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August 12, 2003

VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
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CONFIDENTIAL

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COMMISSION
CLERK

Re: Docket No.: 020507-TP

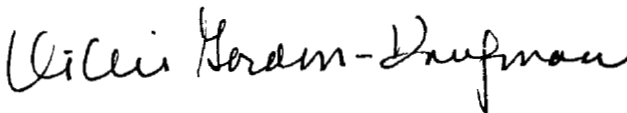
Dear Ms. Bayo:

On behalf of AT&T Communications of the Southern States, LLC, (AT&T), enclosed for filing and distribution is 1 highlighted **CONFIDENTIAL** version and 2 redacted copies of the following:

- ▶ AT&T Communications of the Southern States, LLC's Request for Specified Confidential Classification and Motion for Protective Order for Responses to Outstanding Requests in BellSouth's First Set of Interrogatories to Florida Competitive Carriers Association, Nos. 7(ii), 10(iii) and 12(ii).

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me. Thank you for your assistance.

Sincerely,



Vicki Gordon Kaufman

AUS _____
CAF _____
CMP _____
COM _____
CTR _____ VGK/bae
ECR _____ Enclosures
GCL 1 _____
OPC _____
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SEC 1 _____
OTH 1cc: Cmt records

DOCUMENT NUMBER - DATE
07404 AUG 12 03
REC - COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of the Florida Competitive Carriers Association Against BellSouth Telecommunications, Inc. Regarding BellSouth's Practice of Refusing to Provide FastAccessInternet Service to Customers who Receive Voice Service from a Competitive Voice Provider, and Request for Expedited Relief

Docket No. 020507-TP

Filed: August 12, 2003

**AT&T COMMUNICATIONS OF THE SOUTHERN STATES, LLC'S
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION AND
MOTION FOR PROTECTIVE ORDER FOR RESPONSES TO OUTSTANDING
REQUESTS IN BELL SOUTH'S FIRST SET OF INTERROGATORIES
TO FLORIDA COMPETITIVE CARRIERS ASSOCIATION,
NOS. 7(ii), 10(iii) AND 12(ii)**

AT&T Communications of the Southern States, LLC (AT&T), pursuant to Rule 25-22.006, Florida Administrative Code, files this Request for Specified Confidential Classification and Motion for Protective Order.

1. On June 2, 2003, AT&T Communications of the Southern States, LLC (AT&T) filed its Responses to Outstanding Requests in BellSouth Telecommunications, Inc.'s First Set of Interrogatories to Florida Competitive Carriers Association (FCCA). AT&T's responses to Interrogatory Nos. 7(ii), 10(iii), and 12(ii) included confidential business information that is considered proprietary to AT&T.

2. AT&T's confidential responses to BellSouth's Interrogatory Nos. 7(ii), 10(iii), and 12(ii) contain information specifically related to AT&T's business operations. AT&T considers this information to be confidential, proprietary business information. The confidential information is related to the number of customers AT&T has and the type of service being provided to those customers. Disclosure of the information would harm AT&T's competitive business interests. The information has not been made public and is governed by a Protective Agreement between the parties. A more specific description of this information is contained in

DOCUMENT NUMBER-DATE

07404 AUG 12 8

FPSC-COMMISSION CLERK

Attachment A.

3. Section 364.183, Florida Statutes, provides an exemption from the disclosure requirements of section 119.07, Florida Statutes, when disclosure of confidential business information would “impair the competitive business of the provider of the information.” Disclosure of the AT&T confidential information would harm its business operations by placing details of its operations and capabilities in the public domain. Accordingly, the information should be exempt from the public disclosure requirements of section 119.07, Florida Statutes.

4. AT&T treats the information for which confidential classification is sought as private and confidential.

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

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, AT&T 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.

Vicki Gordon Kaufman

Virginia Tate

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States, LLC

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Attorneys for the AT&T Communications
of the Southern States, LLC

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing AT&T Communications of the Southern States, LLC's Request for Specified Confidential Classification and Motion for Protective Order for Responses to Outstanding Requests in BellSouth's First Set of Interrogatories to Florida Competitive Carriers Association, Nos. 7(ii), 10(iii) and 12(ii) has been furnished by (*) hand delivery or by U.S. Mail this 12th day of August 2003, to the following:

(*) Patricia Christensen
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399

Nancy White
Meredith Mays
c/o Nancy Sims
BellSouth Telecommunications, Inc.
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Tallahassee, Florida 32301-1556

Nanette Edwards
Director-Regulatory
ITC^DeltaCom
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Huntsville, Alabama 35802

