

MEMORANDUM

January 7, 1998

RECEIVED

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1:55
FPSC - Records/Reporting

TO: DIVISION OF RECORDS AND REPORTING

FROM: DIVISION OF LEGAL SERVICES (B. KEATING) *BK*

RE: DOCKET NO. 921074-TP - PETITION OF INTERMEDIA COMMUNICATIONS OF FLORIDA, INC. FOR EXPANDED INTERCONNECTION FOR AAVS WITHIN LEC CENTRAL OFFICES

PSC - 98 - 0055 - CFO - TP

Attached is an ORDER GRANTING GTE FLORIDA INCORPORATED'S REQUEST FOR CONFIDENTIAL TREATMENT AND MOTION FOR PROTECTIVE ORDER OF DOCUMENT NO. 08538-95 to be issued in the above-referenced docket. (Number of pages in Order - 26)

BK/anr
Attachment
cc: Division of Communications
I: 921074g2.bk

boxed 24/2
mailed
RAB

MUST GO TODAY

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for expanded interconnection for alternate access vendors within local exchange company central offices by INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.

DOCKET NO. 921074-TP
ORDER NO. PSC-98-0055-CFO-TP
ISSUED: January 8, 1998

ORDER GRANTING GTE FLORIDA INCORPORATED'S REQUEST FOR CONFIDENTIAL TREATMENT AND MOTIONS FOR PROTECTIVE ORDER OF DOCUMENT NOS. 08538-95, 11325-95, AND 12050-95

On October 16, 1992, Intermedia Communications of Florida, Inc. (Intermedia or ICI) filed a petition seeking authorization for Alternative Access Vendors (AAVs) to provide certain services through collocation arrangements in local exchange company (LEC) central offices. In order to address Intermedia's petition, broader questions regarding private line and special access expanded interconnection had to be resolved. In Phase I of this proceeding we addressed expanded interconnection for special access and private line. Phase II was devoted to expanded interconnection for switched access.

On August 31, 1995, GTE Florida Incorporated (GTEFL) filed a request for confidential classification and motion for permanent protective order of certain information in its zone density tariffs and supporting information filed in response to Commission Orders Nos. PSC-95-0034-FOF-TP and PSC-95-0680-FOF-TP and identified in Document No. 08538-95. On November 15, 1995, GTEFL submitted new pages 14-16 of its response to Commission orders, Document No. 11325-95. On December 1, 1995, GTEFL filed a revised page 6 of the same information, Document No. 12050-95. As stated in GTEFL's November 15, 1995, filing, the request for confidential treatment filed August 31, 1995, pertains to the same lines and columns in the revised filings.

Florida law presumes that documents submitted to governmental agencies shall be public records. The only exceptions to this presumption are the specific statutory exemptions provided in the law and exemptions granted by governmental agencies pursuant to the specific terms of a statutory provision. This presumption is based on the concept that government should operate in the "sunshine."

DOCUMENT NUMBER-DATE
00403 JAN-82
FPSC-RECORDS/REPORTING

Rule 25-22.006(4)(c), Florida Administrative Code, provides that it is the Company's burden to demonstrate that the documents fall into one of the statutory examples set out in Section 364.183, Florida Statutes, or to demonstrate that the information is proprietary confidential information, the disclosure of which will cause the Company or its ratepayers harm.

Specifically, GTEFL seeks confidential treatment of information in Document No. 08538-95 as set forth in the following table:

Page	Line	Column	Reason
Exhibit A (Map)	N/A	N/A	GTE Customer Locations
6	2-9	E	Entrance Facilities LRIC
6	11-18	E	Direct Trunked Transport LRIC
6	21-23	E	Tandem Switched Transport LRIC
7	1-3	B	Transport termination LRIC per MOU (with setup and MOU factors)
7	4-6	B	Transport facility LRIC per MOU (with setup and MOU/mile factors)
7	7-9	B	Tandem switching LRIC per MOU (with setup and MOU factors)

