#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Competitive Carriers for Commission action to support local competition in BellSouth Telecommunications, Inc.'s service territory.

DOCKET NO. 981834-TP

In re: Petition of ACI Corp. d/b/a Accelerated Connections, Inc. for generic investigation to ensure that BellSouth Telecommunications, Inc., Sprint-Florida, Incorporated, and GTE Florida Incorporated comply with obligation to provide alternative local exchange carriers with flexible, timely, and cost-efficient physical collocation.

**DOCKET NO. 990321-TP** 

Filed: April 23, 2003

#### Sprint's Request for Confidential Classification Pursuant to Section 364.183(1), Florida Statutes

Sprint-Florida, Incorporated (hereinafter "Sprint") hereby requests that the Florida Public Service Commission ("Commission") classify certain documents and/or records identified herein as confidential, exempt from public disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order reflecting such a decision. Sprint previously filed a Notice of Intent to Request Confidential Classification on April 2, 2003 for this information and now files this Request for Confidential Classification pursuant to the requirements of Rule 25-22.006, F.A.C. The information that is the subject of this request is vendor specific pricing information or information from which such information can be derived. The information has been filed, under seal, with the Division of Records and Reporting.

1. The following documents or excerpts from documents are the subject of this request:

DOCUMENT NUMBER - DATE

### Highlighted portions of Attachment to Sprint's Response to Staff's POD No. 21.

- 2. Two (2) unredacted copies of the documents are attached to this request. One unredacted (highlighted) copy has been submitted to the Division of Records and Reporting this same day. The confidential information is identified by yellow highlighting. (An unredacted copy was previously submitted to the Division of Records and Reporting accompanying Sprint's Notice of Intent to Request Confidential Classification filed on April 2, 2003. However, this copy did not highlight the specific information for which Sprint requests confidentiality.)
- 3. The information for which the Request is submitted is vendor specific pricing information, or information from which such information can be derived, and thus meets the definition of confidential proprietary business information pursuant to Section 364.183(3)(d), Florida Statutes. Specific justification for confidential treatment is set forth in Attachment A.

#### 4. Section 364.183(3), F.S., provides:

- (3) The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. The term includes, but is not limited to:
- (a) Trade Secrets.
- (b) Internal auditing controls and reports of internal auditors.
- (c) Security measures, systems, or procedures.

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company or its affiliates to contract for goods or services on favorable terms.

Information relating to competitive interests, the disclosure of which (e)

would impair the competitive business of the provider of information.

Employee personnel information unrelated to compensation, duties, (f)

qualifications, or responsibilities.

5. The subject information has not been publicly released. Furthermore, release of the

information could impair the efforts of the company or its affiliates to contract for

goods and services on favorable terms and could impair the competitive business

interests of Sprint.

6. The commission has previously found information similar in character to be

confidential. See, In Re: Investigation into Pricing Unbundled Network Elements,

Docket No. 990649B-TP, Order No. PSC-02-0451-CFO-TP.

Based on the foregoing, Sprint respectfully requests that the Commission grant the

Request for Confidential Classification, exempt the information from disclosure under

Chapter 119, Florida Statutes and issue any appropriate protective order, protecting the

information from disclosure while it is maintained at the Commission.

RESPECTFULLY SUBMITTED this 23rd day of April 2003.

Susan S. Masterton

Post Office Box 2214

Tallahassee, Florida 32316-2214

850/599-1560

,ATTORNEY FOR SPRINT

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#### ATTACHMENT A

Page and line	Justification for Confidential Treatment
numbers of	
Attachment to	
Response to	
Staff's POD	
No. 21	
Page 1,	Contains Sprint-Florida vendor specific pricing information, or
highlighted	information from which such information can be derived, which Sprint-
portions of	Florida is required by the terms of the vendor contracts to keep
lines 7, 11, 15,	confidential. Allowing competitors access to this information would
16, 18, 19	compromise Sprint-Florida's relationship with the vendors, would
, ,	adversely impact Sprint-Florida's ability to contract on favorable terms
İ	and would unfairly advantage competitors by allowing them to develop
	marketing and pricing plans without incurring the time and expense
	that a competitor would otherwise have to expend.
Page 2,	Contains Sprint-Florida vendor specific pricing information, or
highlighted	information from which such information can be derived, which Sprint-
portions of	Florida is required by the terms of the vendor contracts to keep
lines 6, 7, 9, 11	confidential. Allowing competitors access to this information would
	compromise Sprint-Florida's relationship with the vendors, would
	adversely impact Sprint-Florida's ability to contract on favorable terms
	and would unfairly advantage competitors by allowing them to develop
	marketing and pricing plans without incurring the time and expense
	that a competitor would otherwise have to expend.
Page 3,	Contains Sprint-Florida vendor specific pricing information, or
highlighted	information from which such information can be derived, which Sprint-
portion of line	Florida is required by the terms of the vendor contracts to keep
5	confidential. Allowing competitors access to this information would
	compromise Sprint-Florida's relationship with the vendors, would
	adversely impact Sprint-Florida's ability to contract on favorable terms
	and would unfairly advantage competitors by allowing them to develop
	marketing and pricing plans without incurring the time and expense
	that a competitor would otherwise have to expend.

# Vendor Quote

## CONFIDENTIAL

75I Cable Quote 12/20/02 1877-671-2218 Teresa
8.77-671-2218 Teresa
CA1-0125-X47-735-1 12C COAX
3-5 day lead time
CAI - 0125 - X31 - 735-1 Sql. Conduc. COAX
AMP-2269-101- 22 Gq, connector
(Male) (KIT)-Z
90° Cover 1
(Female) 102 - KIT-2
St (AL) CAROLLO 1 11/1/ 2
Str. (Male) AMP2664-001-PKG-2 ( ) par comunidar (Female) AMP2664-002-PKG-2 (1 per cable)
(Female) AMP 2664 - 002 - PKG-2 (1 pr cable)
MATTER
CONFIDENTIAL
CODINT DUADDIFTARY
SPRINT PROPRIETARY

To: SPRINT CORPORATE 6860 W 115th St Ms Ksopkd0101 Overland Park KS 56211-2400

Vendor

0797

Vendor Part Number

10630-123

Description

Vendor Name

List of Vendors Vendor Num

0797

RAISED FLOOR MOUNTING KIT 23

CHATEWORTH PRODUCTS INC

In Product ID

1 0000008690

Quote Num: Quote Date: Customer Num:

UOM

BA

03/06/2003 OTE0202609 000023

Customer's Ref Num: Expiration Date:

04/06/2003

Stock/Drop

Total-Price

Grand Total:

Qty

1

12.84% MATERIAL

Unit-Price

HANDLING charge

Current cost:

Authorized By:

SPRINT PROPRIETARY

End of Report

### CONFIDENTIAL

From:

. Penfield, Jim B [CC]

Sent:

Thursday, December 12, 2002 3:59 PM

To:

Montee, Mike J [CC]

Subject:

Fiber Jumpers

Mike,

Ken Davis got a price quote of price from CES International, Tampa FI for a single-fiber 40-meter FC-FC fiber jumper. Four of these would be necessary for our 4-fiber optical cross connect study.

Thanks,

Jim Penfield
Manager-Network Costing
Voice 913-315-9193
Fax 913-315-0776
jim.b.penfield@mail.sprint.com
6450 Sprint Parkway
KSOPHN0214-2B258
Overland Park, KS 66251

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