Meredith E. Mays Regulatory Counsel

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

March 5, 2003

ORIGINAL

Ms. 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. 021252-TP

In re: Petition for expedited review and cancellation or suspension of BellSouth Telecommunications, Inc.'s Key Customer tariff filed 12/16/02, by Florida Digital Network, Inc.

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

<u>Docket No.: 020578-TP</u>
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 *Revised* Exhibit WBS-1 to W. Bernard Shell's Direct Testimony filed on October 23, 2002 which we ask that you file in the captioned dockets.

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.

RECEIVED & FILED

EDSC-BUREAU OF RECORDS

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

Nancy B. White

Merellill &

Meredith E. Mays

This confidentiality request was filed by or for a "telco" for DNO2213-03. 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. 01696-03)

DOCUMENT NUMBER-DATE

02212 MAR-58

CERTIFICATE OF SERVICE DOCKET NO. 021252-TP, 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 this 5th day of March, 2003 to the following:

Felicia Banks
Linda Dodson
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
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Florida Digital Network
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Tel. No. (407) 835-0460
Fax. No. (407) 835-0309
mfeil@floridadigital.net

Meredith E. Mays (44)

(+) Signed Protective Agreement

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Cancellation for Expedited Review and Cancellation of BellSouth Telecommunication Inc.'s Key Customer Promotional Tariffs and For an Investigation of BellSouth's)
Promotional Pricing and Marketing Practices before Digital Network, Inc.) Docket Nos. 020119-TP
In re: Petition for expedited review and Cancellation of BellSouth Telecommunication)) 020578-TP
Inc.'s Key Customer Promotional Tariffs by Florida Competitive Carriers Association) 021252-TP)
In re: Petition for expedited review and cancellation or suspension of BellSouth Telecommunications, Inc.'s Key Customer tariff filed 12/16/02, by Florida Digital Network, Inc.	/))) Filed: March 5, 2003

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

COMES NOW, BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), and pursuant to Rule 25-22.006, Florida Administrative Code, files its Request for Specified Confidential Classification.

- 1. On February 19, 2003, BellSouth filed an Errata Sheet to W. Bernard Shell's Direct Testimony filed on October 23, 2003 and Revised Exhibit WBS-1. The information contained in Revised Exhibit WBS-1 reflects BellSouth's cost to provide certain services and the information is proprietary, confidential business information that is proprietary to BellSouth. BellSouth filed a Notice of Intent to Request Specified Confidential Classification on that same day.
- 2. BellSouth hereby withdraws the Notice of Intent to Request Specified
 Confidential Classification for the Errata Sheet to W. Bernard Shell. The Errata Sheet
 does not contain any proprietary confidential information.

DOCUMENT NUMBER-DATE

02212 MAR-58

FPSC-COMMISSION CLERK

001375

- 3. BellSouth hereby files this Request for Specified Confidential Classification for Revised Exhibit WBS-1 because the information contained the Revised Exhibit WBS-1 is confidential business information that is proprietary to BellSouth and the release of such information would impair BellSouth's ability to contract for goods and services on favorable terms and violate Florida law if disclosed.
- 4. Attachment A to BellSouth's Request for Confidential Classification contains an explanation of the proprietary information along with a list that identifies the location of the information designated by BellSouth as confidential.
- 5. Attachment B to BellSouth's Request for Confidential Classification is a redacted copy of the confidential information.
- 6. Attachment C to BellSouth's Request for Confidential Classification is a proprietary copy of the confidential information.
- 7. The information discussed in this Request for Specified Confidential Classification is valuable, BellSouth strives to keep it secret, and this information has not been generally disclosed.
- 8. The original of this Request was filed today with the Division of the Commission Clerk and Administrative Services and a copy was served on the Parties.

WHEREFORE, based on the foregoing, BellSouth respectfully requests that, pursuant to Chapter 364, Florida Statutes, 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 5th day of March, 2003.

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE

JAMES MEZA III

c/o Nancy Sims

150 South Monroe Street, Suite 400

Tallahassee, FL 32301

(305) 347-5558

R. DOUGLAS PACKEY

MEREDITH MAYS

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ATTACHMENT A

BellSouth Telecommunications, Inc. FPSC Docket No. 020119, 020578 & 021252-TP Request for Confidential Classification Page 1 3/05/03

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF REVISED EXHIBIT WBS-1 TO W. BERNARD SHELL'S DIRECT TESTIMONY FILED ON OCTOBER 23, 2002 AND REVISED ON FEBRUARY 19, 2003, FOR FLORIDA DOCKET NOS. 020119-TP, 020578-TP & 021252-TP.

Explanation of Proprietary Information

1. 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 and is exempt from Section 119.07(1) and Section 24(a), Art.1 of the State Constitution.

EXHIBIT WBS-1

Column A 1