

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising)
from Federal Communications Commission)
Triennial UNE Review: Location-Specific Review) Docket No. 030852-TP
for DS1, DS3 and Dark Fiber Loops, and Route-)
Specific Review for DS1, DS3 and Dark Fiber)
Transport.)

AT&T'S REQUEST FOR CONFIDENTIAL TREATMENT

AT&T Communications of the Southern States, LLC ("AT&T"), pursuant to
Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code,
requests confidential treatment of certain data previously filed in these dockets pursuant
to a claim for confidentiality. In support of this request, AT&T hereby states:

1. Pursuant to the procedure established by this Commission in this docket,
AT&T provided responses to discovery propounded by BellSouth and the Commission
Staff for presentation at the hearing which was scheduled to begin on March 1, 2004.
Due to the D.C. Circuit Court decision, the March 1, 2004 hearing was convened and
prefiled testimony as well as all exhibits were admitted into the record. The conduct of
cross-examination and other activities in the proceeding were then held in abeyance.
Portions of those discovery responses entered into the record included information
considered to be and treated as proprietary and confidential. At the time of each filing
(see dates listed in Attachments A and B), AT&T filed the appropriate corresponding
claims for confidentiality as to those portions of its discovery responses pursuant to
Section 364.183(1), Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. During the Commission meeting on March 1, 2004, the discovery
responses that were stipulated into the record contain the information subject to AT&T's

This confidentiality request was filed by or
for a "telco" for DN _____. 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.

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original claims for confidentiality. Pursuant to Rule 25-22.006(8)(b), Florida Administrative Code, AT&T requests that the Commission grant confidential treatment to the information contained in AT&T's discovery responses to BellSouth and Staff as listed in Attachments A and B, respectively. The confidential and redacted copies required by Rule 25-22.006(4) are not being filed at this time as they were filed with the original claims filed.

3. All of the information for which confidential treatment is now being requested is considered to be trade secret and proprietary, confidential business information which, if disclosed, would be of benefit to competitors and cause harm to the company and its customers. Such information provides AT&T an economic benefit, and is not known to or readily ascertainable by other persons or parties. Such information is economically valuable to AT&T and its competitors, and AT&T treats such information as confidential and the company utilizes many processes and procedures to maintain its secrecy. .

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

. . . Information, including a formula, patten, compilation, program, devise, 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 to 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 the informaiton

on identified above to be confidential and exempt from Section 119.071(1), Florida Statutes, pursuant to Section 364.183(3)(a).

RESPECTFULLY SUBMITTED this the 24th day of March 2004.

Tracy Hatch / las
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ATTACHMENT A

**Confidential Discovery Responses to BellSouth
Docket 030852-TP**

Confidential Responses to Discovery	Date Filed
Responses to BellSouth's First Set of Interrogatories: Interrogatory No. 12 – Attachment 12 (entire document)	November 7, 2003
Responses to BellSouth Second Set of Interrogatories: Interrogatory No. 15 – Attachments 15 and 15a (entire document for both)	December 16, 2003
1 st Supplemental Responses to BellSouth Second Set of Interrogatories: Interrogatory No. 15 -- Attachment 1 (entire document)	January 20, 2004
2 nd Supplemental Responses to BellSouth Second Set of Interrogatories: Interrogatory No. 14 -- Attachment 14 (entire document)	February 12, 2004
Responses to BellSouth Third Set of Interrogatories: Interrogatory No. 24 – Attachment (entire document)	February 11, 2004
Responses to BellSouth Fourth Set of Interrogatories: Interrogatory No. 52 – Page 26, Line16-18	March 1, 2004

Attachment B

**Confidential Discovery Responses to Staff
Docket No. 030852-TP**

Responses to Discovery	Date Filed
Responses to Staff TRO Data Request: Page 3, Lines 22-32 Attachments 2, 3, 4, 5, 6, 7 (entire document for each)	December 3, 2003
Responses to Staff First Set of Interrogatories: Interrogatory No. 5-- Attachment 5 (entire document) Interrogatory No. 10-- Attachment 10 (entire document) Interrogatory No. 11-- Attachment 11 (entire document)	January 8, 2003