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Public Service Commission

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-M-E-M-O-R-A-N-D-U-M- COMMISSION CLERK

**DATE:** February 5, 2007

**TO:** Patrick Wiggins, Attorney Supervisor, Office of the General Counsel  
Jason Fudge, Senior Attorney, Office of the General Counsel

**FROM:** Dale R. Buys, Regulatory Analyst III, Division of Competitive Markets & Enforcement *DRB*

**RE:** **Treviso Bay Development, LLC's Request for Confidential Classification and Treatment in Docket No. 060763-TL;** Petition by Embarq Florida, Inc. under section 364.025(6)(d), Florida Statutes, for relief from its carrier of last resort obligations. *MB*

On January 30, 2007, Treviso Bay Development, LLC (Treviso Bay) filed its request pursuant to Rule 25-22.006, F.A.C., and Section 364.183(1), Florida Statutes, for confidential classification and treatment of certain information contained in **FPSC Document Number 00955-07** which consists of certain documents that are being furnished to the parties in this docket as part of Treviso Bay's responses to Commission Staff's first set of interrogatories and first request for production of documents.

Treviso Bay claims the information includes, 1) proprietary agreements negotiated between Treviso Bay and Devcon Security Services for which the disclosure of would be adverse to the competitive business interests of Treviso Bay and Devcon Security Services, 2) Treviso Bay's projected construction schedule, the disclosure of which would be adverse to Treviso Bay's competitive business interests, and 3) certain economic terms of a proposal preferred to Treviso Bay by Sprint and terms for potential marketing agreements with Embarq/Sprint that the disclosure of which would be adverse to Embarq's competitive business interests.

**CMP** \_\_\_\_\_ Treviso Bay and Embarq have entered into a confidentiality agreement whereby the parties share pertinent confidential information for the purposes of discovery in this docket.

**COM** \_\_\_\_\_ Wherein either party's response to an interrogatory or a request for production of documents

**CTR** \_\_\_\_\_ contains proprietary information concerning the other party, the responding party is obligated to

**ECR** \_\_\_\_\_ request that the information be treated as confidential.

**GCL** \_\_\_\_\_ Upon review of the information contained in the document, technical staff concurs with

**OPC** \_\_\_\_\_ Treviso Bay that the information meets the requirements for confidential classification pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006(5), F.A.C., and as such, the information

**RCA** \_\_\_\_\_ should be treated as confidential.

**SCR** \_\_\_\_\_

**SGA** \_\_\_\_\_

**SEC** \_\_\_\_\_ cc: Della Fordham  
Blanca Bayo

**JTH** *Marquerite*

DOCUMENT NUMBER-DATE

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