Meredith E. Mays Regulatory Counsel

BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (404) 335-0750

February 14, 2003

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. 020507-TL (FCCA Complaint)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for the Exhibits to its Late Filed Depositions of Eric Fogle (Exhibit No. 1) and John Ruscilli (Exhibit No. 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.

Sincerely,

Meredith E. Mays

**Enclosure** 

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

DOCUMENT NUMBER-DATE

01543 FEB 148

FPSC-COMMISSION CLERK

# CERTIFICATE OF SERVICE DOCKET NO. 020507-TL

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

Electronic Mail and U.S. Mail this 14th day of February 2003 to the following:

Patricia Christensen
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
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Muldeth Mays

Meredith Mays (KA)

(+) Signed Protective Agreement

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of the Florida	)
Competitive Carriers Association	) Docket No. 020507-TL
Against BellSouth Telecommunications, Inc.	)
And Request for Expedited Relief	)
·	) Filed: February 14, 2003

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

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

- 1. On January 24, 2003, BellSouth Telecommunications, Inc. filed Late Filed Deposition Exhibits of Eric Fogle and John Ruscilli. In addition, BellSouth filed a Notice of Intent with respect to Eric Fogle's Late Filed Deposition Exhibit No. 1 and John Ruscilli's Late Filed Deposition Exhibit No. 2. Pursuant to Rule 25-22.06(3)(a), BellSouth is now filing a Request for Confidential Classification of the documents provided as Late-Filed Deposition Exhibits because said documents contain competitive business information and that is considered confidential and proprietary to BellSouth. A more specific description of this information is contained in Attachment A.
- 3. 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.
- 4. Appended hereto as Attachment B are two copies of the requested documents with the confidential information deleted.
- 5. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.

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FPSC-COMMISSION CLERK

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

Respectfully submitted this 14<sup>th</sup> day of February, 2003.

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE

JAMES MEZA III

c/o Nancy Sims

150 South Monroe Street, Suite 400

Tallahassee, Florida 32301

(305) 347-5558

R. DOUGLAS LACKEY

Meredith E. Mays 675 W. Peachtree Street

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(404) 335-0750

### **ATTACHMENT A**

BellSouth Telecommunications, Inc. FPSC Docket No. 020507-TL Request for Confidential Classification Page 1 of 2 2/14/03

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S EXHIBIT NO. 1 TO THE LATE FILED DEPOSITION EXHIBITS OF ERIC FOGLE AND EXHIBIT NO. 2 TO THE LATE FILED DEPOSITION EXHIBITS OF JOHN RUSCILLI FILED JANUARY 24, 2003, IN FLORIDA DOCKET NO. 020507-TL

### **Explanation of Proprietary Information**

1. This information contains competitive business information. This information is valuable, it is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information is trade secret which should be classified as proprietary, confidential business information, exempt from the Open Records Act.

2.

#### **ATTACHMENT A**

BellSouth Telecommunications, Inc. FPSC Docket No. 020507-TL Request for Confidential Classification Page 1 of 2 2/14/03

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S EXHIBIT NO. 1 TO THE LATE FILED DEPOSITION EXHIBITS OF ERIC FOGLE AND EXHIBIT NO. 2 TO THE LATE FILED DEPOSITION EXHIBITS OF JOHN RUSCILLI FILED JANUARY 24, 2003, IN FLORIDA DOCKET NO. 020507-TL

## Eric Fogle, Exhibit No. 1

Location	Reason
Entire Document	1
John Ruscilli, Exhibit No. 2	
Number contained on lines 7 and 9	1