

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petitions of SOUTHERN BELL	)	DOCKET NO. 880069-TL
TELEPHONE AND TELEGRAPH COMPANY for	)	
Rate Stabilization and Implementation	)	ORDER NO. 22957
Orders and Other Relief	)	
<hr/>		ISSUED: 5-21-90

ORDER ACKNOWLEDGING SOUTHERN BELL TELEPHONE AND  
TELEGRAPH COMPANY'S WITHDRAWAL OF ITS REQUEST  
FOR SPECIFIED CONFIDENTIAL CLASSIFICATION

On May 25, 1989 as part of a 1988 surveillance audit of Southern Bell Telephone and Telegraph Company (Bell) Staff, requested information regarding capital for 1987, 1988 which included information on Southern Bell Advanced Systems (SBAS).

Bell provided the material and on June 15, 1989 filed a request for confidentiality. Bell treated Staff's audit request as a discovery request and argued that the six page document which it submitted contains account balances for SBAS which is involved in the unregulated customer premise equipment (CPE) market. Bell contended that disclosure of this information would harm the company, and thus the ratepayers, by impairing SBAS' ability to compete in the CPE market.

On June 21, 1989, the Office of Public Counsel (OPC) responded by opposing Bell's confidentiality request. OPC argued that aggregate balance sheet information should not be exempt from public inspection under the Public Records Law since Bell would not be revealing its strategic business plan by revealing the capital structure of its CPE division.

On April 6, 1990, Bell withdrew its request for confidentiality of the document in question (No. 5970-89). Thus, there appears to be no dispute between the parties on this issue.

Based on the foregoing, it is

ORDERED by Chairman Michael McK. Wilson, as Prehearing Officer, that Southern Bell Telephone and Telegraph Company's withdrawal of its request for confidentiality is acknowledged and the Company's request for specified confidential treatment is rendered moot.

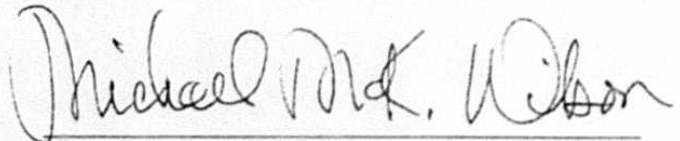
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-PSC-RECORDS/REPORTING

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By ORDER of Chairman Michael McK. Wilson, as Prehearing Officer, this 21st day of MAY, 1990.



~~JOHN T. HERNDON~~, Commissioner  
and Prehearing Officer

( S E A L )

CWM/DLC

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

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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.