

Legal Department

R. DOUGLAS LACKEY General Attorney

BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (404) 335-0747

May 2, 2001



Mrs. Blanca S. Bayó Director, Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Docket No. 000121-TP (OSS)

Dear Ms. Bayó:

Enclosed is an original and 15 copies of BellSouth's Motion for Leave to File Request for Confidential Classification One Day Out of Time, which we ask that you file in the captioned matter.

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 to the parties shown on the attached Certificate of Service.

CAF CMP COM CTR ECR LEG OPC Enclosures PAI RGO SEC cc: All parties of record SER Marshall M. Criser, III OTH Nancy B. White

Sincerely, R. Sovslav Laulo

R. Douglas Lackey (KA

DOCUMENT NUMBER-DATE

05572 MAY-25

## CERTIFICATE OF SERVICE Docket No. 000121-TP

## I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail and via Hand Delivery (\*) this 2nd day of May, 2001 to the following:

Jason K. Fudge (\*)
Tim Vaccaro
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6181
Fax. No. (850) 413-6250

AT&T
Marsha Rule (+)
101 North Monroe Street
Suite 700
Tallahassee, FL 32301-1549
Tel. No. (850) 425-6365
Fax. No. (850) 425-6361

GTE Florida, Inc. Kimberly Caswell P.O. Box 110, FLTC0007 Tampa, FL 33601-0110 Tel. No. (813) 483-2617 Fax. No. (813) 223-4888

Nanette Edwards (+)
Regulatory Attorney
ITC^DeltaCom
4092 S. Memorial Parkway
Huntsville, Alabama 35802
Tel. No. (256) 382-3856
Fax. No. (256) 382-3936

Scott A. Sapperstein
Intermedia Communications, Inc.
One Intermedia Way
M.C. FLT-HQ3
Tampa, Florida 33647-1752
Tel. No. (813) 829-4093
Fax. No. (813) 349-9802

Charles J. Pellegrini
Wiggins & Villacorta, P.A.
2145 Delta Boulevard
Suite 200
Post Office Drawer 1657
Tallahassee, FL 32302
Tel. No. (850) 358-6007
Fax. No. (850) 358-6008
Counsel for Intermedia

Peter M. Dunbar, Esquire
Karen M. Camechis, Esquire
Pennington, Moore, Wilkinson,
Bell & Dunbar, P.A.
Post Office Box 10095 (32302)
215 South Monroe Street, 2nd Floor
Tallahassee, FL 32301
Tel. No. (850) 222-3533
Fax. No. (850) 222-2126

Brian Chaiken
Legal Counsel
Supra Telecom
1311 Executive Center Drive
Suite 200
Tallahassee, FL 32301
Tel. No. (850) 402-0510
Fax. No. (850) 402-0522

Michael A. Gross
Vice President, Regulatory Affairs
& Regulatory Counsel
Florida Cable Telecomm. Assoc.
246 East 6th Avenue
Tallahassee, FL 32303
Tel. No. (850) 681-1990
Fax. No. (850) 681-9676
mgross@fcta.com

Susan Masterton
Charles J. Rehwinkel
Sprint
Post Office Box 2214
MS: FLTLHO0107
Tallahassee, Florida 32316-2214
Tel. No. (850) 599-1560
Fax. No. (850) 878-0777

Donna Canzano McNulty (+)
MCI WorldCom, Inc.
325 John Knox Road
The Atrium, Suite 105
Tallahassee, FL 32303
Tel. No. (850) 422-1254
Fax. No. (850) 422-2586

Brian Sulmonetti MCI WorldCom, Inc. 6 Concourse Parkway, Suite 3200 Atlanta, GA 30328 Tel. No. (770) 284-5493 Fax. No. (770) 284-5488

Catherine F. Boone, Esq. (+)
Covad Communications Company
10 Glenlake Parkway
Suite 650
Atlanta, Georgia 30328
Tel. No. (678) 579-8388
Fax. No. (678) 320-9433

John Rubino
George S. Ford
Z-Tel Communications, Inc.
601 South Harbour Island Blvd.
Tampa, Florida 33602
Tel. No. (813) 233-4630
Fax. No. (813) 233-4620
gford@z-tel.com

Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter, Reeves, McGlothlin,
Davidson, Decker, Kaufman, et. al
117 South Gadsden Street
Tallahassee, Florida 32301
Tel. No. (850) 222-2525
Fax. No. (850) 222-5606
jmcglothlin@mac-law.com
vkaufman@mac-law.com
Represents KMC Telecom
Represents Covad
Represents MPower

Jonathan E. Canis
Michael B. Hazzard
Kelley Drye & Warren, LLP
1200 19th Street, N.W., Fifth Floor
Washington, DC 20036
Tel. No. (202) 955-9600
Fax. No. (202) 955-9792
jacanis@kelleydrye.com
mhazzard@kelleydrye.com

