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ORIGINAL

December 16, 2002

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COMMISSION
CLERK

Mrs. Blanca S. Bayó
Division of the Commission Clerk
and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: **Docket No. 020119-TP**
Petition of Florida Digital Network, Inc. for Expedited Review and Cancellation of BellSouth Telecommunications, Inc.'s Key Customer Promotional Tariffs and For an Investigation of BellSouth Telecommunications, Inc.'s Promotional Pricing and Marketing Practices

Docket No.: 020578-TP
Petition for Expedited Review and Cancellation of BellSouth Telecommunications, Inc 's Key Customer Promotional Tariffs

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for its Rebuttal Testimony of John Ruscilli, Exhibit JAR-8; the Rebuttal Testimony of W. Bernard Shell and Exhibit WBS-3; as well as the Rebuttal Testimony of Samuel G. Massey and Exhibits SGM-1 and SGM-2, which we ask that you file in the 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 to the parties shown on the attached Certificate of Service.

This confidentiality request was filed by or for a "telco" for DN 13685-02. No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

(x-ref. 12953-02)

Sincerely,

Meredith E. Mays
Meredith E. Mays (UA)

cc: All Parties of Record
Marshall M. Criser III
R. Douglas Lackey

AUS
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CMP
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CTR
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Nancy B. White

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**CERTIFICATE OF SERVICE
DOCKET NO. 020119-TP and 020578-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via
Electronic Mail and U.S. Mail 16th day of December 2002 to the following:

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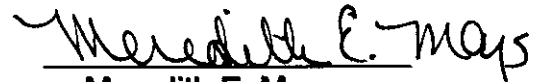
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Meredith E. Mays (KA)

(+) Signed Protective Agreement

001132

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition of Florida Digital Network, Inc.)
 for Expedited Review and Cancellation of)
 BellSouth Telecommunications, Inc.'s Key)
 Customer Promotional Tariffs and) Docket 020119-TP
 For an Investigation of)
 BellSouth Telecommunications, Inc.'s)
 Promotional Pricing and Marketing Practices)
)
 and) Docket 020578-TP
)
 In Re: Petition for Expedited Review and)
 Cancellation of BellSouth Telecommunications, Inc.'s) Filed: December 16, 2002
 Key Customer Promotional Tariffs)
)

BELLSOUTH TELECOMMUNICATIONS, INC.'S
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION

BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), hereby files, pursuant to Rule 25-22.006, Florida Administrative Code, its Request For Confidential Classification, and states the following:

1. On November 25, 2002, BellSouth Telecommunications, Inc. filed its Rebuttal Testimony of John Ruscilli, W. Bernard Shell and Samuel G. Massey. BellSouth's Rebuttal Testimony of John Ruscilli Exhibit JAR-8; the Rebuttal Testimony of W. Bernard Shell and Exhibit WBS-3; the Rebuttal Testimony of Samuel G. Massey and Exhibits SGM-1 and SGM-2 contain confidential business information. A Notice of Intent to Request Specified Confidential Classification was filed on that same day for the proprietary information.

2. BellSouth is now filing a Request for Confidential Classification for the subject information because BellSouth's Rebuttal Testimony of John Ruscilli

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Exhibit JAR-8; the Rebuttal Testimony of W. Bernard Shell and Exhibit WBS-3; the Rebuttal Testimony of Samuel G. Massey and Exhibits SGM-1 and SGM-2 contain BellSouth's confidential and proprietary business information. This information includes, among other things, cost information, information regarding the manner in which BellSouth typically configures various business services, and other confidential business information. Pursuant to Section 364.183, Florida Statutes, such information is considered proprietary confidential business information.

3. A more specific description of this information is contained in Attachment A. This information is valuable and BellSouth strives to keep it secret. Therefore, such information should be classified as proprietary, confidential business information pursuant to Sections 364.183(3)(e), Florida Statutes. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

4. BellSouth has treated and intends to continue to treat the information for which confidential classification is sought as private, and this information has not been generally disclosed.


5. Appended hereto as Attachment B are two copies of the requested documents with the confidential information deleted.


6. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material, which is confidential and proprietary.

WHEREFORE, based on the foregoing, BellSouth requests that the Commission enter an order declaring the information described above to be confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 16th day of December, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.


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ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 020119 & 020578-TP
Request for Confidential Classification
Page 1 of 2
12/16/02**

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF EXHIBIT JAR-8 TO THE REBUTTAL TESTIMONY OF JOHN RUSCILLI; THE REBUTTAL TESTIMONY OF W. BERNARD SHELL AND EXHIBIT WBS-3; THE REBUTTAL TESTIMONY OF SAMUEL G. MASSEY AND EXHIBITS SGM-1 AND SGM-2 AS FILED ON NOVEMBER 25, 2002 IN DOCKET 020119 & 020578-TP.

Explanation of Proprietary Information

1. The information is proprietary to BellSouth and includes customer specific information. The Commission has always zealously protected customer specific information in order to protect the customer's privacy and prevent a competitor of the customer from obtaining an unfair advantage. This information is clearly confidential and proprietary under Florida Statutes, Section 364.183 and Rule 25-22.006, Florida Administrative Code. Pursuant to Section 364.183, Florida Statutes, such information is classified as proprietary, confidential business information which is exempt from Section 119.07(1) and Section 24(a), Art.1 of the State Constitution.
2. This information reflects BellSouth's cost to provide certain services. It would be inequitable and unfair for BellSouth's competitors to have access to BellSouth's cost information. Further, public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. Accordingly, the subject information should be classified as proprietary, confidential business information pursuant to 364.183, Florida Statutes.
3. This information is proprietary to BellSouth and includes information containing customer proprietary and business proprietary information. The Commission has always zealously protected customer proprietary and business proprietary information in order to protect the customer's privacy and prevent a competitor of the customer from obtaining an unfair advantage. This information is clearly confidential and proprietary under Florida Statutes, Section 364.24, Section 364.183 and Rule 25-22.006, Florida Administrative Code.

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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF EXHIBIT
JAR-8 TO THE REBUTTAL TESTIMONY OF JOHN RUSCILLI; THE
REBUTTAL TESTIMONY OF W. BERNARD SHELL AND EXHIBIT
WBS-3; THE REBUTTAL TESTIMONY OF SAMUEL G. MASSEY
AND EXHIBITS SGM-1 AND SGM-2 AS FILED ON NOVEMBER 25,
2002 IN DOCKET 020119 & 020578-TP.**

<u>LOCATION</u>	<u>REASON</u>
<u>W. Bernard Shell Testimony</u>	
Page 2, line 24	2
Page 3, Lines 7, 12, and 17	2
Exhibit WBS-3 – Page 1-7, Columns A, B, C, D	2
- Page 8-9, Columns A,B,C, D, E, F	2
- Page 10, Columns A,B,C,D,E,F,G	2
- Page 11-14, Columns A,B,C,D,E,F	2
- Page 15, Columns A,B,C,D	2
- Page 16-17, Entire Page	2
<u>Ruscilli's Exhibit</u>	
JAR-8 Pages 4-14	3
<u>Samuel G. Massey Testimony</u>	
Page 5, Line 25	1
Page 6, Lines 1 and 2	1
Exhibit SMG-1, Pages 1 & 2, Column A	3
Exhibit SGM-2, Pages 1 & 2, Column A	3