

May 17, 2006

Jay E. Gruber, Esq.
AT&T Communications of New England, Inc.
99 Bedford Street
Boston, MA 02111

Re: Information request pursuant to 30 V.S.A. § 206

Dear Mr. Gruber:

Pursuant to its statutory authority under 30 V.S.A. § 206, the Vermont Department of Public Service submits the following information requests to AT&T¹ and requests that the responses thereto be delivered to the Department's offices in Montpelier, Vermont, no later than the close of business on May 25, 2006.

1. Has AT&T disclosed or delivered to the National Security Agency ("NSA") the phone call records of any AT&T customers in Vermont at any time since January 1, 2001? If any such disclosures occurred prior to the date specified, please provide the date on which the disclosures commenced.
2. If the answer to the preceding question is yes, please identify the categories of information AT&T provided to the NSA, including the called and calling parties' numbers; date of call; time of call; length of call; name of called and calling parties; and the called and calling parties' addresses.
3. Has AT&T disclosed or delivered to any other state or federal agency the phone call records of any AT&T customer in Vermont since January 1, 2001? If any such disclosures occurred prior to the date specified, please provide the date on which the disclosures commenced.
4. If the answer to the preceding question is yes, please identify the state and/or federal agency or agencies to which the information was provided or delivered, as well as the categories of information AT&T provided, including the called and calling parties'

¹ As used herein, the term "AT&T" means AT&T, Inc. and any and all affiliates, subsidiaries, operating companies or similar entities.

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- numbers; date of call; time of call; length of call; name of called and calling parties; and the called and calling parties' addresses.
5. Please describe the format in which the information was provided (e.g. database with information on a call-by-call basis).
 6. Please describe the reporting interval for the provision of such information (e.g. monthly, annually etc.).
 7. Please state how many AT&T Vermont customers have had their calling records disclosed or turned over to the NSA or any other governmental entity, on an agency-by-agency basis, since the inception of the disclosures? Please separate the total into business and residential customers.
 8. State whether the disclosures of AT&T Vermont customer call information to the NSA and/or any state or federal agency is ongoing.
 9. State the number of occasions that AT&T has made such disclosures.
 10. State whether the records that have been and are being disclosed contain:
 - a. local calling area records;
 - b. intrastate long distance records;
 - c. interstate calling records;
 - d. international calling records;
 - e. calling plan records.
 11. Is AT&T disclosing records for any communications services other than telephone calling records (e.g. records for e-mail or internet access)?
 12. Please state whether any such disclosures were made by AT&T:
 - a. voluntarily upon request of a governmental agency;
 - b. in response to an exercise of governmental authority;
 - c. If the response is "b" please describe the specific authority relied upon.
 13. Does AT&T receive compensation for disclosing customer call information to third parties, including state and federal authorities? If yes, please state
 - a. the terms of the compensation;

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- b. the amount of compensation attributable to the company's Vermont operations;
 - c. the AT&T entity receiving the compensation?
14. Has AT&T modified any of its equipment or other physical plant in Vermont to permit access to data and other information carried on its network by any agency of the federal government? If the answer is yes, please describe the location, equipment, and details of such modifications, and state the purpose for permitting such access.
15. State AT&T's policy for responding to state law enforcement requests for call records of its Vermont customers.
16. Please provide the information AT&T maintains relative to requests by state and federal law enforcement for call records of AT&T's Vermont customers; identify the location (street address, city, and state) where such records are kept and the name and title of their custodian; and the retention period for such records.

Your prompt and complete attention to these requests is appreciated. If you have any questions, please don't hesitate to call.

Sincerely,

David O'Brien,
Commissioner, Vermont Department of Public Service

cc: Honorable James Douglas, Governor
James Volz, Chairman, Vermont Public Service Board
William H. Sorrell, Vermont Attorney General