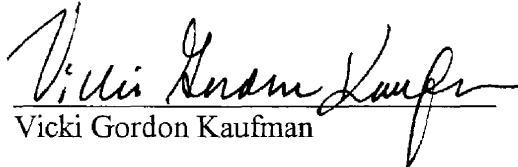
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Vicki Gordon Kaufman

ATTACHMENT A

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF
AT&T's Responses to BellSouth's Interrogatory Nos. 7(ii), 10(iii) and 12(ii)
DOCKET NO. 020507-TP**

Explanation of Proprietary Information

1. The information provided by AT&T in its responses to BellSouth's Interrogatory Nos. 7(ii), 10(iii) and 12(ii) contain confidential, proprietary business information regarding the number of customers AT&T has and the type of service provided to these customers. This information is related to AT&T's ongoing business affairs and can be used by AT&T's competitors to harm its competitive interests. Section 364.183, Florida Statutes, allows for an exemption from the disclosure requirements of section 119.07, Florida Statutes, when disclosure would "impair the competitive business of the provider of the information." Therefore, the information should be shielded from disclosure pursuant to section 119.07, Florida Statutes and section 24(a), Art. 1 of the State Constitution.

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4	1-11	1
5	1-12	1

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of Florida Competitive Carriers Association against BellSouth Telecommunications, Inc. regarding BellSouth's practice of refusing to provide FastAccess Internet Service to customers who receive voice service from a competitive voice provider, and request for expedited relief.

DOCKET NO. 020507-TL

June 2, 2003

**AT&T COMMUNICATIONS OF THE SOUTHERN STATES, LLC'S
RESPONSES TO OUTSTANDING REQUESTS IN BELL SOUTH
TELECOMMUNICATIONS, INC.'S FIRST SET OF INTERROGATORIES TO
FLORIDA COMPETITIVE CARRIERS ASSOCIATION**

(REDACTED VERSION)

AT&T Communications of the Southern States, LLC, hereby files its Responses to outstanding requests in BellSouth Telecommunications, Inc.'s First Set of Interrogatories to Florida Competitive Carriers Association propounded on November 15, 2002.

6. Please state whether any of the FCCA's members provide Broadband Service and/or DSL service to customers in Florida.

RESPONSE: Yes.

7. If the answer to Interrogatory No. 6 is in the affirmative, please:

- i. Describe with particularity the nature of the Broadband Service and/or DSL service each FCCA member is providing in Florida, including description of the protocols used (e.g. ADSL, IDSL, Cable Modem, etc.) as well as all applicable rates, terms, and conditions of such service;

RESPONSE:

AT&T provides DSL services in partnership with Covad, MegaPath and New Edge. See responses to Requests for Production of Document Nos. 1-4 for rates, terms and conditions.

For residential, AT&T has entered into an agreement with Covad to provide DSL service to customers. The agreement is an extension of a previous agreement with Covad to provide service to certain WorldNet customers. At this time, the new offerings have not been decided upon.

For business services, AT&T provides IDSL, ADSL and SDSL that is available using managed option or self-installation of the DSL equipment. For rates, terms and conditions, see price list provided in responses to Requests for Production of Documents Nos. 1-4.

- ii. State the total number of customers to whom each FCCA member is providing Broadband Service and/or DSL service in Florida, including stating the total number of residential and business customers being provided such services.

RESPONSE: The customer counts below are considered confidential and proprietary business information.

Business only.

State	Customers		Total Customers
	Asymmetric	Symmetric	
FL			

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- iii. Describe with particularity the nature of the technology used to provide the Broadband Service and/or DSL service; including, but not limited to, the number of customers served by the particular technology (e.g., if xDSL based the number of customers served by IDSL, the number of customers served by ADSL, etc.);

RESPONSE: See response to 7(i & ii)

- iv. State whether the FCCA member utilized its own broadband equipment or purchased broadband connectivity from another provider.

RESPONSE: See response to 7(i).

9. Please state whether FCCA members provide Broadband Service and/or DSL service to customers in states other than Florida

RESPONSE: AT&T does provide DSL service to customers in other BellSouth states.

10. If the answer to Interrogatory No. 9 is in the affirmative, please:
 - i. Identify those states in which FCCA members provide Broadband Service and/or DSL service.

RESPONSE: All states in BellSouth's nine-state region.

- ii. Describe with particularity the nature of the Broadband Service and/or DSL service FCCA members are providing in each such state, including a description of the protocols used (e.g., ADSL, IDSL, Cable Modem, etc.) as well as all applicable rates, terms, and conditions of such service; and;

RESPONSE: See response to 7(i).

