

NANCY B. WHITE
General Attorney

Southern Bell Telephone
and Telegraph Company
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(404) 529-5387

ORIGINAL
FILE COPY

October 20, 1993

Mr. Steve C. Tribble
Director, Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32301

RE: Docket No. 920260-TL

Dear Mr. Tribble:

Enclosed please find an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Request for Confidential Classification and Motion for a Permanent Protective Order which we ask that you file in the above-captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served on the parties shown on the attached Certificate of Service.

Sincerely yours,



Nancy B. White

Enclosures

cc: All Parties of Record
A. M. Lombardo
H. R. Anthony
R. D. Lackey

DOCUMENT NUMBER-DATE

11286 OCT 20 93

7730-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

FILE COPY

In re: Comprehensive Review of)
the Revenue Requirements and Rate)
Stabilization Plan of Southern)
Bell Telephone and Telegraph)
Company)

Docket No. 920260-TL
Filed: October 20, 1993

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION
AND MOTION FOR A PERMANENT PROTECTIVE ORDER

COMES NOW BellSouth Telecommunications, Inc. d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), pursuant to Rule 25-22.006, Florida Administrative Code, and Rules 1.280(c), Florida Rules of Civil Procedure, and files its Request for Confidential Classification and Motion for a Permanent Protective Order regarding a certain request for Production of Documents propounded by the Staff of the Florida Public Service Commission. In support of its Request and Motion, Southern Bell shows the following:

1. Southern Bell has appended to this Request for Confidential Classification as Attachment "A" a listing of the location in the documents of the information designated by Southern Bell as confidential, together with a statement indicating why the material should be treated as confidential proprietary business information.
2. Appended hereto in an envelope designated as Attachment "B" are two copies of the documents with the confidential information deleted. Appended hereto in an envelope designated as Attachment "C" is a copy of the documents with the proprietary information highlighted.

DOCUMENT NUMBER-DATE
11286 OCT 20 83
FPSC-RECORDS/REPORTING

3. The information deemed to be confidential by Southern Bell and identified in Attachment "A" contains forecasted cost information used in assessing the overall costs of the Southern Bell network, as well as business strategy vendor information, and technology deployment strategy. Any competitor or potential competitor would benefit from possession of this information. Possession of this information would assist Southern Bell's competitors in establishing pricing strategies and developing business cases. Further, disclosure of the vendor information contained in this material could impair the efforts of the Company to contract for goods or services on favorable terms. If this information were allowed to be released in the public domain, Southern Bell's revenues could well be diminished, with a resulting shortfall which would work to the obvious detriment of Southern Bell's ratepayers as well as harm the competitive position of Southern Bell.

4. This information has been developed by Southern Bell and/or its vendors at considerable time and expense and is not readily ascertainable by Southern Bell's competitors who could obtain economic value from its disclosure. Southern Bell considers this information highly confidential and valuable business information which is not disclosed outside of Southern Bell and its affiliates. Consequently, this information constitutes trade secrets which are expressly deemed to be proprietary confidential business information pursuant to § 364.183, Florida Statutes, and which are exempt from the Open

Records Act. The disclosure of this information publicly could lead to the dilution or elimination of its value, both internally as well as externally.

5. In addition, the exact same type of information has been found by this Commission to be proprietary confidential business information. In Order No. PSC-93-0240, issued on February 15, 1993, the hearing officer found that release of this type of information would cause competitive and contractual harm.

6. In accordance with Rule 25-22.006, Florida Administrative Code, this information for which confidential treatment is sought is intended to be and is treated by the Company as private and has not been disclosed on a nonconfidential basis.

WHEREFORE, Southern Bell Telephone and Telegraph Company moves the Prehearing Officer to enter an Order declaring the information described above, and contained in the indicated portions of the attached exhibits, to be confidential, proprietary business information and thus not subject to public disclosure.

Respectfully submitted this 20th day of October, 1993.

ATTORNEYS FOR SOUTHERN BELL
TELEPHONE AND TELEGRAPH COMPANY

Harris R. Anthony

HARRIS R. ANTHONY
PHILLIP J. CARVER
c/o Marshall M. Criser
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(305) 530-5555

Nancy B. White

R. DOUGLAS LACKEY
NANCY B. WHITE
4300 Southern Bell Center
675 West Peachtree St., N.E.
Atlanta, Georgia 30375
(404) 529-3862
(404) 529-5387

ATTACHMENT "A"

FPSC Docket No. 920260-TL
September 1989 Issue of
Loop Technology Deployment Guidelines

<u>Page(s)</u>	<u>Lines</u>	<u>Explanation</u>
F02B01Z 8288 8289	6-8 8-9	This information illustrates BellSouth business strategies regarding the deployment of technologies. As such, this information constitutes trade secrets not readily available to competitors and disclosure of this information could jeopardize pricing for competing vendors' products.
F02B01Z 8292 8296	11-29 14-39	This information contains comparisons of vendor product performance analysis and BellSouth deployment strategies. Disclosure of this information may provide an unfair advantage to competing vendors/suppliers. In addition, such information would benefit any competitor or potential competition to BellSouth by assisting them in establishing deployment and pricing strategies.
F02B01Z 8304	13-17	This information contains BellSouth cost data used in assessing the overall cost of the BellSouth network. Such information would benefit any competitor or potential competitor to BellSouth by assisting them in establishing pricing strategies.
F02B01Z 8303	6-26	This information contains BellSouth cost data used in assessing the overall cost of the BellSouth network and contains comparisons of vendor product performance analysis and BellSouth deployment strategies. Disclosure of this information may provide an unfair advantage to

competing vendors/suppliers. In addition, such information would benefit any competitor or potential competition to BellSouth by assisting them in establishing deployment and pricing strategies.

