

Matilda Sanders

**From:** Vicki Gordon Kaufman [vkaufman@movielaw.com]  
**Sent:** Wednesday, March 02, 2005 5:59 PM  
**To:** Filings@psc.state.fl.us  
**Cc:** Jason Rojas; dana.shaffer@vo.com; james.meza@bellsouth.com  
**Subject:** Docket No. 04114 - confidentiality claim  
**Attachments:** Confidentiality claim for Case deposition 03.03.05.pdf

A: Vicki Gordon Kaufman

Movielaw.com; Katz, Raymond & Sheehan, PA

The Perkins House

118 North Gadsden Street

Tallahassee, Florida 32304

850-681-3828

850-681-3788 (Fax)

vkaufman@movielaw.com

B: 04-114-TP, Confidentiality of S. Florida, Inc. Against BellSouth Telecommunications, Inc. for Records Conversion Costs to UNEs and of Extended Processing

C: S. Florida

On behalf of Vicki Gordon Kaufman

D: 2 pages

E: Claim of Confidentiality, D: Case Deposition

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Vicki Gordon Kaufman  
 Movielaw.com; Katz, Raymond & Sheehan, PA  
 The Perkins House  
 118 North Gadsden Street  
 Tallahassee, Florida 32304  
 850-681-3828  
 850-681-3788 (Fax)  
 vkaufman@movielaw.com

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of XO Florida, Inc.  
Against BellSouth Telecommunications,  
Inc. for Refusal to Convert Circuits to  
UNEs and for Expedited Processing

Docket No. 041114-TP

Filed: March 3, 2005

**XO COMMUNICATIONS SERVICES, INC.'S**  
**CLAIM OF CONFIDENTIALITY FOR GARY CASE DEPOSITION**

XO Communications Services, Inc. f/k/a XO Florida, Inc. (XO), pursuant to Section 364.183(1), Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Claim of Confidentiality for the confidential testimony contained in Gary Case's deposition taken on February 17, 2005.

1. On February 17, 2005, the Public Service Commission (Staff) deposed XO witness, Gary Case. A portion of that deposition contained confidential information and was filed with the Commission by the Commission court reporters as a separate document denominated "Confidential."

2. The information in this portion of Mr. Case's deposition contains confidential proprietary business information as defined in Section 364.183, Florida Statutes.

3. Therefore, XO asserts a claim of confidentiality pursuant to this section as to the proprietary information in the confidential portion of Mr. Case's February 17, 2005 deposition.

s/ Vicki Gordon Kaufman

Vicki Gordon Kaufman  
Moyle Flanigan Katz Raymond & Sheehan, PA  
118 North Gadsden Street  
Tallahassee, Florida 32301  
850.681.3828  
vkaufman@moylelaw.com

Attorneys for XO Communications Services, Inc.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing XO Communications Services, Inc.'s Claim of Confidentiality for Gary Case Deposition Exhibit was served on the following by electronic and US Mail this 3<sup>rd</sup> day of March 2005:

Jason Rojas  
Division of Legal Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

James Meza  
C/o Nancy Sims  
BellSouth Telecommunications, Inc.  
150 South Monroe Street, Suite 400  
Tallahassee, Florida 32301

s/Vicki Gordon Kaufman  
Vicki Gordon Kaufman