Page	Line	Column	Reason
8	27, 29	B	Switched transport termination setup cost subtotal and tax
8	30	B	Switched trans. Term. Setup total cost
8	14-16	D	Switched trans. Term setup equipment investment by USOA account
8	18	D	Total switched trans. Term. Setup investment by USOA account
8	19-24	D	Switched trans. Term. Setup expenses by USOA account
8	25	D	Switched trans. Term. Setup total unit cost by USOA account
8	1-3	H	Switched trans. Term. Setup equip. Investment by USOA account

Page	Line	Column	Reason
8	5	H	Switched trans. Term. Setup investment total by USOA account
8	6-11	H	Switched trans. Term. Setup expenses by USOA account
8	12	H	Total switched trans. term setup expenses by USOA account
8	14	L	Switched trans. Term. Equip. Investment total
8	16	L	Switched trans. Term. Equip. Engr. & install.
9	27, 29	B	Switched trans. Term MOU cost subtotal and tax by USOA account
9	30	B	Switched trans. Term. MOU total cost by USOA account

Page	Line	Column	Reason
9	14-16	D	Switched trans. Term. MOU invest. By USOA account
9	18	D	Total switched trans. Term. MOU invest. By USOA account
9	19-24	D	Total switched trans. Term. MOU expenses by USOA account
9	25	D	Total switched trans. Term. MOU unit cost
9	1-3	H	Switched trans. Term. MOU equip. Invest. by USOA account
9	5	H	Switched trans. Term. MOU equip. Total by USOA account
9	6-11	H	Switched trans. Term. MOU expenses by USOA account
9	12	H	Switched trans. Term. MOU total cost by USOA account

Page	Line	Column	Reason
9	14	L	Switched trans. Term. MOU equip. Invest. Total by USOA account
9	16	L	Switched trans. Term. MOU engr. & install total by USOA account
10	27-29	B	Transport setup mile unit costs and tax by USOA account
10	30	B	Trans. Setup mile total costs by USOA account
10	14-16	D	Trans. Setup mile equip. Invest. By USOA account
10	18	D	Trans. Setup mile equip. Invest. Total by USOA account
10	25	D	Trans. Setup mile. Total unit cost by USOA account
10	5	H	Trans. Setup mile total invest. By USOA account

Page	Line	Column	Reason
10	14	L	Trans. Setup mile equip. Invest. Total by USOA account
10	16	L	Trans. Setup mile engr. & install total by USOA account
11	27	B	Trans. MOU/mile cost subtotals and tax by USOA account
11	30	B	Trans. MOU/mile cost total by USOA account
11	1-3	H	Trans. MOU/mile material loadings, engr. & install. By USOA account
11	5	H	Trans. MOU/mile total investment by USOA account
11	9	H	Trans. MOU/mile maint./repair expenses by USOA account

Page	Line	Column	Reason
11	12	H	Trans. MOU/mile total unit cost by USOA account
11	14	L	Trans. MOU/mile equip. Invest. Total by USOA account
11	16	L	Trans. MOU/mile engr. & install by USOA account
12	27-29	B	Tandem setup cost subtotals and tax by USOA account
12	30	B	Tandem setup total cost by USOA account
12	1, 4	B	Tandem setup equip. Invest. By USOA account
12	5	B	Tandem setup equip. Invest. Total by USOA account
12	6-11	B	Tandem setup expenses by USOA account
12	12	B	Tandem setup total unit cost by USOA account

Page	Line	Column	Reason
12	14	L	Tandem setup total equip. Invest. Cost by USOA account
13	27, 29	B	Tandem MOU cost subtotals and tax by USOA account
13	30	B	Tandem MOU total cost by USOA account
13	1,4	B	Tandem MOU equip. Invest. By USOA account
13	5	B	Tandem MOU total invest. By USOA account
13	6-11	B	Tandem MOU annual operating expenses by USOA account
13	12	B	Tandem MOU total unit cost by USOA account
13	14	L	Tandem MOU equip. Invest. Total by USOA account

