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July 26, 1996

FILE COPY

HAND DELIVERY

Ms. Blanca Bayo, Director Division of Records and Reporting Florida Public Service Commission Room 110, Easley Building 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850

Re: FPSC Docket No. 960729-TX

Dear Ms. Bayo:

On behalf of Cypress Telecommunications Corporation, enclosed for filing in the above-referenced docket are an original and ten copies of an Amended Request for Specified Confidential Treatment. The information for which confidential treatment is sought is submitted in a sealed envelope and has been highlighted in yellow.

Please acknowledge receipt of the foregoing by stamping the enclosed extra copy of this letter. Thank you for your assistance in processing this filing.

Sincerely,

Norman H. Horton, Jr.

NHH:amb Enclosures

cc: Parties of Record

Ms. Beverly Turner

Ms. Sonja Jones, Divsion of Communications

RECEIVED & FILED

EPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Cypress Telecommunications )
Corporation Application for ) Docket No. 960729-TX
Authority to Provide Alternative ) Filed: July 26, 1996
Local Exchange Service )

# CYPRESS TELECOMMUNICATIONS CORPORATION'S AMENDED REQUEST FOR SPECIFIED CONFIDENTIAL TREATMENT

COMES CYPRESS TELECOMMUNICATIONS CORPORATION ("Cypress")
herewith amends its Request for Specified Confidential Treatment
and as basis states:

- On June 13, 1996, Cypress filed an application for a certificate as an Alternative Local Exchange Company ("ALEC").
   Accompanying the application was required financial information for which Cypress requested confidential treatment. (Attachment A)
- 2. On July 8, 1996, the Commission Staff requested additional financial information. Cypress considers the additional information to be proprietary and confidential for the reasons stated in the initial request and would amend the initial request to incorporate the additional financial data.
- 3. As required by Rule 25-22.006, Florida Administrative Code, an unedited version of the confidential financial information is attached to this Amended Request. A redacted version is also attached. Cypress requests that this additional financial information also be treated as proprietary and confidential DOCUMENT NUMBER-DATE

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pursuant to Section 364.183, Florida Statutes and Rule 25-22.006, Florida Administrative Code.

WHEREFORE, Cypress Telecommunications Corporation respectfully requests the Commission to amend the initial request and grant the Request for Specified Confidential Treatment as amended.

Dated this 26th day of July, 1996.

MESSER, CAPARELLO, MADSEN, GOLDMAN & METZ, P.A. 215 S. Monroe Street, Suite 701 Post Office Box 1876 Tallahassee, FL 32302-1876 (904) 222-0720

NORMAN H. HORTON, JR., ESQ.

FLOYD R. SELF, ESQ.

Attorneys for Cypress Telecommunications Corporation

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#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Cypress Telecommunications	)				
Corporation Application for	)	Docket	No.		~
Authority to Provide Alternative	)	Filed:		13.	1996
Local Exchange Service	)			,	2330

#### CYPRESS TELECOMMUNICATIONS CORPORATION'S REQUEST FOR SPECIFIED CONFIDENTIAL TREATMENT

COMES CYPRESS TELECOMMUNICATIONS CORPORATION ("Cypress") through its undersigned counsel and pursuant to section 364.183, Florida Statutes and Rule 25-22.006, Florida Administrative Code, and requests entry of an order granting confidential treatment to the documents described herein. As basis Cypress would state as follows:

The name and address of the applicant is:

Cypress Telecommunications Corporation 11811 North Freeway, Suite 800 Houston, TX 77060

Correspondence regarding this motion should be provided

Ms. Beverly Turner
Cypress Telecommunications
Corporation
Suite 800
11811 North Freeway
Houston, TX 77060
(713)591-3000

Norman H. Horton, Jr., Esq. Messer, Caparello, Madsen, Goldman & Metz, P.A. 215 S. Monroe Street, Suite 701 Post Office Bcx 1876 Tallahassee, FL 32302-1876 (904) 222-0720

3. Simultaneous with this request, Cypress has submitted an

application for authority to provide Alternative Local Exchange Service ("ALEC") within the state. As required by Commission rules, Cypress has completed the necessary application and exhibits reflecting that it has the managerial, technical and financial capabilities necessary for issuance of the certificate.

