

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Request for confidential) DOCKET NO. 921197-TL
classification of construction/)
contract audit material provided) ORDER NO. PSC-93-0125-CFO-TL
by BELLSOUTH TELECOMMUNICATIONS,)
INC. d/b/a SOUTHERN BELL TELEPHONE) ISSUED: 01/22/93
AND TELEGRAPH COMPANY)
_____)
_____)

ORDER GRANTING CONFIDENTIAL CLASSIFICATION

By request filed November 18, 1992, Southern Bell Telephone and Telegraph Company ("Bell") has asked that we treat as confidential certain internal auditing materials, bid information and proprietary confidential information. These three categories are identified as "A" (Internal Audit), "B" (Bid Information), and "C" (Information Related to Competitive Interests).

Florida law provides, in section 119.07, Florida Statutes, the process by which records kept by government agencies are made public. Subparagraph 119.07(3)(a) provides exceptions for public records which are presently provided by law to be confidential. In the instant matter the exceptions are provided in Section 364.183, Florida Statutes, as summarized in Attachment 1.

Subsection 364.183(1), Florida Statutes, provides that "proprietary confidential business information" shall be kept confidential and shall be exempt from subsection 119.07(1). Subsection 364.183(3) provides a definition which reads:

The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed pursuant to a statutory provision, an order of a court of administrative body, or private agreement that provides that the information will not be released to the public.

Subsection 364.183(3) also provides a list of categories which would be included in the term "proprietary confidential business information." Included on that list are the following pertinent categories:

- (b) Internal auditing controls and reports of internal auditors.

DOCUMENT NUMBER-DATE

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- (d) 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.
- (e) Information relating to competitive interests, the disclosure of which would impair the business of the provider of the information.

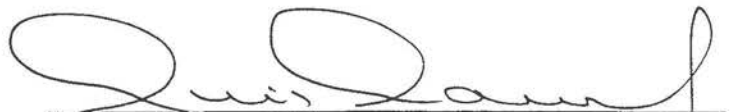
As summarized in Attachment 1, staff has reviewed the documents and has determined that those included in Category A are internal audit materials, those included in Category B are bid or other contractual data and those included in Category C relate to competitive interests. Accordingly, they will be treated as confidential pursuant to section 364.183 (b), (d) and (e).

In view of the above, it is

ORDERED that the materials listed on Attachment 1 submitted by Southern Bell Telephone and Telegraph Company be treated as confidential. It is further

ORDERED that the proprietary business information shall be afforded confidential treatment until July 1, 1994.

BY ORDER of Commission Luis J. Lauredo, as Prehearing Officer, this 22nd day of January, 1993.


Luis J. Lauredo
Commissioner and Prehearing Officer

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(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 sewer utility. A motion or 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.

ITEM NO.	PAGE NO.	LINE NO.	JUSTIFICATION
1	14	10-13;16-23;35-39	Internal Audit
1	15	5-9	Internal Audit
9a	1	18-21;24-31;43-47	Internal Audit
9a	2	5-8	Internal Audit
9-1	2	6-7;11-12;16-21;23-26;30;32-33;36-37	Internal Audit
9-1	3	6-7;13-15	Internal Audit
9-2	1	23-33;36-40	Internal Audit
9-3	1	19-22;24-30;34-38	Internal Audit
2-2/3-2	1	All Lines	Bid Information
20-2/3-2	2	All Lines	Bid Information
20-2/3-2	3	All Lines	Bid Information
20-2/3-2	4	All Lines	Bid Information
20-2/3-2	5	All Lines	Bid Information
20-2/3-2	6	All Lines	Bid Information
20-2/3-2	7	All Lines	Bid Information
20-2/3-2	8	All Lines	Bid Information
20-2/3-2	9	All Lines	Bid Information
20-2/3-2	10	All Lines	Bid Information
20-2/3-2	11	All Lines	Bid Information
20-2/3-2	12	All Lines	Bid Information
20-2/3-2	13	All Lines	Bid Information
20-2/3-2	14	All Lines	Bid Information
20-2/3-2	15	All Lines	Bid Information
20-2/3-2	16	All Lines	Bid Information
20-2/3-2	17	All Lines	Bid Information
20-2/3-2	18	All Lines	Bid Information
20-2/3-2	19	All Lines	Bid Information
20-2/3-2	20	All Lines	Bid Information
20-2/3-2	21	All Lines	Bid Information
20-2/3-2	22	All Lines	Bid Information
20-2/3-2	23	All Lines	Bid Information
20-2/3-2	24	All Lines	Bid Information
20-2/3-2	25	All Lines	Bid Information
20-2/3-2	26	All Lines	Bid Information
20-2/3-2	27	All Lines	Bid Information

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ITEM NO.	PAGE NO.	LINE NO.	JUSTIFICATION
31-2/2	1	All Lines	Information Related to Competitive Interests
31-2/2	2	All Lines	Information Related to Competitive Interests
31-2/2	3	All Lines	Information Related to Competitive Interests
31-2/2	4	All Lines	Information Related to Competitive Interests
31-2/2	5	All Lines	Information Related to Competitive Interests
31-2/2	6	All Lines	Information Related to Competitive Interests
31-2/2	7	All Lines	Information Related to Competitive Interests
31-2/2	8	All Lines	Information Related to Competitive Interests