

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for expanded) DOCKET NO. 921074-TP
interconnection for alternate) ORDER NO. PSC-94-0137-CFO-TP
access vendors within local) ISSUED: February 3, 1994
exchange company central offices)
by INTERMEDIA COMMUNICATIONS OF)
FLORIDA, INC.)
_____)

ORDER GRANTING CONFIDENTIAL TREATMENT TO DOCUMENT NOS. 09341-93
(Hearing Exhibit 15), 09471-93 (Hearing Exhibit 38),
09468-93 (Hearing Exhibit 32)

CENDEL, GTEFL and United Telephone Company (collectively, "the Companies") have filed requests for confidential treatment of specific material provided in response to our staff's interrogatories in Phase I of this Proceeding. The responses have been included as Hearing Exhibits. The information contained in the responses involves central office specific data which the Companies assert is in specific enough detail to allow competitors to identify the most lucrative markets for private line and access services and then tailor marketing and construction plans accordingly. The Companies contend that disclosure would cause competitive harm; they ask that the material be held to be confidential pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes.

GTEFL identifies the confidential material contained in Document No. 9341-93 (Hearing Exhibit 15) as columns C, D, and E, lines 1-90 of attachment C to Interrogatory Number 64.

CENDEL identifies the material contained in Document No. 9471-93 (Hearing Exhibit 38) as page 1, lines 1-48, columns PL/SA of its response to Interrogatory Number 63.

United Telephone Company identifies the confidential material contained in Document No. 9468-93 (Hearing Exhibit 32) as page 1, lines 1-49, columns PL/SA and page 2, lines 1-43, columns PL/SA of its response to Interrogatory Number 63.

Upon review, I find that disclosure of the aforementioned material would cause competitive harm to the companies and their ratepayers. Thus, the material is entitled to confidential treatment pursuant to Section 364.183, Florida Statutes and Rule 25-22.006, Florida Administrative Code.

DOCUMENT NUMBER-DATE

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Therefore, it is

ORDERED by Chairman J. Terry Deason that Document Nos. 09341-93 (Hearing Exhibit 15), 09471-93 (Hearing Exhibit 38), 09468-93 (Hearing Exhibit 32) are proprietary confidential business information pursuant to Section 364.183, Florida Statutes and Rule 25-22.006, Florida Administrative Code.
It is further

ORDERED that, pursuant to the aforementioned authorities, any confidentiality granted to the documents specified herein 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 Chairman J. Terry Deason, as Prehearing Officer, this 3rd day of February, 1994.



J. TERRY DEASON, Chairman and
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 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.