- iii. State the total number of customers to whom FCCA is providing Broadband Service and/or DSL service in each such state, including stating the total number of residential and business customers being provided service.

RESPONSE: The customer counts below are considered confidential and proprietary business information.

Business only:

State	Customers		Total Customers
	Asymmetric	Symmetric	
AL			
GA			
KY			
LA			
MS			
NC			
SC			
TN			

AT&T PROPRIETARY

11. If FCCA members provide Broadband Service and/or DSL service, will these members provide such service to an end user customer irrespective of whether that customer also purchases telecommunications service from the FCCA member providing the voice service (i.e., do any FCCA members provide a stand-alone Broadband Service and/or DSL service)?

RESPONSE: AT&T does provide its DSL service as a stand-alone service to its customers.

12. If the answer to Interrogatory No. 11 is in the affirmative, please:
- i. Describe with particularity the nature of the stand-alone Broadband Service and/or DSL service the FCCA member is providing, including identifying the states in which such service is provided and including a description of the protocols used (e.g. ADSL, IDSL, Cable Modem, etc.) as well as all applicable rates, terms, and conditions;

RESPONSE: For a description of these services, see response to 7(i).

- ii. State the total number of customers to whom the FCCA member is providing the stand-alone Broadband Service and/or DSL service, including stating the total number of residential and business customers being provided such service in each state;

RESPONSE: The customer counts below are considered confidential and proprietary business information.

Business only:

State	Customers		Total Customers
	Asymmetric	Symmetric	
AL			
FL			
GA			
KY			
LA			
MS			
NC			
SC			
TN			

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iii. identify all documents referring or relating to the stand-alone Broadband Service and/or DSL service the FCCA member is providing.

RESPONSE: See attached responses to Requests for Production of Documents 1-4.

13. If the answer to Interrogatory No. 11 is in the negative, please:
- Describe with particularity the reasons, whether technical, financial or otherwise, why each FCCA member does not provide its own Broadband Service and/or DSL service to customers of other voice providers in Florida.

RESPONSE: Not applicable

14. Identify each market in which any FCCA member is providing DSL service and state the number of customers in each such market to whom the service is being provided, including stating the total number of residential and business customers being provided such service.

RESPONSE: AT&T does not directly provide DSL service, but does so through its partnerships with Covad, MegaPath, and New Edge. Therefore, the markets served are contingent upon the network availability of those carriers. Those markets include South and Central Florida. AT&T does not collect data on customers by market location.

15. Describe with particularity each FCCA member's DSL network; including, but not limited to, identifying the location of that network and describing the specific equipment that comprises that network, identifying the vendor and/or provider of the DSL equipment, the number, manufacturer, and size of DSLAMs installed in that network by central office, remote terminal or other location, as well as the total number of collocation sites in which the FCCA member has collocated its facilities with facilities of BellSouth.

RESPONSE: AT&T does not have a DSL network in the BellSouth territory.

16. Has any FCCA member at any time entered into any agreement or held any discussions with any Cable Modem service provider regarding a joint offering or package of services involving the FCCA member's voice service and the Cable Modem service provider's Broadband Service.

RESPONSE: AT&T does not have any agreement with a cable modem service provider regarding a joint offering. Any detailed discussions regarding joint offerings with cable providers generally are subject to confidentiality agreements and require the consent of others to divulge any information about such discussions.

17. If the answer to Interrogatory No. 16 is in the affirmative, please:
- i. Identify the Cable Modem service provider with whom you have had such an agreement or discussions;

RESPONSE: See response to Interrogatory No. 16.

- ii. State the date when such an agreement was executed or such discussions took place.

RESPONSE: See response to Interrogatory No. 16.

- iii. Describe with particularity the nature of such an agreement or discussions, including applicable rates, terms, and conditions for a joint offering or package of services involving the FCCA member's voice service and the Cable Modem service provider's Broadband Service; and

RESPONSE: See response to Interrogatory No. 16.

- iv. Identify all documents referring or relating to such an agreement or discussions.

RESPONSE: See response to Interrogatory No. 16.

18. If the answer to Interrogatory No. 16 is in the negative, please describe with particularity all reasons, whether technical, financial, or otherwise, why the FCCA member has decided not to enter into an agreement or discussions with a Cable Modem service provider concerning a joint offering or package of services involving the FCCA member's voice service and the Cable Modem service provider's Broadband Service.

RESPONSE: Not applicable.

