

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint petition to initiate rulemaking to adopt new rule in Chapter 25-24, F.A.C., amend and repeal Rules in Chapter 25-4, F.A.C., and amend rules in Chapter 25-9, F.A.C., by Verizon Florida LLC, BellSouth Telecommunications, Inc. d/b/a AT&T Florida, Embarq Florida, Inc., Quincy Telephone Company d/b/a TDS Telecom, and Windstream Florida, Inc.

DOCKET NO. 080159-TP
ORDER NO. PSC-08-0811-CFO-TP
ISSUED: December 10, 2008

ORDER GRANTING VERIZON FLORIDA LLC'S CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 09467-08

On October 7, 2008, Verizon Florida, LLC (Verizon) requested that certain information contained in Verizon's Post-Workshop Comments, Document No. 09467-08, be treated as confidential and be exempted from public access in accordance with Section 364.183, Florida Statutes (F.S.). Verizon's justification for the confidential treatment of Document No. 09467-08 is contained in Attachment A to this Order, which is incorporated herein by reference.

Verizon states that all of the information for which it seeks confidential treatment falls within Section 364.183(3), F.S., which defines "proprietary confidential business information." Also, Verizon notes that "proprietary confidential business information" includes "information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information." The information addresses the decline in Verizon's basic residential lines (without features or with a la carte features).

Section 364.183(3), F.S., defines "confidential business information" to include trade secrets and information that would impair competitive business of the provider. Rule 25-22.006, F.A.C., provides requirements for companies to request confidentiality.

Upon review, it appears that the above referenced information satisfies the criteria in Section 364.183, F.S., for classification as proprietary confidential business information. Therefore, Verizon's Request for Confidential Classification of Document No. 09467-08 is hereby granted.

Pursuant to Section 364.183, F.S., the information for which confidential classification is granted herein shall remain protected from disclosure for a period of 18 months from the date of issuance of this Order. At the conclusion of the 18-month period, the confidential information will no longer be exempt from Section 119.07(1), F.S., unless Verizon or another affected person shows, and the Commission finds, that the records continue to contain proprietary confidential business information.

DOCUMENT NUMBER-DATE

11393 DEC 10 08

FPSC-COMMISSION CLERK

Based on the foregoing, it is

ORDERED by Commissioner Katrina J. McMurrian, as Prehearing Officer, that Verizon's Request for Confidential Classification of Document No. 09467-08 is hereby granted. 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, Florida Statutes. 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 Katrina J. McMurrian, as Prehearing Officer, this 10th day of December, 2008.



KATRINA J. McMURRIAN
Commissioner and Prehearing Officer

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 25-22.0376, 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 Office of Commission Clerk, 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.

CONFIDENTIAL INFORMATION	LINE(S)/COLUMN(S)	REASON
Page 4 of Post-Workshop Comments	All highlighted text	This is competitively sensitive, confidential and proprietary business information that has been confidentially maintained by Verizon. Disclosure of this information could give competitors an unfair advantage in developing their own competitive strategies by revealing Verizon's pricing and negotiating strategies.