

J. Phillip Carver
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Southern Bell Telephone
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December 14, 1992

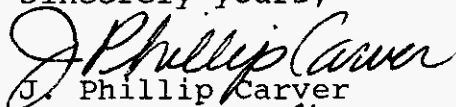
Mr. Steve C. Tribble
Director, Division of Records and Reporting
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Florida 32301

Re: Docket No. 910163-TL - Repair Service Investigation

Dear Mr. Tribble:


Enclosed please find an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Motion for Confidential Treatment and Permanent Protective Order, which we ask that you file in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely yours,

J. Phillip Carver
(28)

Enclosures

cc: All Parties of Record
A. M. Lombardo
Harris R. Anthony
R. Douglas Lackey



A BELLSOUTH Company

DOCUMENT NUMBER-DATE
14457 DEC 14 1992
FPSC-RECORDS/REPORTING

CERTIFICATE OF SERVICE
Docket No. 910163-TL

I HEREBY CERTIFY that a copy of the foregoing has been
furnished by United States Mail this *14th* day of *Dec*, 1992,
to:

Charles J. Beck
Assistant Public Counsel
Office of the Public Counsel
111 W. Madison Street
Room 812
Tallahassee, FL 32399-1400

Tracy Hatch
Division of Legal Services
Florida Public Svc. Commission
101 East Gaines Street
Tallahassee, FL 32399-0863

J. Phillip Carter
(28)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on behalf of) Docket No. 910163-TL
Citizens of the State of Florida)
to initiate investigation into) Filed: December 14, 1992
integrity of Southern Bell)
Telephone and Telegraph Company's)
repair service activities and)
reports.)
_____)

**SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S
MOTION FOR CONFIDENTIAL TREATMENT
AND PERMANENT PROTECTIVE ORDER**

COMES NOW BellSouth Telecommunications, Inc., d/b/a Southern Bell Telephone and Telegraph Company ("Southern Bell" or "Company"), pursuant to Rule 25-22.006, Florida Administrative Code, and files its Motion for Confidential Treatment and Permanent Protective Order.

1. On November 6, 1992, the Office of Public Counsel ("Public Counsel") took the deposition of a panel comprised of Southern Bell employees, Kathleen Garguilo and Kathryn Miller. During the deposition numerous questions were asked that called for the disclosure of confidential information. The requested information was provided in each respective response.

2. At the time of these depositions, counsel for Southern Bell and Public Counsel agreed to a procedure whereby Southern Bell would have ten days after receiving the transcript of the deposition to file a Notice of Intent to Seek Confidential Treatment, and an additional twenty days thereafter to file its Request for Confidential Classification. Southern Bell received

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the transcripts of the deposition of the above-named employees within the past ten days and determined that this deposition contains confidential information. Specifically, it contains both customer specific information and information taken from internal audits. Upon review of the depositions, Southern Bell also ascertained that the confidential information continued therein is so limited that Southern Bell can file within this ten day period its motion for permanent protective order, as opposed to utilizing the entire thirty days available to it under its agreement with Public Counsel. Accordingly, pursuant to Rule 25.22.006, Florida Administrative Code, Southern Bell files the instant Motion for Confidential Treatment and Permanent Protective Order.

3. Southern Bell has filed as Attachment "A" a listing of specific pages and lines of each deposition that contain proprietary confidential information, all of which are confidential for the reasons set forth below. Southern Bell has also filed a highlighted version of the depositions in a sealed container, which is marked as Attachment "B". Finally, Southern Bell filed two redacted copies of the depositions as Attachment "C".

4. Southern Bell seeks confidential classification for certain of the information contained in the deposition because it is confidential customer information that is entitled to exemption from the public disclosure requirements of Section

119.07, Florida Statutes. Specifically, Florida Statute

119.07(w) provides that:

(w) All records supplied by a telecommunications company to a state or local governmental agency which contain the name, address, and telephone number of subscribers are exempt from the provisions of subsection (1).

Both exhibits 2 and 3 to the deposition, and certain references to, or quotations of, the exhibits made during the deposition (which are identified more specifically in the above-described attachments) contain customer information of this type.

Accordingly, this information should be treated confidentially under the clear provisions of Florida Statutes § 119.07(w).

