MCWHIRTER REEVES

TAMPA OFFICE: 400 NORTH TAMPA STREET, SUITE 2450 TAMPA, FLORIDA 33602 P. O. BOX 3350 TAMPA, FL 33601-3350 (813) 224-0866 (813) 221-1854 FAX

PLEASE REPLY TO:

TALLAHASSEE

TALLAHASSEE OFFICE: 117 SOUTH GADSDEN TALLAHASSEE, FLORIDA 32301 (850) 222-2525 (850) 222-5606 FAX

October 29, 2001

VIA HAND DELIVERY

Blanca S. Bayo, Director Division of Records and Reporting Betty Easley Conference Center 4075 Esplanade Way Tallahassee, Florida 32399-0870

Docket No.: 960786-A-TL Re:

Dear Ms. Bayo:

On behalf of KMC Telecom, Inc. (KMC), enclosed for filing and distribution are the original and 15 copies of the following:

> KMC Telecom, Inc.'s Notice of Intent to Request Confidential ► Classification.

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me. Thank you for your assistance.

Sincerely,

leilie Anden Laufman BILL W VEFFERE

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Vicki Gordon Kaufman

VGK/bae Enclosure

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Consideration of BellSouth Telecommunications, Inc.'s entry into interLATA services pursuant to Section 271 of the Federal Telecommunications Act of 1996.

Docket No. 960786-A-TL

Filed: October 29, 2001

<u>KMC TELECOM, INC.'S NOTICE OF INTENT TO</u> <u>REQUEST CONFIDENTIAL CLASSIFICATION</u>

KMC Telecom, Inc. (KMC), pursuant to Rule 25-22.006(3), Florida Administrative Code, files this Notice of Intent to Request Confidential Classification.

1. At the hearing in this matter held on October 17, 2001, BellSouth requested that KMC provide late-filed Exhibit No. 42, "Universe of Appointments Used to Calculate the Missed Appointment Percentage." KMC considers the number of customers it has and the number of orders it submits during a particular period of time to be confidential. Therefore, KMC files this Notice of Intent to Request Confidential Classification pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, in order to allow the Commission to take possession of the late-filed exhibit without delay. KMC will file a Request for Confidential Classification 21 days from the filing of this Notice.

2. The original of this notice has been filed with the Division of Records and

Reporting, and a copy has been service don all parties of record.

Clichi Gnam Laufman

Andrew M. Klein Kelley Drye & Warren, LLP 1200 19th Street, NW Suite 500 Washington, DC 20036 (202) 887-1257 Telephone (202) 955-9792 Telefax

Vicki Gordon Kaufman McWhirter Reeves McGlothlin Davidson Decker Kaufman Arnold & Steen, PA 117 South Gadsden Street Tallahassee, Florida 32301 (850) 222-2525 Telephone (850) 222-5606 Telefax

Attorneys for KMC Telecom, Inc.

KMC Telecom, Inc. Late-Filed Exhibit No. 42 Docket No. 960786-A-TL Filed 10/29/01 **PUBLIC VERSION**

Universe of Appointments Used to Calculate the Missed Appointment Percentages

Over the seven-month period of October 2000 through April 2001, BellSouth confirmed a total of _______ installation appointments. Thirty-five percent (35%) of these confirmed installation appointments were missed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing KMC Telecom, Inc.'s Notice of Intent to Request Confidential Classification has been furnished by (*) hand delivery or by U. S. Mail on this <u>29th</u> day of October, 2001, to the following:

(*) Beth Keating Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399

Jeremy Marcus Blumenfeld & Cohen 1625 Massachusetts Avenue Suite 300 Washington DC 20036

Nancy B. White c/o Nancy Sims BellSouth Telecommunications, Inc. 150 South Monroe Street, Suite 400 Miami, Florida 32301

James Falvey e.spire Communications 131 National Business Parkway Suite 100 Annapolis Junction, MD 20701

Michael Gross Florida Cable Telecommunications Assoc. 246 E. 6th Avenue Tallahassee, Florida 32303

Kim Caswell GTE Post Office Box 110 FLTC0007 Tampa, Florida 33601 Richard Melson Post Office Box 6526 Tallahassee, Florida 32314

Scott Sapperstein Intermedia 3625 Queen Palm Drive Tampa, Florida 33619-1309

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Angela Green, General Counsel Florida Public Telecommunications Assoc 125 S. Gadsden Street Suite 200 Tallahassee, Florida 32301-1525

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Network Access Solutions Corporation 100 Carpenter Drive, Suite 206 Sterling, VA 20164

Swidler & Berlin Richard Rindler/Michael Sloan 3000 K. St. NW #300 Washington, DC 20007-5116

Suzanne F. Summerlin IDS Telcom L.L.C. 1311-B Paul Russell Road, Suite 201 Tallahassee, Florida 32301 Jim Lamoureux AT&T Communications, Inc. 1200 Peachtreet Street, NE Room 8068 Atlanta, GA 30309

(li Ci Juan Laufman Vicki Gordon Kaufman