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April 10, 2013

CONFIDENTIAL DOCUMENTS ENCLOSED

VIA HAND DELIVERY

Ms. Ann Cole, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

claim of confidentiality
 notice of intent
 request for confidentiality
 filed by OPC

For DN 01850-13, which
is in locked storage. You must be
authorized to view this DN.-CLK

RECEIVED-FPSC
13 APR 10 AM 11:10
COMMISSION
CLERK

130000-0T

Re: **CLAIM OF CONFIDENTIALITY:**
Northeast Florida Telephone Company's Response to 2013 Local Competition Report
Data Request

Dear Ms. Cole:

Pursuant to Section 364.183(1), Florida Statutes, and Rule 25-22.006(5)(a), Florida Administrative Code, Northeast Florida Telephone Company ("Northeast Florida") hereby claims confidential treatment for certain portions of its Response to the 2013 Local Competition Report Data Request.

Enclosed herewith are the following attachments:

- (1) Attachment "A" - two copies of Northeast Florida's Response with the specific information claimed to be confidential redacted; and
- (2) Attachment "B" - a sealed envelope marked "CONFIDENTIAL" containing:
 - (a) Northeast Florida's complete unedited Response in electronic format; and
 - (b) Northeast Florida's Response with the specific information claimed to be confidential highlighted in yellow

COM _____
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DOCUMENT NUMBER-DATE

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Northeast Florida asserts that the portions of its Response described below contain proprietary confidential business information regarding the business plans of both Northeast Florida and its affiliate, NEFCOM Communications. The services addressed in the Response are local services and advanced services. Northeast Florida and its affiliate, NEFCOM Communications, are currently experiencing competition from other service providers with respect to such services within Northeast Florida's service territory.

Pursuant to Section 364.183(1), Florida Statutes, upon the filing of Northeast Florida's claim that such information is proprietary confidential business information, such information shall be kept confidential and shall be exempt from Section 119.07(1) and Section 24(a), Art. I of the State Constitution. The specific portions of the Response Northeast Florida claims as proprietary confidential business information are as follows:

1. Question Nos. 5-7 – VoIP: Disclosure of Northeast Florida's response to this item would provide Northeast Florida's competitors with proprietary confidential information regarding Northeast Florida's involvement in the highly competitive market of the provision of VoIP. This type of proprietary confidential business information is not made public under any other circumstances.
2. Question Nos. 8-13: - Broadband: Disclosure of Northeast Florida's response to this item would provide Northeast Florida's competitors with proprietary confidential business information regarding Northeast Florida's involvement in the market for broadband services within Northeast Florida's service territory. This type of proprietary confidential business information is not made public under any other circumstances.
3. Question Nos. 14-16 – Fiber Deployment: Disclosure of Northeast Florida's response to this item would provide Northeast Florida's competitors with proprietary confidential business information regarding Northeast Florida's involvement in the market for fiber deployment within Northeast Florida's service territory. This type of proprietary confidential business information is not made public under any other circumstances.
4. Question No. 17 – Video Services: Disclosure of Northeast Florida's response to this item would provide Northeast Florida's competitors with proprietary confidential business information regarding Northeast Florida's involvement in the market for video services within Northeast Florida's service territory. This type of proprietary confidential business information is not made public under any other circumstances.
5. FCC Form 477: Northeast Florida's responses to FCC Form 477 contains proprietary confidential information that is treated as confidential by the FCC and should be treated as confidential by the Florida Public Service Commission.

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A copy of this letter, along with a public copy of Northeast Florida's Response have been hand delivered to Beth Salak, Division of Competitive Markets & Enforcement, concurrent with this filing.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me. Thank you for your assistance with this filing.

Sincerely,



Martin P. McDonnell

Enclosures

cc: Ms. Beth Salak