Page	Line	Column	Reason
14	1-3	A	Dedicated access line 2-wire cost components and total
14	4-6	A	Dedicated transport 2-wire cost components
14	7-8	B-D	Network access basic level cost weighting factors
15	1-3	A	Dedicated access line 4-wire cost components and total
15	4-6	A	Dedicated transport 4-wire cost components and total
15	7-8	B-D	Network access basic level cost weighting factors
16	1-3	A	Entrance facility distrib. By density
16	1-3	B	Entrance facility LRIC by density

Page	Line	Column	Reason
16	1-4	C	Weighted LRIC and network access channel basic level
16	6	C	Weighted LRIC net. Access channel less monthly NRC
16	1-3	D	Entrance facility LRIC by density
16	4	E	Weighted LRIC, network access channel basic level less monthly NRC
16	6	E	Weighted LRIC, network access channel basic level less monthly NRC
17	1-14	A, E, I	Percent distrib. Among KF bands of types of voice-grade private lines
17	1-13	B, F, J	Costs for types of voice-grade private lines by KF band
17	1-16	C, G, K	Weighted cost of types of voice-grade private lines by KF band

Page	Line	Column	Reason
17	17-18	A, E, I	Average percent distrib. Of types of voice-grade private lines less than 12 KF and avg. Loop length
18	1-14	A, E, I	Percent distrib. Among KF bands of types of voice-grade private lines
18	1-13	B, F, J	Costs for types of voice-grade private lines by KF band
18	1-17	C, G, K	Weighted cost of types of voice-grade private lines by KF band
18	17-18	A, E, I	Average percent distrib. Of types of voice-grade private lines less than 12 KF and avg. Loop length
19	1-5	B	NACC BL 2-wire equip. Invest. By USOA account

Page	Line	Column	Reason
19	6-11	B	NACC BL 2-wire annual operating expenses by USOA account
19	12-13	B	NACC BL 2-wire total annual costs and monthly cost by USOA account
19	27, 30	B	NACC BL 2-wire monthly subtotal and total cost
19	14	L	NACC BL. 2-wire equip. Invest. By USOA account
19	16	L	NACC BL 2-wire engr. & install. By USOA account
20	1-5	B	NACC BL 4-wire equip. Invest. By USOA account
20	6-11	B	NACC BL 4-wire annual operating expenses by USOA account
20	12-13	B	NACC BL 4-wire total annual and monthly cost by USOA account

Page	Line	Column	Reason
20	27, 30	B	NACC BL 4-wire subtotal and total cost
20	14	L	NACC BL 4-wire equip. Invest. By USOA account
20	16	L	NACC BL 4-wire engr. & install. By USOA account
21	1, 4-5	B	MDF & protector equip. Invest. By USOA account
21	6-11	B	MDF & protector annual operating expenses by USOA account
21	12-13	B	MDF & protector total annual costs and monthly cost by USOA account
21	27, 29-30	B	MDF & protector monthly costs, tax, and total cost

Page	Line	Column	Reason
21	14	L	MDF & protector equip. Invest. By USOA account
22	27, 29-30	B	MTF repeater monthly costs, tax, and total cost
22	1-3, 5	D	MTF repeater equip. Invest. By USOA account
22	6-11	D	MTF repeater annual operating expenses by USOA account
22	12, 13	D	MTF repeater total annual and monthly cost by USOA account
22	14	L	MTF repeater equip. Invest. By USOA account
22	16	L	MTF repeater engr. & install. Cost by USOA account
22	3-5, 8-10, 13-15	A	Termination cost by type of facility

