

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: PETITION BY VERIZON FLORIDA, INC.  
TO REFORM INTRASTATE NETWORK  
ACCESS AND BASIC LOCAL  
TELECOMMUNICATIONS RATES IN  
ACCORDANCE WITH SECTION 364.164(1),  
FLORIDA STATUTES

---

DOCKET NO. 030867-TL

IN RE: PETITION BY SPRINT-FLORIDA,  
INCORPORATED TO REDUCE INTRASTATE  
SWITCHED NETWORK ACCESS RATES TO  
INTERSTATE PARITY IN A REVENUE  
NEUTRAL MANNER PURSUANT TO  
SECTION 364.164(1), FLORIDA STATUTES

---

DOCKET NO. 030868-TL

IN RE: PETITION FOR IMPLEMENTATION OF  
SECTION 364.164(1), FLORIDA STATUTES, BY  
REBALANCING RATES IN A REVENUE  
NEUTRAL MANNER THROUGH DECREASES  
IN INTRASTATE SWITCHED ACCESS CHARGES  
WITH OFFSETTING RATE ADJUSTMENTS  
FOR BASIC SERVICES, BY BELLSOUTH  
TELECOMMUNICATIONS, INC.

---

DOCKET NO. 030869-TL

IN RE: FLOW-THROUGH OF LEC  
SWITCHED ACCESS REDUCTIONS BY  
IXCs, PURSUANT TO SECTION  
364.163(2), FLORIDA STATUTES

---

DOCKET NO. 030961-TI

Filed: November 19, 2003

**SPRINT COMMUNICATIONS COMPANY, LIMITED PARTNERSHIP'S  
REQUEST FOR CONFIDENTIAL CLASSIFICATION AND PROTECTIVE ORDER  
PURSUANT TO SECTION 364.183(1), FLORIDA STATUTES**

Sprint Communications Company, Limited Partnership (hereinafter, "Sprint LP") 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

DOCUMENT NUMBER-DATE

11687 NOV 19 8

FPSC-COMMISSION OF ENERGY

119, Florida Statutes and issue a protective order reflecting such decision. The information that is the subject of this request is contained in certain documents contained in the Direct Testimony of Emeric W. Kapka and Exhibit EWK-1, attached to that testimony, filed with the Commission on this same date.

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

**1. Highlighted information on page 4, line 19 and page 9, line 9 of the Direct Testimony of Emeric W. Kapka**

**2. Highlighted information in column E, lines 1-3, and column F, lines 1-4, of Exhibit EWK-1.**

2. One unredacted copy of the information has been submitted to the Division of Records and Reporting under seal this same day. The confidential information is identified by gray highlighting. Two redacted copies of the information are attached to this request.

3. The information for which the Request is submitted is trade secret or other highly proprietary competitive or valuable information and thus meets the definition of confidential proprietary business information pursuant to Section 364.183(3), Florida Statutes. Specific justification for confidential treatment is set forth in Attachment "A."

4. Section 364.183(3), 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.
- (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
- (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

5. Furthermore, Section 688.002(4), Florida Statutes is instructive on what constitutes a trade secret and provides that:

- (4) "Trade secret" means information, including a formula, pattern, compilation, program, device, method, technique, or process that:
  - (a) Derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by other persons who can obtain economic value from its disclosure or use;
  - and
  - (b) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

6. The subject information has not been publicly released. Furthermore, release of the information could impair the company's competitive interests.

WHEREFORE, based on the foregoing, Sprint LP respectfully requests that the Commission grant Sprint LP's Request for Confidential Classification, exempt the information from disclosure under Chapter 119, Florida Statutes and issue a protective order, protecting the information from disclosure while it is maintained at the Commission.

RESPECTFULLY SUBMITTED this 19th day of November, 2003.

Charles J. Rehwinkel / ssm

Charles J. Rehwinkel, Esq.

Fla. Bar No. 527599

P.O. Box 2214

Tallahassee, FL 32316-2214

(850) 847-0244 (phone)

(850) 224-0794 (fax)

charles.j.rehwinkel@mail.sprint.com

ATTORNEY FOR SPRINT LP

**ATTACHMENT A**

<b>Document and Page and Line Numbers</b>	<b>Justification for Confidential Treatment</b>
Highlighted information on page 4, line 19 and page 9, line 9 of the Direct Testimony of Emeric W. Kapka	Contains information relating to Sprint LP's competitive interests, the disclosure of which would impair the competitive business of Sprint LP. Section 364.183(3)(e), F.S.
Highlighted information in column E, lines 1-3, and column F, lines 1-4, of Exhibit EWK-1.	Contains information relating to Sprint LP's competitive interests, the disclosure of which would impair the competitive business of Sprint LP. Section 364.183(3)(e), F.S.