

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by Sprint
Communications Company Limited
Partnership for arbitration with
Verizon Florida Inc. pursuant to
Section 251/252 of the
Telecommunications Act of 1996.

DOCKET NO. 010795-TP
ORDER NO. PSC-02-0536-CFO-TP
ISSUED: April 18, 2002

ORDER GRANTING SPRINT COMMUNICATIONS COMPANY LIMITED
PARTNERSHIP'S REQUEST FOR CONFIDENTIAL CLASSIFICATION
OF DOCUMENT NO. 00609-02

On June 1, 2001, Sprint Communications Company Limited Partnership (Sprint) petitioned the Commission to arbitrate certain unresolved terms and conditions of a proposed renewal of the current interconnection agreement between Sprint and Verizon Florida, Inc. f/k/a GTE Florida, Incorporated (Verizon). Verizon responded to Sprint's petition on July 3, 2001. A hearing was held on this matter January 17, 2002.

Pursuant to Rule 25-22.006, Florida Administrative Code, on January 16, 2002, Sprint filed a request for Confidential Classification of Document No. 00609-02. This request seeks confidential classification of Verizon Exhibit 9, attached to the Texas Arbitration Record, which was entered into the record at the hearing on January 17, 2002. Specifically, Sprint asserts that the information contained in the second clause of the second sentence of this response includes information relating to Sprint's competitive interests, the disclosure of which would impair Sprint's ability to compete. Further, Sprint contends that this information is company-specific business information that is proprietary and confidential. Sprint notes that this same information was previously granted confidential status by Order No. PSC-02-0101-CFO-TP, issued January 16, 2002.

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

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FPSC-COMMISSION CLERK

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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.

Upon review, it appears that the information for which Sprint seeks confidential classification is information that if disclosed would cause harm to Sprint or its ratepayers by impairing Sprint's ability to compete. Therefore I find that Sprint's request complies with Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, and is hereby granted.

Based on the foregoing, it is

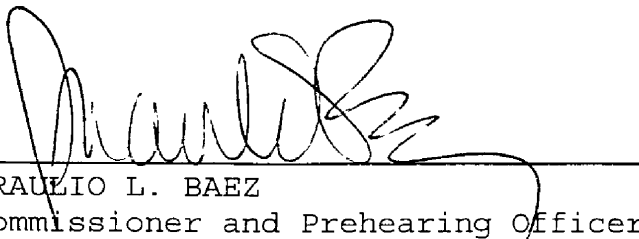
ORDERED by Commissioner Braulio L. Baez, as Prehearing Officer, that Sprint Communications Company Limited Partnership's Request for Confidential Classification of Document No. 00609-02, is hereby granted. It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, any confidentiality granted to 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.

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By ORDER of Commissioner Braulio L. Baez, as Prehearing Officer, this 18th Day of April, 2002.


BRAULIO L. BAEZ
Commissioner and Prehearing Officer

(S E A L)

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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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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 the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling

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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.