5. Also, Exhibit 25 to the deposition is a summary report of an internal audit performed by Southern Bell auditors in 1989. Section 364.183(3)(b) exempts from the public disclosure requirements of Section 110.07 all "internal auditing controls and reports of internal auditors." Exhibit 25 falls precisely within this description of confidential business information, and is, therefore, entitled to the requested protection from disclosure.¹

6. All of the information for which Southern Bell requests confidential treatment is intended to be treated as confidential,

¹ Also, the deposition contains certain references to Exhibit 25, which are described more fully in the above-described attachments, that are also entitled to confidential classification.

and has not been disclosed except pursuant to statutory provisions or private agreement that provides that the information will not be released to the public.

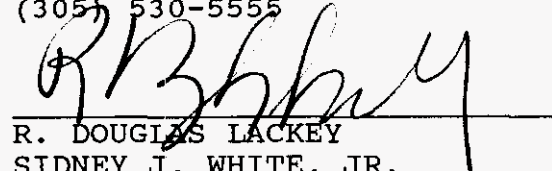
WHEREFORE, Southern Bell requests that the Commission grant its Motion for Confidential Treatment and Permanent Protective Order.

Respectfully submitted,

ATTORNEYS FOR SOUTHERN BELL
TELEPHONE AND TELEGRAPH COMPANY



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R. DOUGLAS LACKEY
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Atlanta, Georgia 30375
(404) 529-3862

FPSC DOCKET 910163-TL

TRANSCRIPT OF DEPOSITION OF
GARGIULO AND MILLER

JUSTIFICATION FOR CONFIDENTIALITY REQUEST

1. This information includes the names, addresses and/or telephone numbers of subscribers. Accordingly, it is exempt from the public disclosure requirements of Section 119.07, Florida Statutes, by the express provisions of Section 119.07(w).

2. This information relates to and summarizes portions of an internal audit. Accordingly, this information from internal audits is entitled to confidential treatment under the express provisions of Section 364.183(3)(b), Florida Statutes.

The following information identified by page and line numbers is confidential and proprietary for the reasons described above:

<u>DEPONENT</u>	<u>PAGE NO.</u>	<u>LINE NOS.</u>	<u>COLUMN</u>	<u>REASONS PROPRIETARY</u>
GARGIULO/ MILLER	34	19		1
	35	5		1
	110	22, 23		2
	111	5, 6, 8, 10-12, 13, 14, 16-21, 23, 24		2
	112	1, 5, 6, 8, 11, 15, 16, 19, 20, 22, 23		2
	113	1, 2, 3, 4, 5		2
 <u>EXHIBITS</u>				
#2	1	7, 8, 16, 17	LMOS LINE ID	1
	2	6	NPA NXX LINE	1

FPSC DOCKET 910163-TL

TRANSCRIPT OF DEPOSITION OF
GARGIULO AND MILLER

EXHIBITS

#3	1	7-10, 18-27	NPA CO LINE NO	1
	2	7-16, 24-29	NPA CO LINE NO	1
	3	7, 8, 16, 17	NPA CO LINE NO	1
	4	7, 8, 16, 17	NPA CO LINE NO	1
	5	7, 8, 16, 17	NPA CO LINE NO	1
	6	7-16, 24, 25	NPA CO LINE NO	1
	7	7, 8, 19-28	NPA CO LINE NO	1
	8	8-15	NPA CO LINE NO	1
		17	ALL	1
		18	(first column)	1
	9	6-9, 17, 18	NPA CO LINE NO	1
		19	CUS CDE COMP DATE	1
	10	6-9, 17-23	NPA CO LINE NO	1
		19, 21	CUS CDE COMP DATE	1
	11	7, 8, 16, 17	NPA CO LINE NO	1
	12	6-9, 18, 19	NPA CO LINE NO	1
	13	7, 8, 15-21	NPA CO LINE NO	1
		20	CUS CDE COMP DATE	1
	14	7-10, 14, 22, 23	NPA CO LINE NO	1
	15	7, 8, 16-25	NPA CO LINE NO	1
	16	2-11	LMOS LINE ID	1
		19	ALL	1
		24	TAR CODES OUT SV DATE	1
	17	2, 3	LMOS LINE ID	1
	18	3, 4	LMOS LINE ID	1
#25	1-7	ALL	ALL	2