

ORIGINAL

MCWHIRTER REEVES
ATTORNEYS AT LAW

TAMPA OFFICE
400 NORTH TAMPA STREET, SUITE 2450
TAMPA, FLORIDA 33602-5126
P.O. BOX 3350, TAMPA, FL 33601-3350
(813) 224-0866 (813) 221-1854 FAX

PLEASE REPLY TO:
TALLAHASSEE

TALLAHASSEE OFFICE:
117 SOUTH GADSDEN
TALLAHASSEE, FLORIDA 32301
(850) 222-2525
(850) 222-5606 FAX

August 2, 2004

VIA HAND DELIVERY

Ms. Blanca Bayo
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

RECEIVED-FPSC
AUG -2 PM 3:38
COMMISSION
CLERK

Re: CONFIDENTIAL MATERIALS ENCLOSED
Docket No. 040601-TP

Dear Ms. Bayo:

Attached is a confidential copy of DIECA Communications, Inc., d/b/a Covad Communications Company's Response to BellSouth's Motion for Summary Disposition and Expedited Relief, Response to Motion to Convert, and Response to Petition to Arbitrate.

Exhibit Nos. 1-8 to the Response, which are copied on yellow paper, contain proprietary confidential business information of DIECA Communications, Inc., d/b/a Covad Communications Company (Covad) and BellSouth Telecommunications, Inc. (BellSouth) within the meaning of Section 364.183(1), Florida Statutes.

One copy is enclosed which contains the information for which Covad and BellSouth claim confidentiality. Two redacted copies are also enclosed.

CMP _____
COM _____ If you have any questions, please contact me.

CTR _____
ECR _____ Sincerely,

GCL *Willie Gordon Kaufman*

OPC _____ Vicki Gordon Kaufman

MMS _____
Enclosures

RCA _____
Cc: Meredith Mays

SCR _____ Charles E. Watkins

SEC 1

OTH conf records

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

MCWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, KAUFMAN, & ARNOLD, P.A. 08377 AUG-2 3

FPSC-COMMISSION CLERK