

PATRICK W. TURNER  
General Attorney

BellSouth Telecommunications, Inc.  
150 South Monroe Street  
Room 400  
Tallahassee, Florida 32301  
(404) 335-0761

September 4, 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 BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for Staff's request for copies of BellSouth's Responses to Florida Digital Network's Request for Interrogatories No. 57, 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,

*Patrick W. Turner*

Patrick W. Turner (KA)

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

DOCUMENT NUMBER-DATE

10999 SEP-4 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 4th day of September, 2001 to the following:

Felicia Banks  
Staff Counsel  
Florida Public Service  
Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
Tel. No. (850) 413-6191  
Fax. No. (850) 413-6250  
fbanks@psc.state.fl.us

Matthew Feil (+)  
Florida Digital Network  
390 North Orange Avenue  
Suite 2000  
Orlando, FL 32801  
Tel. No. (407) 835-0460  
Fax. No. (407) 835-0309  
mfeil@floridadigital.net

Michael C. Sloan (+)  
Paul B. Hudson (+)  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, N.W., Suite 300  
Washington, D.C. 20007-5116  
Tel. No. (202) 424-7500  
Fax. No. (202) 424-7643  
MCSloan@swidlaw.com

  
\_\_\_\_\_  
Patrick W. Turner (KA)

**(+) 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: September 4, 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 August 13, 2001, BellSouth Telecommunications, Inc. filed its Responses to Florida Digital Network's ("FDN") Second Set of Interrogatories and Second Request for Production of Documents. The Staff of the Florida Public Service Commission ("Staff") requested a copy of BellSouth's responses to Interrogatory No. 57. On August 13, 2001, BellSouth provided copies of the requested documents to Staff along with a Notice of Intent to Request Confidential Classification. BellSouth's responses to FDN's Second Set of Interrogatories No. 57 contain competitive business 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 responses to FDN's Second Set of Interrogatories No. 57 contain competitive business 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 4th day of September, 2001.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B. White*

NANCY B. WHITE (KA)

JAMES MEZA III

c/o Nancy Sims

150 South Monroe Street, Suite 400

Tallahassee, Florida 32301

(305) 347-5558

*Patrick W. Turner*

R. DOUGLAS LACKEY (KA)

PATRICK W. TURNER

675 W. Peachtree Street

Suite 4300

Atlanta, Georgia 30375

(404) 335-0747

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## **ATTACHMENT A**

**BellSouth Telecommunications, Inc.  
FPSC Docket No. 010098-TP  
Request for Confidential Classification  
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9/4/01**

### **REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO FLORIDA DIGITAL NETWORK'S SECOND SET OF INTERROGATORIES, ITEM NO. 57 FILED AUGUST 13, 2001 IN FLORIDA DOCKET NO. 010098-TP**

#### **Explanation of Proprietary Information**

1. This information constitutes strategic planning and development information related to the new loop facility requirements that BellSouth uses in its internal operations. This information is treated as proprietary and confidential business information by BellSouth. Public disclosure of this information would provide BellSouth's competitors with a description of processes and principles associated with loop facility requirements that is commercially valuable and competitively sensitive. This same information on competitors is not available to BellSouth. This information is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information is a trade secret which should be classified as proprietary, confidential business information pursuant to Section 364.183, Florida Statutes and is exempt for the Open Records Act.