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March 19, 2004

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**BY HAND DELIVERY**

Ms. Blanca Bayó, Director  
Commission Clerk and Administrative Services  
Room 110, Easley Building  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Docket No. 030851-TP

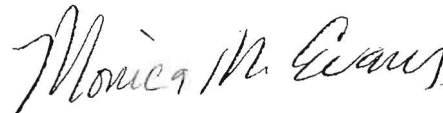
Dear Ms. Bayó:

Enclosed for filing on behalf of MCI WorldCom Communications, Inc. are an original and fifteen copies of MCI WorldCom Communications, Inc.'s Request for Confidential Classification for information contained in its Responses to Staff's Second Set of Interrogatories and Second Request for Production of Documents filed in the above referenced docket.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely yours,



Floyd R. Self

- AUS \_\_\_\_\_
  - CAF \_\_\_\_\_
  - CMP \_\_\_\_\_
  - COM \_\_\_\_\_
  - CTR \_\_\_\_\_
  - ECR \_\_\_\_\_
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  - OPC \_\_\_\_\_
  - MMS \_\_\_\_\_
  - SEC 1
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- FRS/amb  
Enclosures  
cc: Parties of Record  
conf records

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This confidentiality request was filed by or for a "telco" for DN 00181-04. 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.

(for DN 00181-04)  
DOCUMENT NUMBER-DATE

03733 MAR 19 04

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Implementation of requirements arising )  
from Federal Communications Commission ) Docket No. 030851-TP  
triennial UNE review: Local Circuit Switching )  
for Mass Market Customers ) Filed: March 19, 2004  
\_\_\_\_\_)

**MCI'S REQUEST FOR CONFIDENTIAL CLASSIFICATION**

MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc. (hereinafter "MCI"), pursuant to section 364.183, Florida Statutes, and Rule 25-2.006, Florida Administrative Code, requests confidential classification of certain data previously filed in this docket pursuant to a claim for confidentiality. In support of this request MCI hereby states:

1. On January 6, 2004, MCI filed in the above-captioned proceeding its Responses to Staff's Second Set of Interrogatories (8-11) and Second Request for Production of Documents (9). MCI's Responses included Confidential Responses to Interrogatory Numbers 8(b), 8(d), 8(e) and 8(g), all of which contained confidential information that is considered proprietary. When MCI filed its Response, it filed the appropriate corresponding Claim for Confidential Treatment, in accordance with Rule 25-22.006(5) and section 364.183(1), Florida Statutes, regarding Interrogatory Numbers 8(b), 8(d), 8(e) and 8(g).

2. MCI hereby files this Request for Confidential Classification, in accordance with Rule 25-22.006(4), Florida Administrative Code, for its Confidential Responses to Interrogatory Numbers 8(b), 8(d), 8(e) and 8(g). The public and redacted copies required by Rule 25-22.006(4) are not being filed at this time as they were filed with the claim filed on January 6, 2004.

3. The information for which confidential classification is requested reveals confidential and proprietary business information. Specifically, the information includes:

(a) Response to Interrogatories 8(b) and 8(d) identifies the number of DS0s MCI serves from switches that it has provisioned in Florida, and which are connected to loops that are self-provisioned by MCI to one or more end users; this data also includes the switch name and its current software release;

(b) Response to Interrogatory 8(e) identifies the known features that BellSouth (as ILEC) offers at its wire centers that MCI's switches identified in Response to Interrogatories 8(b) and 8(d) are incapable of providing;

(c) Response to Interrogatory 8(g) identifies the anticipated dates of retirement for the switches identified in Response to Interrogatories 8(b) and 8(d).

5. The information contained in these Confidential Attachments provides detailed information about MCI's switches in the Florida market. The information contains specific proprietary information on the number, location, features and anticipated retirement date on its switches. These responses additionally provide insight into MCI's customers and its market share of customers. MCI considers such information to be trade secrets and proprietary, confidential business information which, if disclosed, would be of benefit to competitors and cause harm to MCI and its customers. Such information provides MCI an economic benefit, and is not known or readily ascertainable to other persons. Such information is economically valuable to MCI and its competitors, and MCI treats such information as confidential and maintains many processes and procedures to maintain its secrecy.

6. A trade secret is defined in section 688.002(4), Florida Statutes, the Uniform Secrets Act, to mean:

[I]nformation, including a formula, pattern, compilation, program, devise, method, technique, or process that:

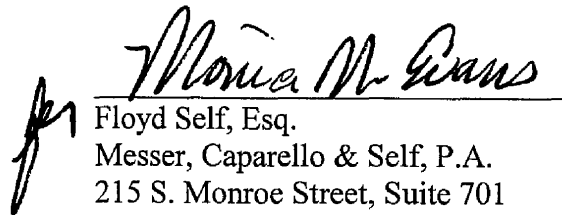
(a) Derives independent economic value, actual or potential, from not being generally known to, and not be readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use; and

(b) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

The information at issue fits plainly in this definition as set forth above. Accordingly, the Commission should grant the request for confidential treatment and find in the information contained in its Confidential Responses to Interrogatory Numbers 8(b), 8(d), 8(e) and 8(g) to be confidential and exempt from section 119.071(1), pursuant to section 364.183(3)(a) and (e).

WHEREFORE, based on the foregoing, MCI respectfully requests that, pursuant to Section 364.183, 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,

  
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WorldCom Communications, Inc.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Hand Delivery (\*) and/or U.S. Mail on this 19<sup>th</sup> day of March, 2004.

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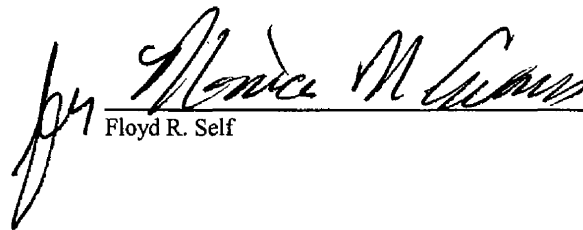
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