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April 28, 1993

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

Re: Docket No. 920260-TL - 960960-TL - 910163-TL - 910727-TL

Dear Mr. Tribble:

Enclosed please find an original and fifteen copies of Southern Bell Telephone and Telegraph Company's Notice of withdrawal of 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.

Enclosures

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

Sincerely yours,
J. Phillip Carver
J. Phillip Carver

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A BELLSOUTH Company

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CERTIFICATE OF SERVICE

Docket No. 920260-TL

Docket No. 900960-TL

Docket No. 910163-TL

Docket No. 910727-TL

I HEREBY CERTIFY that a copy of the foregoing has been
furnished by United States Mail this 28 day of April, 1993
to:

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J. Phillip Connor
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition on behalf of Citizens of the State of Florida to initiate investigation into integrity of Southern Bell Telephone and Telegraph Company's repair service activities and reports.)))))))	Docket No. 910163-TL
In re: Comprehensive Review of the Revenue Requirements and Rate Stabilization Plan of Southern Bell Telephone & Telegraph Company))))	Docket No. 920260-TL
In re: Investigation into Southern Bell Telephone and Telegraph Company's Non-Contact Sales Practices))))	Docket No. 900960-TL
In re: Investigation into Southern Bell Telephone and Telegraph Company's Compliance with Rule 25-4.110(2) (Rebates))))))	Docket No. 910727-TL Filed: April 28, 1993

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

BELLSOUTH TELECOMMUNICATIONS, INC., d/b/a SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY ("Southern Bell"), hereby files its Notice of Withdrawal of Motion for Confidential Treatment and Permanent Protective Order, and states the following:

1. Southern Bell filed on March 1, 1993, a Motion for Confidential Treatment and Permanent Protective Order seeking confidential classification of a document. That document was attached to the deposition of Dan King and Etta Martin, which had been conducted on January 12, 1993. Specifically, Southern Bell sought confidential treatment for Exhibit No. 9, which was a

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document that described the operation of software that is owned by AT&T and is known as LMOS JOB2.

2. Throughout the deposition of Mr. King and Ms. Martin, Ms. Janis Sue Richardson, who appeared on behalf of Public Counsel, handed to Counsel for Southern Bell and Counsel for the Florida Public Service Commission Staff what purported to be copies of the various documents about which the deponents were questioned. In other words, in each instance that a deponent was given a document, an ostensible duplicate of that document was given to all counsel in attendance.

3. Under this procedure, Ms. Richardson handed to Phillip Carver, the attorney representing Southern Bell at this deposition, a complete copy of the forty-five page document known as LMOS JOB2 and stated that this would be Exhibit 9 to the deposition. After the deposition, Southern Bell determined that the public disclosure of this entire forty-five page document might allow an unauthorized person who gained access to the Southern Bell computer system to manipulate that system, and that for this reason it posed a risk to the security of the system. Accordingly, confidential treatment was requested by Southern Bell in the Motion filed on March 1, 1993.

4. After this motion was filed, Counsel for Southern Bell was contacted by Ms. Richardson, who stated that this document was the same as Exhibit 56 to a panel deposition conducted in June of 1992. She further stated that confidential classification had not been requested for that document at the

time of the earlier deposition and that the document had, therefore, been subject to public disclosure since its use as an exhibit to the June of 1992 deposition. Ms. Richardson inquired whether, given these circumstances, Southern Bell wished to withdraw its pending request for confidential treatment. She further stated that Southern Bell's answer to this inquiry would have to be immediate because Public Counsel's response to Southern Bell's motion and request for confidential classification was due imminently.

5. Counsel for Southern Bell stated that he would investigate the circumstances claimed by Public Counsel and offered to consent to an open-ended extension for Public Counsel to file any necessary response until after this investigation was completed and Public Counsel was informed of whether Southern Bell intended to maintain its request for confidentiality. Nevertheless, Public Counsel filed on March 29, 1993, its Response in opposition to Southern Bell's Motion for Protective Order. Public Counsel neither waited for an answer from Southern Bell to its earlier inquiry nor made any subsequent inquiry as to whether an answer would be forthcoming.

6. After the above-noted conversation with Ms. Richardson, counsel for Southern Bell had promptly looked into the facts of this situation. Counsel for Southern Bell compared the exhibits to the two depositions, and found that the Exhibit No. 56 to the June panel deposition only contained small portions of the total document. These small portions of the document would, standing

alone, not provide anyone gaining unauthorized access to Southern Bell's computer system with knowledge of how to manipulate the system. Therefore, the public disclosure of these isolated pages did not pose the same security risk as would disclosure of the entire document. Confidential treatment was not requested for Exhibit 56 to the June, 1992 deposition for this reason.

7. At this same time, Counsel for Southern Bell became aware for the first time that the document attached to the transcript of the King/Martin deposition was not the entire document that was provided by Public Counsel at the time of the deposition. Instead, it was the same, severely edited version of the document that was utilized in the June panel deposition.

8. For this reason, counsel for Southern Bell contacted Ms. Richardson again, this time to attempt to ascertain whether Public Counsel intended Exhibit No. 9 to the King/Martin deposition to be the entire document or only the portions of the document utilized in the earlier deposition. Ms. Richardson stated that the intent was that Exhibit No. 9 to the deposition of King/Martin would be the same, edited version of that was utilized during the earlier panel deposition. Accordingly, it was communicated to Public Counsel that Southern Bell would withdraw its Request for Confidential Classification as to these portions of the document.

9. At this time, Ms. Richardson informed Mr. Carver for the first time that Public Counsel had already filed its response to the request for confidential treatment without waiting for a

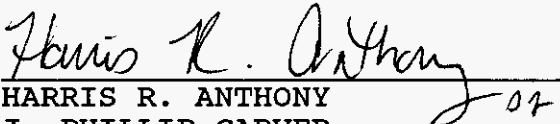
reply from Southern Bell. In this conversation, Ms. Richardson did not deny that counsel for Southern Bell had been provided with a different exhibit at the time of the deposition than the one given to the witness for the purpose of questioning; neither was any explanation for this procedure offered.

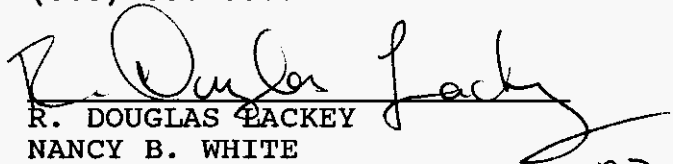
10. On the basis of the foregoing, it is obvious that Southern Bell does not need confidential classification for the edited version of the document that had previously been made an exhibit to the panel deposition of June 19, 1992.

WHEREFORE, Southern Bell respectfully submits its Notice of Withdrawal of the Motion for Confidential Treatment and Permanent Protective Order filed March 1, 1993.

Respectfully submitted,

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