

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Resolution by Lake ) DOCKET NO. 940027-TL  
County Board of Commissioners ) ORDER NO. PSC-94-1468-CFO-TL  
for extended area service (EAS) ) ISSUED: November 29, 1994  
from the Mt. Dora, Eustis, and )  
Umatilla exchanges to the Deland )  
exchange )  
\_\_\_\_\_)

ORDER GRANTING REQUEST FOR SPECIFIED  
CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 6466-94

Pursuant to Resolution No. 1933-99, filed with this Commission by the Lake County Board of County Commissioners, we have been requested to consider requiring implementation of extended area service (EAS) between the Deland exchange and the Eustis, Mr. Dora, and Umatilla exchanges. The Deland exchange is served by BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell) and is located in the Daytona Beach LATA (local access transport area), while the other three exchanges are served by United Telephone Company of Florida and are located in the Gainesville LATA.

The companies were directed to perform traffic studies on the routes under consideration by Order No. PSC-94-0136-PCO-TL, issued February 3, 1994. United requested an extension of time to submit the required traffic studies, which was granted by Order No. PSC-94-0489-PCO-TL, issued April 25, 1994. On June 30, 1994, United filed the traffic study data, along with a Request for Specified Confidential Classification (Request) of certain portions of the traffic study data, as identified in Appendix "A" to this Order. The Request has not been opposed by any party to this proceeding.

Pursuant to Section 119.01, Florida Statutes, documents submitted to this Commission are public records. The only exceptions to this law are specific statutory exemptions and exemptions granted by governmental agencies pursuant to the specific terms of a statutory provision.

Pursuant to the provisions of Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, the Company has the burden of demonstrating that the materials qualify for specified confidential classification. According to Rule 25-22.006, Florida Administrative code, the Company must meet this burden by demonstrating that the materials fall into one of the statutory examples set forth in Section 364.183, Florida Statutes, or by demonstrating that the information is proprietary

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confidential business information, the disclosure of which will cause the Company or its ratepayers harm.

The information for which United has requested specified confidential treatment consists of market information including volumes of traffic on specific interLATA routes broken out in several different categories including volumes of messages by messages, minutes, revenues, time-of-day, and residence and business. All of the traffic on the interLATA routes considered represents confidential business information of AT&T Communications of the Southern States (AT&T), which is the primary carrier of the traffic on these routes. United asserts that public disclosure of this information would allow competitors of AT&T an undue advantage in pinpointing those routes or segments of routes which are most susceptible to competition. United argues that no public benefit would offset the harm which would be caused by the public disclosure of this information.

Because the data consists of traffic studies which delineate volumes of traffic, United represents that the information will remain confidential through the entire course of this proceeding and thereafter.

Upon review, the data identified in Document No. 6466-94 is hereby found to be proprietary confidential business information pursuant to Section 364.183, Florida Statutes. As such, it shall be kept confidential and shall be exempt from Section 119.07(1), Florida Statutes.

It is therefore


ORDERED by Commissioner Diane K. Kiesling, as Prehearing Officer, that the Request for Specified Confidential Classification of certain information identified in Document No. 6466-94, filed by United Telephone Company of Florida, is hereby granted pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, for the reasons set forth in the body of this Order. It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, any confidential classification granted to the documents specified herein shall expire eighteen (18) months from the date of issuance of this Order in the absence of a renewed request for confidentiality pursuant to Section 364.183. It is further

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ORDERED that this Order will be the only notification by the Commission to the parties concerning the expiration of the confidentiality time period.

By ORDER of Commissioner Diane K. Kiesling, as Prehearing Officer, this 29th day of November, 1994.

  
DIANE K. KIESLING, Commissioner and  
Prehearing Officer

( S E A L )

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

APPENDIX "A"

INDEX OF CONFIDENTIAL INFORMATION  
CONTAINED IN COMMISSION DOCUMENT NO. 6466-94

1. Exhibit 1 (Toll Messages - One Way)
  - A. Page 1 of 1 - Message data, Columns B, C, D, E, F, and G, lines 1 through 3.
2. Exhibit 2 (Toll Messages - Two Way)
  - A. Page 1 of 1 - Message data, Columns B, C, D, E, F, and G, lines 1 through 3.
3. Exhibit 3 (Number of Access lines, customers billed, toll messages, minutes and revenue data)
  - A. Page 1 of 9 - Columns A, B, and C, lines 1 through 15.
  - B. Page 2 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 60.
  - C. Page 3 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 11.
  - D. Page 4 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
  - E. Page 5 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 32.
  - F. Page 6 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
  - G. Page 7 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 60.
  - H. Page 8 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 12.
  - I. Page 9 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.

4. Exhibit 4 (Number of Access lines, customers billed, toll messages, minutes and revenue data)
  - A. Page 1 of 9 - Columns A, B, and C, lines 1 through 15.
  - B. Page 2 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 60.
  - C. Page 3 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 15.
  - D. Page 4 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
  - E. Page 5 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 43.
  - F. Page 6 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
  - G. Page 7 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 60.
  - H. Page 8 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 25.
  - I. Page 9 of 9 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
  
5. Exhibit 5 (Number of Access lines, customers billed, toll messages, minutes and revenue data)
  - A. Page 1 of 7 - Columns A, B, and C, lines 1 through 15.
  - B. Page 2 of 7 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 33.
  - C. Page 3 of 7 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
  - D. Page 4 of 7 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 25.
  - E. Page 5 of 7 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.

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- F. Page 6 of 7 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 36.
- G. Page 7 of 7 - Time of Day toll messages, revenue and minutes - Columns A through L, lines 1 through 8.
- 6. Exhibit 7 - Map showing the proposed EAS routes with Toll M/A/M and percent of subscribers making two or more calls identified. Lines 1 through 3.
- 7. Exhibit 11 - Average Revenue Per Message One-Way Route Analysis. Columns B through F, lines 1 through 3.