



Florida Cable Telecommunications Association

Steve Wilkerson, President

Charles F. Dudley, General Counsel

VIA HAND DELIVERY

March 16, 2006

Ms. Blanca S. Bayo, Director
Division of the Commission Clerk
And Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

RE: Docket No. 050119-TP & 050125-TP

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and 15 copies of the Florida Cable Telecommunications Association's Request for Specified Confidential Classification for its Answers to Staff's First Set of Interrogatories (1-5), Interrogatory Nos. 3.a. and 4.a.

Copies of the Request have been served on the parties of record by electronic and U.S. Mail delivery. Please acknowledge receipt of filing of the above by stamping the duplicate copy of this letter and returning the same to me.

Thank you for your assistance in processing this filing. Please contact me with any questions.

Sincerely,

Michael A. Gross
Vice President, Regulatory Affairs &
Regulatory Counsel

Enclosure

cc: All Parties of Record

DOCUMENT NUMBER 044
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FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Request has been served upon the following parties by electronic and U.S. Mail this 16th day of March 2006.

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Michael A. Gross

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**In re: Joint Petition by TDS Telecom
d/b/a TDS Telecom/Quincy Telephone;
ALLTEL Florida, Inc.; Northeast
Florida Telephone Company d/b/a
NEFCOM; GTC, Inc. d/b/a GT Com;
Smart City Telecommunications,
LLC d/b/a Smart City Telecom; ITS
Telecommunications Systems, Inc.;**
and Frontier Communications of the
South, LLC ["Joint Petitioners"] objecting
to and requesting suspension and
cancellation of proposed transit traffic
service tariff filed by BellSouth
Telecommunications, Inc.

Docket No. 050119-TP

**In re: Petition and Complaint for
suspension and cancellation of
Transit Traffic Service Tariff No.
FL2004-284 filed by BellSouth
Telecommunications, Inc., by AT&T
Communications of the Southern
States, LLC**

Docket No. 050125-TP

Filed: March 16, 2006

**FLORIDA CABLE TELECOMMUNICATIONS ASSOCIATION'S
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION**

The Florida Cable Telecommunications Association, Inc. (FCTA), pursuant to Rule 25-22-006, Florida Administrative Code, files this First Request for Confidential Classification and states as follows:

1. On March 16, 2006, the FCTA has filed its Answers and Objections to Staff's First Set of Interrogatories (1-5). The FCTA's Answer to Interrogatory No. 3.a. and 4.a. contains information that is confidential proprietary business information concerning FCTA Members' volume of transit traffic that originates from specified FCTA Members and that transits BellSouth's network for termination by the Small LECs.

2. Because the FCTA's response to Staff's interrogatories contains information that is confidential and proprietary, the FCTA filed, simultaneously with the filing of its Answers and Objections to Staff's First Set of Interrogatories (1-5), a Request for Confidential Classification pursuant to rule 25-22-006(3)(a) and (4)(a)-(e), Florida Administrative Code, in order to allow the Commission to take possession of the answers and objections to interrogatories without delay.

3. Section 364.183, Florida Statutes, provides an exemption from the disclosure requirements of section 119.07, Florida Statutes, when disclosure of confidential business information would "impair the competitive business of the provider of the information." Disclosure of the FCTA's confidential information would harm its competitive interests by placing details of its business operations in the public domain. Accordingly, the information should be exempt from the public disclosure requirements of section 119.07, Florida Statutes. Further, FCTA considers and treats this information as confidential and proprietary.

4. A more specific description of the information provided in Interrogatory Nos. 3.a. and 4.a. is contained in Attachment A.

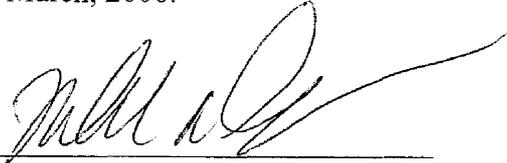
5. Appended hereto as Attachment B are two copies of the Answers to Interrogatory Nos. 3.a. and 4.a. with the confidential classification redacted.

6. Appended hereto as Attachment C is a sealed envelope containing one copy of the Answers to Interrogatory Nos. 3.a. and 4.a. that the FCTA claims is confidential and proprietary.

WHEREFORE, based on the foregoing, the FCTA moves the Commission to enter an order declaring the information described above to be confidential, proprietary business

information that is not subject to public disclosure.

Respectfully submitted this 10th day of March, 2006.

A handwritten signature in black ink, appearing to read 'MAG', written over a horizontal line.