Tad J. (T.J.) Sauder
Manager, ILEC Performance Data
Birch Telecom of the South, Inc.
2020 Baltimore Avenue
Kansas City, MO 64108
Tel. No. (816) 300-3202
Fax. No. (816) 300-3350

John D. McLaughlin, Jr. KMC Telecom 1755 North Brown Road Lawrence, Georgia 30043 Tel. No. (678) 985-6262 Fax. No. (678) 985-6213 jmclau@kmctelecom.com

Andrew O. Isar
Ascent
3220 Uddenberg Lane, NW
Suite 4
Gig Harbor, WA 98335
Tel. No. (253) 851-6700
Fax. No. (253) 851-6474
aisar@millerisar.com

Richard D. Melson
Hopping Green Sams & Smith
Post Office Box 6526
Tallahassee, FL 32314
Represents Rhythms
Tel. No. (850) 222-7500
Fax. No. (850) 224-8551

Jeremy Marcus
Elizabeth Braman
Blumenfeld & Cohen
1625 Massachusetts Ave. N.W.
Suite 300
Washington, D.C. 20036
Represents Rhythms
Tel. No. (202) 955-6300
Fax. No. (202) 955-6460

Norman H. Horton, Jr. (+)
Messer, Caparello & Self
215 South Monroe Street
Suite 701
Post Office Box 1876
Tallahassee, FL 32302-1876
Represents e.spire
Tel. No. (850) 222-0720
Fax. No. (850) 224-4359

Renee Terry, Esq.
e.spire Communications, Inc.
131 National Business Parkway
Suite 100
Annapolis Junction, MD 20701
Tel. No. (301) 361-4298
Fax. No. (301) 361-4277

John Kerkorian
Mpower Communications, Corp.
5607 Glenridge Drive
Suite 300
Atlanta, GA 30342
Tel. No. (404) 554-1217
Fax. No. (404) 554-0010

Suzanne F. Summerlin, Esq. 1311-B Paul Russell Road Suite 201
Tallahassee, FL 32301
Tel. No. (850) 656-2288
Fax. No. (850) 656-5589

Dulaney O'Roark III (+) WorldCom, Inc. Six Concourse Parkway Suite 3200 Atlanta, GA 30328 Tel. No. (770) 284-5498

William Prescott (+)
AT&T Communications
Senior Attorney
1200 Peachtree Street, N.E.
Atlanta, GA 30309
Tel. No. (404) 810-8990

R. Douglas Lackey (K

(+) Signed Protective Agreement

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into the	)	Docket No. 000121-TP
Establishment of Operations Support	)	
Systems Permanent Performance	)	
Measures for Incumbent Local Exchange	)	
Telecommunications Companies	)	Dated: May 2, 2001
	)	•

## BELLSOUTH TELECOMMUNICATIONS, INC'S MOTION FOR LEAVE TO FILE REQUEST FOR CONFIDENTIAL CLASSIFICATION ONE DAY OUT OF TIME

BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Rule 28-106.204 of the Florida Administrative Code, files its Motion for Leave to File Request for Confidential Classification one day out of time, and in support thereof states:

- 1. On April 10, 2001, BellSouth filed its Notice of Intent to Request Specified

  Confidential Classification with regard to documents produced to the Staff of the Florida Public

  Service Commission in response to Staff's First Request for Production of Documents, Item 1,

  served in the referenced docket.
- 2. The documents produced related to BellSouth's Performance Measurements Quality Assurance Plan (PMQAP), a proprietary software system used in conjunction with the recording of data and production of reports related to BellSouth's performance regarding services provided to ALECs.
- 3. Although BellSouth has a number of redundant systems in place, both in Miami and in Atlanta, to insure that Request for Confidential Classifications are filed within 21 days of the filing of the Notice of Intent, in this instance every one of those systems failed to detect that such

a request was due yesterday, May 1, 2001, and the persons responsible for the filing did not learn of the error until after the Commission's offices closed on May 1, 2001.

4. Even though BellSouth did not file the required Request for Specified Confidential Classification yesterday, no party or other entity would be injured or otherwise prejudiced by allowing BellSouth to file its request one day late.

5. BellSouth's counsel acknowledges responsibility for the error and apologizes for the oversight. The procedures utilized to insure that timely filings are made will be reviewed to determine where the error occurred and procedures will be reinforced in an effort to prevent reoccurrences.

Wherefore, BellSouth respectfully requests permission to file the attached Request for Confidential Classification one day late.

Respectfully submitted this 2nd day of May 2001.

BELLSOUTH TELECOMMUNICATIONS, INC

NANCY #. WHITE

JAMES MEZA III c/o Nancy B. Sims

150 South Monroe Street - Suite 400

Tallahassee, FL 32301

(305) 347-5555

J. PHILLIP CARVER

Suite 4300

675 West Peachtree Street, NE

Atlanta, GA 30375

(404) 335-0710