

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for Confidential ) DOCKET NO. 950691-TL  
Classification for Certain ) ORDER NO. PSC-95-1293-CFO-TL  
Information Provided to Staff in ) ISSUED: October 19, 1995  
Accounting for C.P.E. Audit Work )  
Papers by Bell South )  
Communications, Inc. d/b/a )  
Southern Bell Telephone and )  
Telegraph Company )  
\_\_\_\_\_ )  
)

ORDER GRANTING CONFIDENTIAL CLASSIFICATION

On June 16, 1993, Bell South Communications, Inc. d/b/a Southern Bell Telephone and Telegraph Company (Southern Bell) filed a Request For Confidential Classification (Request) of portions of audit staff workpapers, Document No. 05343-95, and workpapers with specified confidential material highlighted, Document No. 05671-95.

Florida law provides, in section 119.01, Florida Statutes, that documents submitted to governmental agencies shall be 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 section 366.093 and Rule 25-22.006, it is the company's burden to show that the material submitted is qualified for specified confidential classification. Rule 25-22.006 provides that the company may fulfill its burden by demonstrating that the documents fall into one of the statutory examples set out in section 366.093, or by demonstrating that the information is proprietary confidential information the disclosure of which will cause the company or its ratepayers harm.

Southern Bell describes the material for which confidential classification is sought as, inter alia,

...information reflecting vendor-specific contractual provisions negotiated between Southern Bell and unaffiliated third parties. Public disclosure of this information would impair Southern Bell's ability to contract for goods and/or services on favorable terms.

Section 366.093 (3) (d), Florida Statutes, identifies as confidential information,

DOCUMENT NUMBER-DATE

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Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company or its affiliates to contract for goods or services on favorable terms.

Accordingly, these documents, as further described on Attachment 1, qualify for confidential classification pursuant to Section 366.093(3)(d), Florida Statutes.

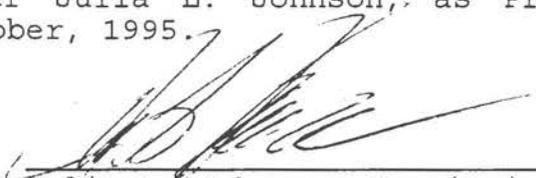
In view of the above, it is

ORDERED that Bell South Communications, Inc. d/b/a Southern Bell Telephone and Telegraph Company's Request for Confidential Classification of the documents described in Attachment 1 is granted. It is further

ORDERED that the referenced documents be accorded confidential classification until May 1, 1997. It is further

ORDERED that this docket be closed.

By ORDER of Commissioner Julia L. Johnson, as Prehearing Officer, this 19th day of October, 1995.



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Julia L. Johnson, 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 the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) 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 sewer utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Civil Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.

Staff Working Paper	Page	Lines	Recommended	Reason
45-2	1 of 4	All	Approve	Reports vendor-specific contractual information
45-2	2 of 4	"	"	"
45-2	3 of 4	"	"	"
45-2	4 of 4	"	"	"
46-2	1 of 5	"	"	"
46-2	2 of 5	"	"	"
46-2	3 of 5	"	"	"
46-2	4 of 5	"	"	"
46-2	5 of 5	"	"	"
46-3	1 of 7	"	"	"
46-3	2 of 7	"	"	"
46-3	3 of 7	"	"	"
46-3	4 of 7	"	"	"
46-3	5 of 7	"	"	"
46-3	6 of 7	"	"	"
46-3	7 of 7	"	"	"