- 4. The rules applicable to ALECs are found in Florida Administrative Code Chapter 25-24, Part XV. Rule 25-24.810 directs that applications be submitted on forms developed by the PSC. Within the PSC application form is a requirement to attach the applicant's financial statements. Although section 364.337, Florida Statutes, requires the Commission to grant a certificate to an ALEC applicant upon a showing that the applicant has "sufficient . . . financial . . . capability to provide such service . . ." there is no specific requirement in this section or in current PSC rules for financial statements to be filed. Neither is there a requirement for filing any financial statements subsequent to the initial application.
- 5. Cypress is a privately owned corporation doing business in states other than Florida. As a privately owned corporation Cypress considers and treats its financial statements and underlying data to be confidential and proprietary. The financial statements provide valuable information about Cypress. An analysis

of the financial statement would reflect competitive ability, strength in the market, management philosophies and market plans, among other valuable information. The fact that the Commission requires the financial statements is itself an indication of the value of this information. Public disclosure of this information would enable competitors to analyze the information and benefit to the detriment of Cypress. Since Cypress provides service in areas other than Florida, access to this information would impair the ability of Cypress to successfully compete in these areas as well since the competitors would be able to determine long range plans and efforts from the financial statements.

6. Cypress does not object to providing financial statements for review by the Commission in order for the Commission to meet their obligation and assure themselves that Cypress has the financial capability to provide service. To this end, an unedited version of the financial statement for Cypress is being provided to the Commission as required by Rule 25-22.006, Florida Administrative Code, with the information deemed confidential highlighted. Cypress does not file financial statements as a public document or disclose these statements in any jurisdiction as a privately owned corporation. Cypress is not required to file or disclose these statements with any other agency.

- 7. The information for which confidential treatment is sought is deemed confidential individually and as a total report for the reasons cited herein.
- 8. The unedited financial statements are submitted for use by the Commission in issuing the certificate. That analysis can be accomplished by reviewing the statements while maintaining their confidentiality. Cypress would request, however, that the financial statements be treated as proprietary and confidential pursuant to section 364.183, Florida Statutes and Rule 25-22.006, Florida Administrative Code.

WHEREFORE, Cypress Telecommunications Corporation respectfully requests the Commission grant its Request for Specified Confidential Treatment of the information identified in Exhibit "A".

Dated this 13th day of June, 1996.

MESSER, CAPARELLO, MADSEN, GOLDMAN & METZ, P.A. 215 S. Monroe Street, Suite 701 Post Office Box 1876 Tallahassee, FL 32302-1876 (904) 222-0720

NORMAN H. HORTON, JR., ESQ.

FLOYD R. SELF, ESQ.

Attorneys for Cypress Telecommunications
Corporation

#### ACTUAL WORKING CAPITAL CYPRESS TELECOMMUNICATIONS CORPORATION 1993, 1994, 1995

	12-31-93	12-31-94	12-31-95
CURRENT ASSETS			
CASH			
ACCOUNTS RECEIVABLE - TRAD OTHER CURRENT ASSETS	E .		
TOTAL CURRENT ASSETS			
	***************************************		•••••
CURRENT LIABILITIES			
NOTES PAYABLE			
ACCOUNTS PAYABLE			
ACCRUED EXPENSES			
	***************************************	***************************************	
TOTAL CURRENT LIABILITIES			
	***************************************		

EXCESS OF CURRENT ASSETS OVER CURRENT LIABILITIES

### PROJECTED WORKING CAPITAL CYPRESS TELECOMMUNICATIONS CORPORATION 1996, 1997, 1998

	12-31-96	12-31-97	12-31-98
CURRENT ASSETS CASH ACCOUNTS RECEIVABLE - TRADE PREPAID EXPENSES			
TOTAL CURRENT ASSETS			***************************************
		***************************************	
CURRENT LIABILITIES NOTES PAYABLE ACCOUNTS PAYABLE ACCRUED EXPENSES			
TOTAL CURRENT LIABILITIES		***************************************	***************************************
			***************************************

EXCESS OF CURRENT ASSETS OVER CURRENT LIABILITIES