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January 18, 2002

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

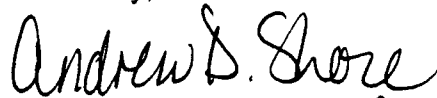
**Re: Docket No. 990649A-TP (UNE Docket)**

Dear Mrs. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for BellSouth's Responses to AT&T and MCI's First Set of Interrogatories and First Request for Production of Documents, 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,



Andrew D. Shore (KA)

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

DOCUMENT NUMBER-DATE  
00697 JAN 18 2002  
FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE  
Docket No. 990649A-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via  
Federal Express this 18<sup>th</sup> day of January, 2002 to the following:

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Andrew D. Shore (KA)

**(+) Signed Protective Agreement**

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into )  
Pricing of Unbundled Network ) Docket No.: 990649A-TP  
Elements )  
\_\_\_\_\_ ) Filed: January 18, 2002

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

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

1. On January 15, 2002 BellSouth Telecommunications, Inc. filed its Responses to AT&T Communications of the Southern States, Inc. (hereinafter "AT&T") and MCI WorldCom, Inc.'s (hereinafter "MCI") First Set of Interrogatories and First Request for Production of Documents that includes proprietary information. At the same time, BellSouth filed a Notice of Intent to Request Confidential Classification.

2. BellSouth hereby files this Request for Confidential Classification for the following BellSouth responses:

Interrogatory, Item No. 9, Attachment 1;

Request for Production of Documents, Item No. 1, Attachments 1, 2 and 4;

Request for Production of Documents, Item No. 2, Attachment 1; and

Request for Production of Documents, Item No. 3(a)-(f), Attachment 1 to each subpart.

Additionally, BellSouth files this Request for Confidential Classification for

AT&T/MCI's request made in Interrogatory, Item No. 18.

BellSouth's responses as well as AT&T/MCI's request in Interrogatory, Item No. 18 include practices/procedures utilized by BellSouth to conduct business and vendor-specific pricing information, confidential business information and customer proprietary information. Attachment "A" to BellSouth's Request for Confidential Classification contains the specific justification for the request for confidential classification along with a list that identifies the location of the information designated by BellSouth as confidential.

3. Attachment "B" to BellSouth's Request for Confidential Classification contains two copies of the documents with the confidential information redacted.

4. Attachment "C" to BellSouth's Request for Confidential Classification is a sealed envelope containing one copy of the documents including those portions that are confidential and proprietary.

5. The information contained in BellSouth's Responses to AT&T/MCI's First Interrogatories and First Request for Production of Documents, as well as the request made in AT&T/MCI's 1<sup>st</sup> Interrogatories, Item No. 18 include information containing practices/procedures utilized by BellSouth to conduct business and vendor-specific pricing information, confidential business information and customer proprietary information that is considered proprietary to BellSouth. Public disclosure of this information would provide competitors with an unfair advantage in future negotiations. This same information on competitors is not available to BellSouth. Therefore, such information should continue to be

classified as confidential business information and customer proprietary information pursuant to Section 364.24 and Section 364.183(3)(e), Florida Statutes. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.


6. 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.

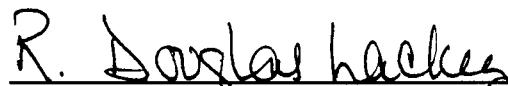
7. The original of this Request was filed today with the Division of Records and Reporting, and a copy was served on the Parties.

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

Respectfully submitted this 18th day of January, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

  
\_\_\_\_\_  
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# ATTACHMENT A

BellSouth Telecommunications, Inc.  
FPSC Docket No. 990649A-TP  
Request for Confidential Classification  
Page 1 of 4  
1/21/02

## REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO AT&T and MCI's FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS, FILED JANUARY 15, 2002, IN FLORIDA DOCKET NO. 990649A-TP

### Explanation of Proprietary Information

1. This information contains competitive business information, BellSouth's Regional Telephone Plant Index. Public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. This information is valuable, it 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, exempt from the Open Records Act.
2. This information contains competitive business information, BellSouth's Loop Technology Deployment Directives. Public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. This information is valuable, it 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, exempt from the Open Records Act.
3. This information contains competitive business information, BellSouth's Central Office Detail. Public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. This information is valuable, it 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, exempt from the Open Records Act.
4. The information requested contains BellSouth intellectual property in the form of a Requirements Document. The system described in the document was designed for internal BellSouth use and contains system design and programming requirements. Disclosure to the public would allow competitors (ALECs) or third-party vendors to develop similar systems, taking advantage of BellSouth's investment for design and development, without any form of compensation to BellSouth.

## **ATTACHMENT A**

**BellSouth Telecommunications, Inc.  
FPSC Docket No. 990649A-TP  
Request for Confidential Classification  
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1/21/02**

### **REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO AT&T and MCI's FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS, FILED JANUARY 15, 2002, IN FLORIDA DOCKET NO. 990649A-TP**

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

5. This information contains competitive business information, BellSouth's Exempt Material Allocation Process. Public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. This information is valuable, it 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, exempt from the Open Records Act.
6. This information contains competitive business information, BellSouth's Copper and Fiber Loop Strategies. Public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. This information is valuable, it 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, exempt from the Open Records Act.

# ATTACHMENT A

BellSouth Telecommunications, Inc.  
FPSC Docket No. 990649A-TP  
Request for Confidential Classification  
Page 3 of 4  
1/21/02

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE  
TO AT&T and MCI's FIRST SET OF INTERROGATORIES AND FIRST REQUEST  
FOR PRODUCTION OF DOCUMENTS, FILED JANUARY 15, 2002, IN FLORIDA  
DOCKET NO. 990649A-TP**

**INTERROGATORY NO. 9**

<u>Location</u>	<u>Reason</u>
Attachment 1	1

**INTERROGATORY NO. 18**

<u>Location</u>	<u>Reason</u>
Entire Response	2

**POD ITEM 1**

<u>Location</u>	<u>Reason</u>
Attachment 1	3
Attachment 2	4
Attachment 4	3

# ATTACHMENT A

BellSouth Telecommunications, Inc.  
FPSC Docket No. 990649A-TP  
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## REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO AT&T and MCI's FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS, FILED JANUARY 15, 2002, IN FLORIDA DOCKET NO. 990649A-TP

### POD ITEM 2

<u>Location</u>	<u>Reason</u>
Attachment 1	5

### POD ITEM 3 (a)-(f)

<u>Location</u>	<u>Reason</u>
Attachment 1 to each subpart	6