F02B01Z 8319-8326
8330

Graphs 1 & 2
Graphs 1 & 2

These graphs illustrate BellSouth business strategies regarding the deployment of technologies. As such, this information constitutes trade secrets not readily available to competitors and disclosure of this information could jeopardize pricing for competing vendors' products.

F02B01Z 8327

Graph

This information on this graph illustrates BellSouth business strategies regarding the deployment of technologies. As such, this information constitutes trade secrets not readily available to competitors and disclosure of this information could jeopardize pricing for competing vendors' products.

F02B01Z 8328
8329

7-11, 14-18
9-13, 20-28

This information contains comparisons of vendor product performance analysis and BellSouth deployment strategies. Disclosure of this information may provide an unfair advantage to competing vendor/suppliers. In addition, such information would benefit any competitor or potential competition to BellSouth by assisting them in establishing deployment and pricing strategies.

ATTACHMENT "B"

Two copies of the document with the confidential information deleted.

ATTACHMENT "C"

One copy of the document with the material which is confidential and proprietary highlighted.

CERTIFICATE OF SERVICE

Docket No. 920260-TL

Docket No. 900960-TL

Docket No. 910163-TL

Docket No. 910727-TL

**I HEREBY CERTIFY that a copy of the foregoing has been
furnished by United States Mail this 20th day of October, 1993 to:**

**Robin Norton
Division of Communications
Florida Public Service
Commission
101 East Gaines Street
Tallahassee, FL 32399-0866**

**Tracy Hatch
Division of Legal Services
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0863**

**Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Grandoff & Reeves
315 South Calhoun Street
Suite 716
Tallahassee, FL 32301-1838
atty for FIXCA**

**Patrick K. Wiggins
Wiggins & Villacorta, P.A.
Post Office Drawer 1657
Tallahassee, Florida 32302
atty for Intermedia and Cox**

**Kenneth A. Hoffman
Messer, Vickers, Caparello,
Madsen, Lewis & Metz, PA
Post Office Box 1876
Tallahassee, FL 32302
atty for FPTA**

**Charles J. Beck
Deputy Public Counsel
Office of the Public Counsel
111 W. Madison Street
Room 812
Tallahassee, FL 32399-1400**

**Michael J. Henry
MCI Telecommunications Corp.
MCI Center
Three Ravinia Drive
Atlanta, Georgia 30346-2102**

**Richard D. Nelson
Hopping Boyd Green & Sams
Post Office Box 6526
Tallahassee, Florida 32314
atty for MCI**

**Rick Wright
Regulatory Analyst
Division of Audit and Finance
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0865**

**Laura L. Wilson, Esq.
c/o Florida Cable Television
Association, Inc.
Post Office Box 10383
310 North Monroe Street
Tallahassee, FL 32302
atty for FCTA**

**Chanthina R. Bryant
Sprint Communications Co.
Limited Partnership
3065 Cumberland Circle
Atlanta, GA 30339**

Michael W. Tye
AT&T Communications of the
Southern States, Inc.
106 East College Avenue
Suite 1410
Tallahassee, Florida 32301

Dan B. Hendrickson
Post Office Box 1201
Tallahassee, FL 32302
atty for FCAN

Benjamin H. Dickens, Jr.
Bleoston, Mordkofsky,
Jackson & Dickens
2120 L Street, N.W.
Washington, DC 20037
Atty for Fla Ad Hoc

C. Everett Boyd, Jr.
Ervin, Varn, Jacobs, Odom
& Ervin
308 South Gadsen Street
Post Office Drawer 1170
Tallahassee, Florida 32302
atty for Sprint

Florida Pay Telephone
Association, Inc.
c/o Mr. Lance C. Norris
President
Suite 202
8130 Baymeadows Circle, West
Jacksonville, FL 32256

Monte Belote
Florida Consumer Action Network
4100 W. Kennedy Blvd., #128
Tampa, FL 33609

Donald L. Bell, Esq.
104 East Third Avenue
Tallahassee, FL 32303
Atty for AARP

Gerald B. Curington
Department of Legal Affairs
Room 1603, The Capitol
Tallahassee, FL 32399-1050

Mr. Douglas S. Metcalf
Communications Consultants,
Inc.
631 S. Orlando Ave., Suite 250
P. O. Box 1148
Winter Park, FL 32790-1148

Mr. Cecil O. Simpson, Jr.
General Attorney
Mr. Peter Q. Nyce, Jr.
General Attorney
Regulatory Law Office
Office of the Judge
Advocate General
Department of the Army
901 North Stuart Street
Arlington, VA 22203-1837

Mr. Michael Fannon
Cellular One
2735 Capital Circle, NE
Tallahassee, FL 32308

Floyd R. Self, Esq.
Messer, Vickers, Caparello,
Madsen, Lewis, Goldman & Metz
Post Office Box 1876
Tallahassee, FL 32302-1876
Attys for McCaw Cellular

Angela Green
Division of Legal Services
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0863

Stan Greer
Division of Communications
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0863