19. Has any FCCA member at any time entered into an agreement or held any discussions with any DSL service provider and/or wholesale DSL network provider regarding (a) a joint offering or package of services involving the FCCA member's voice service and the DSL service provider's Broadband Service, but not limited to, engaging in line splitting; and/or (b) purchasing a wholesale broadband package for the purpose of creating a retail broadband service offering?

RESPONSE: AT&T has entered into agreements with Covad, MegaPath and New Edge Networks.

20. If the answer to Interrogatory No. 19 is in the affirmative, please:
- i. Identify the DSL service provider with whom the FCCA member has had such an agreement or discussions;

RESPONSE: See response to Interrogatory No. 19.

- ii. State the date when such an agreement was executed or such discussions took place;

RESPONSE: The agreement with Covad was effective September 1, 2002 and amended on January 1, 2003.

- iii. Describe with particularity the nature of such an agreement or discussions including applicable rates, terms, and conditions for (a) a joint offering or package of services involving the FCCA member's voice service and the DSL service provider's Broadband Service and/or (b) a wholesale offering of wholesale broadband package; and

RESPONSE: The agreements and details of those agreements with the above named DSL providers are subject to confidentiality agreements and require the consent of each party to provide such information.

- iv. Identify all documents referring or relating to such an agreement or discussions.

RESPONSE: See the press release regarding the partnership with Covad in response to Requests for Production of Documents 1-4.

- 21. If the answer to Interrogatory No. 19 is in the negative, please describe with particularity all reasons, whether technical, financial, or otherwise, why (a) any FCCA member has not entered into an agreement or discussions with any DSL service provider concerning a joint offering or package of services involving the FCCA member's voice service and the DSL service provider's Broadband Service, including, but not limited to, engaging in line splitting; and/or (b) any FCCA member has not entered into an agreement or discussions with any wholesale DSL service provider.

RESPONSE: Not applicable.

- 22. If you currently provide Broadband Service, do you have any objection to the Public Service Commission in those states in which you provide such service from requiring you to provide Broadband Service to an end user customer irrespective of whether that customer also purchases telecommunications service from you (i.e., requiring you to provide a stand-alone Broadband Service)? If the answer to the foregoing Interrogatory is in the affirmative, describe with particularity all such objections.

RESPONSE: Not applicable.

- 23. If you currently provide DSL Service, do you have any objection to the Public Service Commission in those states in which you provide such service from requiring you to provide DSL Service over the unbundled loops purchased by any and all other ALECs operating in those states? If the answer to the foregoing Interrogatory is in the affirmative, describe with particularity all such objections.

RESPONSE: Not applicable. AT&T does not currently provision DSL service.

- 24. Do you have any objection to BellSouth, or any ALEC, utilizing free of charge the high frequency portion of unbundled loops purchased by you to (a) provision DSL Service to your end user customers; and (b) access the unbundled loop to perform testing, repair, maintenance, and/or troubleshooting? If the answer to the foregoing Interrogatory is in the affirmative, describe with particularity all such objections.

RESPONSE: AT&T has not been approached by BellSouth or other ALECs to utilize the high frequency portion of the loop to provide DSL or to access that portion of the loop to perform testing, repair, maintenance, or troubleshooting. Therefore, in the abstract, AT&T has not made any final policy determinations on question posed. However, as stated by Mr. Bradbury, if pursuant to this FCCA Complaint, the Florida Public Service Commission orders BellSouth to provide FastAccess ® service over the high frequency portion of ALEC UNE-P or UNE-L purchased from BellSouth, AT&T, consistent with the position of FCCA in this proceeding, does not intend to charge BellSouth for that access.

25. Do you have any objection to BellSouth, or any ALEC, taking whatever steps are necessary in order to provision its DSL Service over unbundled loops purchased by you to provision DSL Service to your end user customers? If the answer to the foregoing Interrogatory is in the affirmative, describe with particularity all such objections.

RESPONSE: Subject to the response to Number 24, BellSouth nor any ALEC has made such a request, therefore AT&T has made no determination on the issue.

26. What rates, terms and conditions, if any, do you contend should apply when BellSouth, or any ALEC, uses the high-frequency portion of an unbundled loop purchased by you to provide DSL Service to your end user customers?

RESPONSE: See response to Interrogatory No. 24.

27. If BellSouth, or any ALEC, were to use the high frequency portion of an unbundled loop purchased by you for the purpose of providing DSL Service, would you request compensation for such use of the high frequency portion of that loop?

RESPONSE: See response to Interrogatory No. 24.