

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Resolution by Putnam) DOCKET NO. 940026-TL
County Board of Commissioners) ORDER NO. PSC-95-0712-CFO-TL
for extended area service (EAS)) ISSUED: June 13, 1995
between all exchanges in Putnam)
County, and petition by)
residents of the Florahome 659)
exchange for EAS to the Keystone)
Heights exchange in Putnam)
County.)

ORDER GRANTING REQUEST FOR SPECIFIED
CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 6900-94

Pursuant to Resolution No. 93-30, filed with this Commission by the Putnam County Board of County Commissioners, we have been requested to consider requiring implementation of extended area service (EAS) between all exchanges in Putnam County. In addition, we have received a petition from residents of the Florahome 659 exchange requesting EAS to the Keystone Heights exchange. Putnam County contains the following exchanges or portions of exchanges: Crescent City, Florahome, Hastings, Hawthorne, Interlachen, Keystone Heights, Melrose, Orange Springs, Palatka, Pomona Park, and Welaka. The Crescent City, Florahome, Hastings, Interlachen, Melrose, and Orange Springs exchanges are served by ALLTEL Florida, Inc. (ALLTEL), while the Hawthorne, Keystone Heights, Palatka, Pomona Park, and Welaka exchanges are served by BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell).

In addition to involving intercompany routes, these EAS requests also involve interLATA (local access transport area) routes. The Crescent City, Florahome, Hastings, Interlachen, Palatka, Pomona Park, and Welaka exchanges are located in the Jacksonville LATA, while the Hawthorne, Keystone Heights, Melrose, and Orange Springs exchanges are located in the Gainesville LATA.

The companies were directed to perform traffic studies on the routes under consideration by Order No. PSC-94-0169-PCO-TL, issued February 10, 1994. On April 29, 1994, Southern Bell filed a Motion for Modification of the traffic study order as to the 18 interLATA routes and for an extension of time to file a traffic study on the remaining routes, which was granted by Order No. PSC-94-0586-PCO-TL, issued May 18, 1994. On July 11, 1994,

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

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

The information for which Southern Bell has requested specified confidential treatment consists of traffic data that indicates which routes at issue in this case contain the most concentrated traffic. According to Southern Bell, disclosure of this information would allow Southern Bell's competitors in the intraLATA toll market to target the most lucrative routes, thereby competitively harming the Company. This traffic data, which relates to toll usage, is used by Southern Bell to plan its network deployment based on traffic demand over the respective toll routes.

Southern Bell asserts that the information for which confidential treatment has been requested is intended to be, and is treated as, confidential by Southern Bell and has not been disclosed to the public.

Upon review, the data identified in Document No. 6900-94 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.

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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. 6900-94, filed by BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company, 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, Florida Administrative Code, any confidentiality 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

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 13th day of June, 1995.



DIANE K. KIESLING, Commissioner and
Prehearing Officer

(S E A L)

DLC

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.

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APPENDIX "A"

INDEX OF CONFIDENTIAL INFORMATION
CONTAINED IN COMMISSION DOCUMENT NO. 6900-94

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