Page	Line	Column	Reason
22	3-5, 8-10, 13-15	B	Number of systems by facility
23	3-5A, 8-10A, 13-16	C	Capacity by type of facility
23	3-5A, 8-10A 13-16	D	System percent by facility size
23	3-5A, 8-10A, 13-16	E	Weighted term. Cost by facility
23	3-5, 8-10, 13-16	F	Transport/mile by facility type
23	3-5A, 8-10A, 13-16	G	Weighted cost/mile by facility type
23	5A, 10A, 16	H	Cost/air mile by facility type
24	1-3	A	Dedicated access line access channel costs and total
24	4-5	A	Dedicated transport costs per mile and per end
24	6-8	B-D	Cost weighting factors
25	1-3	B	DS1 SAL monthly costs

Page	Line	Column	Reason
25	5	B	DS1 SAL incremental monthly cost total
25	8	B	DS1 SAL incremental monthly cost per unit
25	20	B	DS1 SAL monthly recurring charge per unit
26	37-44	A	DS1 SAL LAPP model input factors
26	2-52	B	DS1 SAL monthly total cost breakdown
26	2-48	D	DS1 SAL monthly OSP cost breakdown
26	2-48	E	DS1 SAL monthly circuit equip. Cost breakdown
27	1-3	B	DS1 SAL monthly costs
27	5	B	DS1 SAL total incremental monthly cost
27	8	B	DS1 SAL incremental monthly cost per unit

Page	Line	Column	Reason
27	20	B	DS1 SAL monthly recurring charge per unit
28	37-44	A	DS1 SAL LAPP model input factors
28	2-52	B	DS1 SAL monthly total cost breakdown
28	2-48	D	DS1 SAL monthly OSP cost breakdown
28	2-48	E	DS1 SAL monthly circuit equip. Cost breakdown
28	27, 29, 30	B	NACC DS1 monthly cost subtotal, tax, and total cost
29	1-3, 5	D	NACC DS1 equip. Invest. And total by USOA account
29	6-11	D	NACC DS1 annual operating expenses by USOA account
29	12-13	D	NACC DS1 total annual and monthly costs by USOA account

Page	Line	Column	Reason
29	14	L	NACC DS1 equip. Invest. By USOA account
29	16	L	NACC DS1 engr. & install. By USOA account
30	3-5, 8-10, 13-15	A	Term. Cost per facility type
30	3-5, 8-10, 13-15	B	Number of systems per facility type
30	3-5A, 8-10A, 13-16	C	Capacity by type of facility
30	3-5A, 8-10A, 13-16	D	Percent of systems by facility type
30	3-5A, 8-10A, 13-16	E	Weighted term. Cost by facility type
30	3-5, 8-10, 13-15	F	Transport/mile by facility type
30	3-5A, 8-10A, 13-16	G	Weighted cost/mile by facility type
30	5A, 10A, 16	H	Cost/air mile by facility type
31	1-3	A	DS3 access line network access channel costs and total

Page	Line	Column	Reason
31	4-5	A	DS3 transport facility and termination per end costs
32	1-3	B	DS3 SAL monthly costs
32	5	B	DS3 SAL total incremental monthly cost
32	8	B	DS3 SAL incremental monthly cost per unit
32	20	B	DS3 SAL monthly recurring charge per unit
33	37-44	A	DS3 SAL LAPP model input factors
33	2-52	B	DS3 SAL total monthly cost breakdown
33	2-48	D	DS3 SAL monthly OSP cost breakdown
33	2-48	E	DS3 SAL monthly circuit equip. cost breakdown
34	27, 29-30	B	NACC DS3 monthly costs, tax, and total cost by USOA acct.