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and Regulatory Counsel
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ATTACHMENT A

**Florida Cable Telecommunications Association
FPSC Docket Nos. 050119-TP and 050125-TP
Request for Confidential Classification**

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**FCTA'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION OF ITS
ANSWERS TO STAFF'S FIRST SET OF INTERROGATORIES (1-5)
INTERROGATORY NOS. 3.a. and 4.a., FILED MARCH 16, 2006 IN FLORIDA
DOCKET NOS. 050119-TP AND 050125 -TP**

Explanation of Proprietary Information

1. This information contains company specific proprietary information that is not publicly available. Specifically, the FCTA's answer to Staff's Interrogatory Nos. 3.a. and 4.a. contains **CONFIDENTIAL** information regarding the volume of transit traffic originated by FCTA Members that transits BellSouth's network for termination by the Small LECs, as well as the internal operating procedures of FCTA Members. This information is considered proprietary by the particular FCTA Members involved. This information is related to the FCTA's ongoing business affairs and operations and could be used by competitors to harm the competitive interests of the FCTA Members involved. Material for which confidential classification is sought is intended to be and is treated as private and confidential and has not been disclosed publicly or otherwise. Section 364.183, Florida Statutes, allows for an exemption from the disclosure requirements of section 119.07, Florida Statutes, when disclosure would "impair the competitive business of the provider of the information." Therefore, the information should be shielded from disclosure pursuant to section 119.07, Florida Statutes and section 24(a), Art. 1 of the State Constitution.

Answer to Interrogatory Nos. 3.a. and 4.a.

<u>Page No.</u>	<u>Interrogatory</u>	<u>Reason</u>
7, 8	3.a. and 4.a.	1

ATTACHMENT B

**Florida Cable Telecommunications Association
FPSC Docket Nos. 050119-TP and 050125-TP
Request for Confidential Classification**

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**FCTA'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION OF ITS
ANSWERS TO STAFF'S FIRST SET OF INTERROGATORIES (1-5)
INTERROGATORY NOS. 3.a. and 4.a., FILED MARCH 16, 2006 IN FLORIDA
DOCKET NOS. 050119-TP AND 050125 -TP**

Two copies of answer to Interrogatory Nos. 3.a. and 4.a. with the
confidential classification redacted

**FCTA'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION OF ITS
ANSWERS TO STAFF'S FIRST SET OF INTERROGATORIES (1-5)
INTERROGATORY NOS. 3.a. and 4.a., FILED MARCH 16, 2006 IN FLORIDA
DOCKET NOS. 050119-TP AND 050125 -TP**

Interrogatory No. 3.a.

Please refer to the rebuttal testimony of FCTA's witness Wood, page 40, lines 4-14:

3.a.

Which FCTA members, if any, originate traffic that transits BellSouth's network for termination by the Small LECs? For each member listed, please identify the volume of transit traffic, expressed in minutes of use per month, for the most recent six months for which data is available?

Answer as to Comcast

Comcast originates traffic that transits BellSouth's network for termination by Small LECs.

[REDACTED]

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Answer as to Cox

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

[REDACTED]

Clearly, the MOU of traffic being terminated by Frontier Communications is currently far less than Cox's threshold of a minimum of [REDACTED] per month to warrant consideration of a direct interconnection with Frontier. It is not economically feasible to interconnect with every carrier. All telecommunications providers rely upon the transit services of the ILEC for this reason until there is sufficient traffic being exchanged between two providers to negotiate interconnection terms and conditions.

Interrogatory No. 4.a.

Do any FCTA members have interconnection agreements with any or all Small LECs specifying the terms and conditions for terminating its transit traffic? If so, what are those terms and conditions, and what is the FPSC docket number or order number approving that agreement? If not, why not?

4.a.

Cox Florida Telecom, L. P. ("Cox") provides telecommunications services in the Gainesville/Ocala area where BellSouth, Sprint, and AllTel also provide telecommunications services. Cox has interconnection agreements with all three companies.

AllTel Communications meets the Commission's definition of a Small LEC. The interconnection agreement between Cox and AllTel was approved by the Commission in Docket No. 050280-TP. The interconnection agreement does not provide for transit service by either party. (Attachment 12, Paragraph 4.0)

Cox does not originate telecommunications traffic in any other Small LEC's territory. In the Pensacola/Fort Walton Beach areas, a portion of Escambia County, served by Frontier Communications of the South, Inc. ("Frontier"), is included in the local calling area of Cox. However, Cox does not originate telecommunications services in Frontier's territory. Therefore, Cox relies upon the transit services of BellSouth to complete local calls to Frontier customers. As discussed in Cox's response to 3a, it is not yet economically feasible for Cox to seek interconnection with Frontier. As Cox's telephone operations grow and the MOU of transit traffic terminated to Frontier increases beyond [REDACTED] per month, Cox will re-examine whether it is feasible to interconnection with the Small LEC.

ATTACHMENT C

**Florida Cable Telecommunications Association
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Request for Confidential Classification
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**FCTA'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION OF ITS
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