfolio of documents related to Troy Cablevision's Middle Mile Grant Program application and award ("Troy's Portfolio").

Troy Cablevision explains the basis for the required redactions of Troy's Portfolio as follows:

Pursuant to 5 U.S.C. § 552(b)(4), Troy Cablevision requests all information redacted from Troy's Portfolio in the color black to be withheld from disclosure (the "Confidential Information"). The Confidential Information qualifies as confidential commercial or financial information within the meaning of 5 U.S.C. § 552(b)(4) and applicable law for the reasons described below.

- The Confidential Information relates to Troy Cablevision's commercial or financial interests and either serves a commercial or financial function or is of a commercial or financial nature. The Confidential Information includes: (1) internally developed costs, expenses, figures, percentages, and/or calculations, including the detailed bases for same, created and used in connection with Troy Cablevision's Grant Funding Request for the Project titled "Connect Alabama" (the "Grant Project"); (2) vital internal details and specifications related to the implementation and deployment of Troy Cablevision's Grant Project, including strategic plans, processes, goals and decisions formulated to create and maintain a commercial advantage (*e.g.*, internal project timelines, projected numbers of

subscribers and speed, mapping, types of equipment and other materials or agreements to be used in connection with the Grant Project, and risk mitigation processes); and/or (3) Troy Cablevision's Taxpayer Identification Number/Employer Identification Number and Unique Entity Identification Number.

- Troy Cablevision is a privately owned and operated company that does not share or make public its confidential commercial or financial information. The Confidential Information belonging to Troy Cablevision has not been disclosed to the public; is not routinely available to the public from other sources; and is both customarily and actually treated as private by Troy Cablevision.

- The Confidential Information was provided to the NTIA pursuant to NTIA's express assurance of privacy. Section VIII.B. of the Notice of Funding Opportunity published by NTIA on May 13, 2022 (the "NOFO") expressly states that: "*NTIA will protect confidential and proprietary information from public disclosure consistent with applicable law, including the Trade Secrets Act, as amended (18 U.S.C. § 1905) and the Economic Espionage Act of 1996 (18 U.S.C. § 1831 et seq.)*." Thus, Troy Cablevision relied on the express assurance of privacy protection for confidential and proprietary information provided by NTIA in its NOFO when disclosing the Confidential Information to NTIA.

Additionally, pursuant to 5 U.S.C. § 552(b)(6), Troy Cablevision requests all information redacted from Troy's Portfolio in the color grey to be withheld from disclosure (the "Personal Information"). The Personal Information consists of signatures, names, titles, telephone numbers, and/or email addresses for key personnel of Troy Cablevision and signatures of local and state government officials who have expressed support for Troy Cablevision's Grant Funding Request. Each of these individuals have a substantial privacy interest in their respective Personal Information which is greater than any public interest that may be served by disclosing said Personal Information. Thus, public disclosure of the Personal Information would constitute a clearly unwarranted invasion of personal privacy for these individuals within the meaning of 5 U.S.C. § 552(b)(6).

Should you need additional information regarding Troy Cablevision's required redactions of Troy's Portfolio, please do not hesitate to contact me.

Sincerely,

Lauren Lawhorn

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