

## BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Citizens of the State )	DOCKET NO. 890190-TL
of Florida to investigate SOUTHERN BELL )	
TELEPHONE AND TELEGRAPH COMPANY'S cost )	ORDER NO. 24457
allocation procedures )	
_____ )	ISSUED: 05/01/91

ORDER GRANTING SOUTHERN BELL TELEPHONE AND  
TELEGRAPH COMPANY'S REQUEST FOR CONFIDENTIAL TREATMENT  
OF PORTIONS OF DOCUMENT NO. 3838-91 (3774-91)

On April 18, 1991, Southern Bell Telephone and Telegraph Company (the Company) filed its Request for Confidential Classification and Motion for Permanent Protective Order of Information Requested by Audit Staff on April 18, 1991. The Request involves workpapers for the Cost Allocation Manual Audit, Supplemental Audit Report which was issued on April 18, 1991. This Report has been referred to incorrectly as having been issued on April 15, 1991. The Company filed an Intent to Request Confidentiality when it produced the materials. The material was assigned a Document Number at that time and another Document Number when the Company filed the instant Request. Thus, the same material is listed as both Document Number 3838-91 and 3774-91; this Order resolves the issue for both Document Numbers.

The request is for confidentiality for only certain portions of the document. Those specific portions relate only to employee social security numbers, competitive interests or unregulated operations. With respect to social security numbers, the Company asserts that such information is unrelated to the employees' compensation, duties, qualifications or responsibilities and thus is exempt from the Open Records Act and entitled to confidential treatment under Section 364.183, Florida Statutes. The Company contends that another portion of the material for which confidential treatment is requested relates to competitive interests or unregulated operations, the disclosure of which would impair the competitive business or unregulated operations of the Company. Upon review of the materials at issue, and the Company's pleading, we accept the Company's arguments and grant its Request in full.

Based on the foregoing, it is

ORDERED by Commissioner Gerald L. Gunter, as Prehearing Officer, that pursuant to Rule 25-22.006, Florida Administrative Code and Section 364.183, Florida Statutes, the Company's Request for the confidential Treatment of certain data contained in Document Number 3838-91, also numbered 3774-91, is granted in full.

DOCUMENT NUMBER-DATE

04247 MAY -1 1991

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By ORDER of Commissioner Gerald L. Gunter, as Prehearing Officer, this 1st day of MAY, 1991.

  
GERALD L. GUNTER, Commissioner  
as Prehearing Officer

( S E A L )

CWM

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: 1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; 2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or 3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or sewer utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural

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or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.