

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Resolution by Manatee ) DOCKET NO. 920654-TL  
County Board of Commissioners ) ORDER NO. PSC-93-0176-CFO-TL  
requesting extended area ) ISSUED: 2/4/93  
service between the Palmetto )  
exchange and the Sarasota )  
exchange. )  
\_\_\_\_\_)

ORDER GRANTING REQUEST FOR SPECIFIED CONFIDENTIAL  
CLASSIFICATION OF DOCUMENT NO. 13724-92

By Resolution No. 92-138, the Board of County Commissioners of Manatee County (County) requested that we consider implementing extended area service (EAS) between the Palmetto exchange and the Sarasota exchange. In order to fully evaluate the propriety of the County's request, by Order No. PSC-92-0857-PCO-TL we directed GTE Florida Incorporated (GTEFL) to perform certain traffic studies. On November 23, 1992, GTEFL filed the traffic studies, along with a Request for Confidential Classification and Motion for Protective Order (Request) of certain portions of the traffic study data, as identified in Appendix "A" to this Order. The Request has not been opposed by any party to this proceeding.

The information for which GTEFL has requested specified confidential classification consists of detailed statistics of the number of messages, minutes, and revenues for the Sarasota-Palmetto intraLATA toll route. According to GTEFL, with the advent of intraLATA toll competition as of January, 1992, such data, if disclosed, would give other providers an unfair competitive advantage, in that they would be able to determine the most profitable toll routes and tailor their facilities expansion and marketing efforts accordingly. GTEFL argues that the resulting decrease in toll revenues would ultimately work to the detriment of its ratepayers.

Upon review, I find that the data identified in Appendix "A" to this Order is proprietary confidential business information pursuant to Section 364.183, Florida Statutes. As such, it shall be kept confidential and shall be exempt from Section 119.07(1), Florida Statutes.

Based on the foregoing, it is

ORDERED by Commissioner Thomas M. Beard, as Prehearing Officer, that GTE Florida Incorporated's Request for Confidential Classification of the information identified in Appendix "A" to this Order is hereby granted pursuant to Rule 25-22.006, Florida

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Administrative Code, and Section 364.183, Florida Statutes, for the reasons set forth herein. It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, the confidentiality granted to Document No. 13724-92 shall expire eighteen (18) months from the date of issuance of this Order in the absence of a renewed request for confidentiality pursuant to Section 364.183. It is further

ORDERED that this Order will be the only notification by the Commission to the parties concerning the expiration of the confidentiality time period.

By ORDER of Commissioner Thomas M. Beard, as Prehearing Officer, this 4th day of February, 1993.



THOMAS M. BEARD, Commissioner  
and Prehearing Officer

( S E A L )

ABG/RJP

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 wastewater 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 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.

APPENDIX "A"

INDEX OF CONFIDENTIAL INFORMATION  
CONTAINED IN DOCUMENT NO. 13724-92

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