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February 21, 1994

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

Re: Docket Nos. 920260-TL; 910163-TL;
910727-TL and 900960-TL

Dear Mr. Tribble:

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Enclosed please find an original and fifteen copies of
Southern Bell Telephone and Telegraph Company's Motion for
Reconsideration of Order No. PSC-~~92~~0165-CFO-TL, which we ask
that you file in the captioned dockets.

ACK

ATT

REP

C

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.

(Circled mark)

LW/m
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Sincerely yours,
J. Phillip Carver
J. Phillip Carver

Enclosures

REP

SEC

WAS

OTH

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

RECEIVED & FILED

JD
FPSC-BUREAU OF RECORDS

A BELLSOUTH Company

DOCUMENT NUMBER-DATE

01715 FEB 21 1994

FPSC-RECORDS/REPORTING

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Comprehensive review of) DOCKET NO. 920260-TL
revenue requirements and rate)
stabilization plan of Southern)
Bell Telephone and Telegraph)
Company)

In re: Investigation into the) DOCKET NO. 910163-TL
integrity of Southern Bell)
Telephone and Telegraph)
Company's repair service)
activities and reports)

In re: Investigation into) DOCKET NO. 910727-TL
Southern Bell Telephone and)
Telegraph Company's compliance)
with Rule 25-4.110(2), F.A.C.,)
Rebates)

In re: Show cause proceeding) DOCKET NO. 900960-TL
against Southern Bell Telephone)
and Telegraph Company for)
misbilling customers)

In re: Request by Broward Board) DOCKET NO. 911034-TL
of County Commissioners for)
extended area service between)
Ft. Lauderdale, Hollywood, North)
Dade and Miami.)

FILED: February 21, 1994

**SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY'S
MOTION FOR RECONSIDERATION OF
ORDER NO. PSC-94-0165-CFO-TL**

COMES NOW, BellSouth Telecommunications, Inc., d/b/a
Southern Bell Telephone and Telegraph Company ("Southern Bell" or
"Company"), and hereby respectfully requests, pursuant to Rule
25-22.038(2), Florida Administrative Code, the entry of an order
reconsidering Order No. PSC-94-0165-CFO-TL, which was issued
February 10, 1994, and states as grounds in support thereof the
following:

DOCUMENT NUMBER-DATE

01715 FEB 21 8

FPSC-RECORDS/REPORTING

requests that the Commission reconsider this portion of the Order and grant confidential treatment for the above-referenced lines for which confidentiality was requested in both Motions.

4. The second category of information for which confidentiality has been denied is that incorporated into the conclusions of the Staff's auditor. Specifically, Southern Bell hereby respectfully requests reconsideration for the denial of confidentiality as to the following information:

<u>Document No.</u>	<u>Page</u>	<u>Line</u>
1897-93 (Draft: Repair Report)	54	6-7
1987-93 (Draft: Non-Contact Sales Report)	39 39 40 40 67	12-14 17-19 1 6-9 11-13
2183-93 (Repair Report)	50 50	1-4 6-7
2184-93 (Non-Contact Sales Report)	30 55	28-30 30-31

5. The subject Order expressly granted confidentiality to "those portions of Staff's audit reports which quote or paraphrase findings from Southern Bell's internal audit reports." Order at p. 3. Southern Bell requests confidential treatment for each of the above-noted portions of the draft and final reports because, although these portions do constitute conclusions of the Staff auditors, they also include either direct or indirect

statements of the substance of the internal audits conducted by Southern Bell auditors.

6. As stated above, the Prehearing Officer granted confidential treatment not only for verbatim statements taken from Southern Bell internal audits, but also for those portions of the Staff Audits that paraphrase findings from the Southern Bell audits. Obviously, this ruling recognizes that revealing the paraphrased substance of information taken from a Southern Bell audit would do just as much to destroy the confidentiality of that information as would providing a direct quotation from the internal audit. Likewise, Southern Bell asserts that if the conclusion of a Staff Auditor incorporates, refers to, or otherwise reveals the substance of a Southern Bell audit, then public disclosure of this information would violate equally the confidentiality to which Southern Bell internal audits are entitled.


7. Some portions of the auditors' conclusions for which Southern Bell had previously requested confidentiality could arguably be viewed as not including information derived from or stated in Southern Bell audits. Accordingly, Southern Bell has not moved for reconsideration as to these portions of the Staff audits. Instead, the above-noted portions of these four Staff audit reports are exclusively those in which the conclusion of the auditor either cites to a Southern Bell internal audit directly or states in some fashion information that is derived from an internal audit. Therefore, public disclosure of this


information would violate the confidentiality of Southern Bell internal audits just as much as would publicly disclosing direct quotations or paraphrases from these documents. For this reason, Southern Bell submits that the Prehearing Officer erred by overlooking or failing to consider that the public disclosure of this information would have this effect, and that this information should, accordingly, be granted confidentiality.

WHEREFORE, Southern Bell respectfully requests the entry of an Order granting its Motion for full commission review, setting aside Order No. PSC-94-0165-CFO-TL and ruling that Southern Bell is entitled to confidential classification for the information at issue.

Respectfully submitted this 21st day of February, 1994.

SOUTHERN BELL TELEPHONE
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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 *21st* day of *February*, 1994
to:

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