

NANCY B WHITE  
General Counsel - Florida

BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(305) 347-5558

August 20, 2001

Mrs. Blanca S. Bayó  
Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**Re: Docket No. 010098-TP (Florida Digital)**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for its Responses to Staff's First Request for Production of Documents No. 3 and Second Set of Interrogatories No. 4, 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,

*Nancy B White*  
Nancy B. White (VA)

cc: All Parties of Record  
Marshall M. Criser III  
R. Douglas Lackey

DOCUMENT NUMBER-DATE

10287 AUG 20 01

FPSC-COMMISSION CLERK

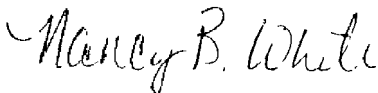
**CERTIFICATE OF SERVICE  
DOCKET NO. 010098-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and Federal Express this 20th day of August, 2001 to the following:

Felicia Banks  
Staff Counsel  
Florida Public Service  
Commission  
Division of Legal Services  
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Nancy B. White (LAW)

**(+) Signed Protective/Non Disclosure  
Agreement**

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Petition of Florida Digital Network, ) Docket No. 010098-TP  
Inc., for Arbitration of Certain Terms and )  
Conditions of Proposed Interconnection and )  
Resale Agreement with BellSouth )  
Telecommunications, Inc. Under the )  
Telecommunications Act of 1996 )  
\_\_\_\_\_ ) Dated: August 20, 2001

**BELLSOUTH TELECOMMUNICATIONS, INC.'S  
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION**

BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), hereby files, pursuant to Rule 25-22.006, Florida Administrative Code, its Request For Confidential Classification, and states the following:

1. On July 23, 2001, the Staff of the Florida Public Service Commission ("Staff") served its First Request for Production of Documents and Second Set of Interrogatories to BellSouth. BellSouth responded to that discovery on July 30, 2001, along with a Notice of Intent to Request Confidential Classification. BellSouth's responses to Staff's First Request for Production No. 3 contains confidential business information and BellSouth's responses to Staff's Second Set of Interrogatories No. 4 contains vendor/customer specific information that is considered confidential and proprietary to BellSouth.

2. Pursuant to Rule 25-22.06(3)(a), BellSouth is now filing a Request for Confidential Classification for the subject information because the information contained in BellSouth's response to Staff's First Request for Production No. 3 and BellSouth's responses to Staff's Second Set of Interrogatories No. 4 contains

information that is considered confidential and proprietary to BellSouth.

Additionally, this information is valuable and BellSouth strives to keep it secret.

Pursuant to Section 364.183, Florida Statutes, such information is classified as proprietary confidential business information. A more specific description of this information is contained in Attachment A. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

3. BellSouth has treated and intends to continue to treat the information for which confidential classification is sought as private, and this information has not been generally disclosed.

4. Appended hereto as Attachment B is two copies of the requested documents with the confidential information deleted.

5. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.

WHEREFORE, based on the foregoing, BellSouth moves the Commission to enter an order declaring the information described above to be confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 20th day of August, 2001.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B*

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NANCY B. WHITE

JAMES MEZA III

c/o Nancy Sims

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(305) 347-5558

*R. Douglas Lackey*

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R. DOUGLAS LACKEY (KA)

PATRICK W. TURNER

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406995

## ATTACHMENT A

BellSouth Telecommunications, Inc.  
FPSC Docket No. 010098-TP  
Request for Confidential Classification  
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### REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS NO. 3 AND SECOND SET OF INTERROGATORIES NO. 4 FILED JULY 30, 2001 IN FLORIDA DOCKET NO. 010098-TP

#### Explanation of Proprietary Information

1. This information reflects vendor/customer specific information. Public disclosure of this information would impair BellSouth's ability to contract for goods and/or services on favorable terms. Pursuant to Section 364.183, Florida Statutes such information is classified as proprietary, confidential business information which is exempt from the Open Records Act.
2. The information requested contains practices/procedures utilized by BellSouth to conduct business. This information, if released, would allow BellSouth's competitors to have free access to certain intellectual property which was developed at significant expense to BellSouth. BellSouth's competitors can use this information to develop their own strategies without the burden and expense of developing this property for themselves. Thus, the disclosure of this information to BellSouth's competitors would impair BellSouth's ability to compete and the information is entitled to confidential classification pursuant to Section 364.183, Florida Statutes. In addition, this information, which BellSouth keeps as trade secrets, is valuable because it is used by BellSouth in conducting its business. Therefore, this information should be classified as proprietary, confidential business information exempt from the Open Records Act.

**ATTACHMENT A**

**BellSouth Telecommunications, Inc.  
FPSC Docket No. 010098-TP  
Request for Confidential Classification  
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8/20/01**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE  
TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS NO. 3 AND  
SECOND SET OF INTERROGATORIES NO. 4 FILED JULY 30, 2001 IN FLORIDA  
DOCKET NO. 010098-TP**

**POD No. 3**

<u>Page No.</u>	<u>Reason</u>
Entire Documents	2

**Interrogatory No. 4**

<u>Line No/Column</u>	<u>Reason</u>
Response	1