Page	Line	Column	Reason
34	1-3, 5	F	NACC DS3 equip. invest. by USOA account
34	6-11	F	NACC DS3 annual operating expenses by USOA account
34	12-13	F	NACC DS3 total annual and monthly costs by USOA account
34	14	L	NACC DS3 equip. invest. by USOA account
34	16	L	NACC DS3 engr. & install. by USOA account
35	3-5, 8-10, 13-15	A	Termination costs by facility type
35	3-5, 8-10, 13-15	B	Number of systems by facility type
35	3-5A, 8-10A, 13-16	C	Capacity by type of facility
35	3-5A, 8-10A, 13-16	D	Percent of systems by facility type
35	3-5A, 8-10A, 13-16	E	Weighted term. cost by facility type

Page	Line	Column	Reason
35	3-5, 8010, 13-15	F	Transport/mile cost by facility type
35	3-5A, 8-10A, 13-16	G	Weighted cost/mile by facility type
35	5A, 10A, 16	H	Cost/air mile by facility type
36	1	A	DS1 to voice-grade multiplexing cost
37	1-3	B	DS1 - VG Mux monthly costs
37	5	B	DS1 - VG Mux total incremental monthly cost
37	8	B	DS1 - VG MUX incremental monthly cost per unit
37	20	B	DS1 - VG MUX monthly recurring charge per unit
38	37-44	A	DS1 - VG Mux LAPP model input factors
38	2-52	B	DS1 - VG Mux monthly cost breakdown

Page	Line	Column	Reason
38	2-48	E	DS1 - VG Mux monthly circuit equip. breakdown
39	1	A	DS3-DS1 Mux cost
40	1-3	B	DS3-DS1 Mux monthly costs
40	5	B	DS3-DS1 Mux incremental monthly cost total
40	8	B	DS3-DS1 Mux incremental monthly cost per unit
40	20	B	DS3-DS1 Mux monthly recurring charge per unit
41	37-44	A	DS3-DS1 Mux LAPP model input factors
41	2-52	B	DS3-DS1 Mux monthly cost breakdown
41	2-48	E	DS3-DS1 Mux monthly circuit equip. breakdown

GTEFL asserts that if the map information is disclosed, competitors will have an advantage in marketing their own services, and will be able to determine which of GTEFL's customers are the most lucrative.

ORDER NO. PSC-98-0055-CFO-TP
DOCKET NO. 921074-TP
PAGE 24

GTEFL also asserts that the cost studies provide long-run incremental costs of all components of transport service, investment, expenses, and total cost by USOA account number, special and dedicated transport cost breakdown, costs per loop length, respective costs per DS-3, DS-1, and DS-0, and incremental monthly costs of assets and expenses for transport elements. GTEFL states that if the cost study information is disclosed, competitors would be able to determine GTEFL's profit margins and prices. GTEFL asserts that competitors would then be able to devise marketing, entry and expansion strategies aimed specifically at GTEFL. In addition, GTEFL asserts that release of this information would also make it difficult for GTEFL to obtain favorable prices from its vendors.

GTEFL argues that release of any this information could, in the new competitive environment, give GTEFL's competitors an advantage that would be decisive and would be detrimental to GTEFL's customers.

Upon review, the material is found to be proprietary business information in accordance with Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. Disclosure of this information would impair GTEFL's ability to compete. As such, it shall be granted confidential treatment and shall not be subject to discovery in this docket.

Based on the foregoing, it is therefore

ORDERED by Commissioner J. Terry Deason, as Prehearing Officer, that GTE Florida Incorporated's August 31, 1995, Request for Confidential Classification and Motion for Protective Order of Document No. 08538-95, revised Document Nos. 11325-95, and 12050-95, is granted to the extent set forth in the body of this Order. It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, any confidentiality granted to the material specified herein shall expire eighteen (18) months from the date of the issuance of this Order in the absence of a renewed request for confidentiality pursuant to Section 364.183, Florida Statutes. 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.

ORDER NO. PSC-98-0055-CFO-TP
DOCKET NO. 921074-TP
PAGE 25

By ORDER of Commissioner J. Terry Deason, as Prehearing Officer, this 8th day of January, 1998.


J. TERRY DEASON, Commissioner and
Prehearing Officer

(S E A L)

BC

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), 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 25-22.0376, 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.

ORDER NO. PSC-98-0055-CFO-TP
DOCKET NO. 921074-TP
PAGE 26

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.