

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Adoption of the National School Lunch )  
Program and an income-based criterion at or )  
below 135% of the Federal Poverty Guidelines )  
as eligibility criteria for the Lifeline and Link-Up )  
programs )  
\_\_\_\_\_ )  
)

Docket No. 040604-TL  
Filed: December 14, 2004

**VERIZON FLORIDA INC.'S REQUEST FOR CONFIDENTIAL CLASSIFICATION AND MOTION FOR PROTECTIVE ORDER**

Under Commission Rule 25-22.006, F.A.C., Verizon Florida Inc. (Verizon) seeks confidential classification and a protective order for certain information contained in the Company's responses to Citizens' First Set of Requests for Production of Documents (Nos. 1,2,3,9,16,19,21,24) in this proceeding.

All of the information for which Verizon seeks confidential treatment falls within Florida Statutes section 364.183(3), which defines "proprietary confidential business information" as:

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.

Florida Statutes section 364.183(3)(a) expressly provide that "trade secrets" fall within the definition of "proprietary confidential business information." Florida Statutes section 364.183(3)(e), further provides that "proprietary confidential business information" includes "information relating to competitive interests, the

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disclosure of which would impair the competitive business of the provider of information."

If competitors were able to acquire this detailed and sensitive information regarding Verizon, they could more easily develop entry and marketing strategies to ensure success in competing with Verizon. This would afford them an unfair advantage while severely jeopardizing Verizon's competitive position. In a competitive business, any knowledge obtained about a competitor can be used to the detriment of the entity to which it pertains, often in ways that cannot be fully anticipated. This unfair advantage skews the operation of the market, to the ultimate detriment of the telecommunications consumer. Accordingly, Verizon respectfully requests that the Commission classify the identified documents as confidential and enter an appropriate protective order.

While a ruling on this request is pending, Verizon understands that the information at issue is exempt from Florida Statutes section 119.07(1) and Staff will accord it the stringent protection from disclosure required by Rule 25-22.006(3)(d).

One highlighted copy of the confidential information is attached to the original of this Request as Exhibit A. Two redacted copies are attached as Exhibit B. A detailed justification of the confidentiality of the information at issue is attached as Exhibit C.

Respectfully submitted on December 14, 2004.

By: Richard A. Chapkis

Richard A. Chapkis  
201 N. Franklin Street (33602)  
P. O. Box 110, FLTC0717  
Tampa, FL 33601  
Tel: 813-483-1256  
Fax: 813-204-8870

Attorney for Verizon Florida Inc.

**EXHIBIT C**

| DOCUMENT  | LINE(S)/COLUMN(S)    | REASON  |
|---|----------------------|---|
| OPC POD 1-VZ 1-1.1 thru 1.12  | All highlighted text | All of this information is competitively sensitive, confidential and proprietary business information that has been confidentially <b>maintained</b> by Verizon. Disclosure of this information would cause harm to Verizon by giving its competitors an unfair advantage in developing, pricing and marketing their services. It would be particularly unfair to disclose this information because similar information about competitive carriers is not made available to the public. |
| OPC POD 2-VZ 2-3.1 thru 3.3   | All highlighted text |   |
| OPC POD 3-VZ 3-1.1 thru 1.3   | All highlighted text |   |
| OPC POD 9-VZ 9-1.1  | All highlighted text |   |
| OPC POD 16-VZ 16-1  | All highlighted text |   |
| OPC POD 19-VZ 19-2.1 thru 2.2   | All highlighted text |   |
| OPC POD 21-VZ 21-1:<br>Page 49<br>Attachment A, page 1 of 7<br>Attachment A, page 3 of 7<br>Attachment A, page 4 of 7 | All highlighted text |   |
| OPC POD 21-VZ 21-2:<br>Exhibit 7, pages 1-15<br>Exhibit 7, Attachment A,<br>pages 1-11                                | All highlighted text |   |
| OPC POD 24-VZ 24-1.1  | All highlighted text |   |
| OPC POD 24-VZ 24-2  | All highlighted text |   |