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July 25, 2002

## **ELECTRONICALLY FILED**

Ms. Marlene H. Dortch  
Secretary, Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20024

**Re: Acknowledgement of Confidentiality Pursuant to Protective  
Order in MB Docket 02-70.**

Dear Secretary Dortch:

Pursuant to the Protective Order released by the Federal Communication Commission's Media Bureau on March 29, 2002, DA 02-734, undersigned counsel for RCN Telecom Services, Inc., has requested to inspect the confidential version of certain documents filed by Comcast Corporation in MB Docket No. 02-70 by letter to Comcast's counsel this same date. A facsimile of the executed Acknowledgment of Confidentiality, required by the Protective Order, for the undersigned is being submitted with this electronic filing; we will keep the executed original on file.

If you have questions regarding this filing, please contact the undersigned.

Respectfully submitted,

s/ L. Elise Dieterich  
*Counsel for RCN Telecom Services,  
Inc.*

Secretary, Federal Communications Commission

July 25, 2002

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cc (by e-mail): Royce Sherlock  
Roger Holberg  
Erin Dozier  
David Sappington  
James Bird  
Donald Stockdale  
William Dever  
Cynthia Bryant  
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cc (by hand delivery): A. Renee Callahan

### Acknowledgment of Confidentiality

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 of the foregoing Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 2 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of paragraph 10 of the Protective Order, and I certify that I have verified that there are in place procedures, at my firm or office, to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington, D.C. this 24<sup>th</sup> day of July, 2002.



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