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April 16, 2002

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COMMISSION
CLERK

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. 020119-TP**
**Petition of Florida Digital Network, Inc. for Expedited Review and
Cancellation of BellSouth Telecommunications, Inc.'s Key Customer
Promotional Tariffs and For an Investigation of BellSouth
Telecommunications, Inc.'s Promotional Pricing and Marketing Practices**

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 Nos. 1, 2, 3 and portions of 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 a copy to me. Copies have been served to the parties shown on the attached certificate of service.

Sincerely,

James Meza III
James Meza III (LA)

Enclosures

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

This confidentiality request was filed by or for a "telco" for DNO 424502. No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

(X-ref DNs 03453-02
03491-02
03534-02)

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**CERTIFICATE OF SERVICE
DOCKET NO. 020119-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via
Electronic Mail and Federal Express this 16th day of April, 2002 to the following:

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Staff Counsel
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ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for expedited review and)
Cancellation of BellSouth Telecommunications,)
Inc.'s Key Customer promotional tariffs and for)
Investigation of BellSouth's promotional pricing)
and marketing practices, by Florida Digital)
Network, Inc.)
_____)

Docket No. 020119-TP

Filed: April 16, 2002

**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 March 26, 2002, BellSouth Telecommunications, Inc. filed its Responses to the Staff of the Florida Public Service Commission's ("Staff's") First Set of Interrogatories and First Request for Production of Documents. BellSouth's responses to Staff's First Request for Production Nos. 1, 2 and 3 and portions of No. 4 contained confidential business information. A Notice of Intent to Request Specified Confidential Classification was filed on that same day for the proprietary information.

2. On March 27, 2002, a Second Notice of Intent to Request Specified Confidential Classification was filed because additional documents responsive to Staff's First Request for Production No. 4 contained BellSouth's confidential business information.

3. BellSouth is now filing a Request for Confidential Classification for the subject information because BellSouth's responses to Staff's First Request

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for Production Nos. 1, 2 and 3 and portions of No. 4 contained BellSouth's confidential and proprietary business information. This information includes, among other things, cost information, customer specific information, and confidential business information. Pursuant to Section 364.183, Florida Statutes, such information is considered proprietary confidential business information.

4. A more specific description of this information is contained in Attachment A. This information is valuable and BellSouth strives to keep it secret. Therefore, such information should be classified as proprietary, confidential business information pursuant to Sections 364.183(3)(e), Florida Statutes. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

5. 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.

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

7. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary. Pursuant to discussions with the Staff of the FPSC, BellSouth is not reproducing documents responsive to Request for Production of Documents Nos., 1, 2, and 3 (boxes of contractual information). Please see Commission reference No. 03453-02.

WHEREFORE, based on the foregoing, BellSouth 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 16th day of April, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy B. White

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ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 020119-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, ITEM NOS. 1-4, FILED APRIL 16, 2002, IN FLORIDA DOCKET NO. 020119-TP

Explanation of Proprietary Information

1. This information reflects BellSouth's costs to provide certain services and includes trade secrets, information concerning bids or other contractual data, as well as information relating to BellSouth's competitive interests. The public disclosure of this information would provide BellSouth's competitors with a competitive advantage in that they would know BellSouth's costs in providing certain services. Furthermore, the disclosure of this information would impair BellSouth's ability to contract for goods and services because its competitors will know BellSouth's pricing and cost information and any respective analysis. This information is valuable, it is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information should be classified as proprietary, confidential business information pursuant to 364.183, Florida Statutes and is exempt from the Open Records Act.
2. This information is proprietary because it includes customer specific proprietary information. This information is also proprietary, because it contains proprietary business information relating to competitive interests and trade secrets for a third party vendor. The Commission has always zealously protected business proprietary information relating to customer specific information in order to protect the customer's privacy and prevent a competitor of the customer from obtaining an unfair advantage. This information is clearly confidential and proprietary under Florida Statutes, Section 364.24, Section 364.183 and Rule 25-22.006, Florida Administrative Code.

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<u>Location</u>	<u>Reason</u>
<u>Production of Documents, Item Nos. 1-3</u>	
Entire documents	2
<u>Production of Document Item No. 4</u>	
<u>Attachment 1</u>	
Page 1, Lines 1-21, Columns H and I	1
Page 3, Lines 1-5, Columns A-J	1
Page 3, Lines 6-10, Columns B, D-J	1
Page 4, Line 1, Columns D, E, H, and I	1
Page 4, Line 2, Columns D, E, G, H, and I	1
Page 4, Line 3, Columns D, E, H, and I	1
Page 4, Lines 4-9, Columns D, E, H and I	1
Page 4, Lines 10-12, Columns D, E, G, H and I	1
Page 4, Line 13, Column D, E, H and I	1
Page 4, Line 14, Columns D, E, G, H and I	1
Page 4, Line 15-16, Columns D, E, H and I	1
Page 4, Line 17, Columns D, E, G, H and I	1
Page 4, Line 18, Columns D, E, H and I	1
Page 4, Line 19-20, Columns D, E, G, H and I	1
Page 4, Line 21-24, Columns D, E, H and I	1
Page 4, Line 25-26, Columns D, E, G, H and I	1
Page 4, Lines 27-28, Columns D, E, H and I	1
Page 4, Lines 29-31, Columns D, E, G, H and I	1
Page 4, Line 32-33, Columns D, E, H and I	1
Page 4, Line 34-37, Columns D, E, G, H and I	1
Page 4, Line 38-41, Columns D, E, H and I	1

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REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S RESPONSE TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS, ITEM NOS. 1-4, FILED APRIL 16, 2002, IN FLORIDA DOCKET NO. 020119-TP

<u>Location</u>	<u>Reason</u>
Page 4, Line 42, Columns D, E, G, H and I	1
Page 4, Line 43, Columns D, E, H and I	1
Page 5, Line 1-6, Columns D, E, F, G, H and I	1
Page 5, Line 7, Columns D, E, H and I	1
Page 5, Line 8, Columns D, E, G, H and I	1
Page 5, Line 9-17, Columns D, E, H and I	1
Page 5, Line 18, Columns D, E, F, G, H and I	1
Page 5, Line 19-20, Columns D, E, H and I	1
Page 5, Line 21-22, Columns D, E, F, G, H and I	1
Page 5, Line 23-25, Columns D, E, H and I	1
Page 5, Line 26-27, Columns D, E, G, H and I	1
Page 5, Line 28-29, Columns D, E, F, H and I	1
Page 5, Line 30-31, Columns D, E, F, G, H and I	1
Page 5, Line 32, Columns D, E, H and I	1
Page 5, Line 33-34, Columns D, E, F, G, H and I	1
Page 5, Line 35-36, Columns D, E, H and I	1
Page 5, Line 37-38, Columns D, E, F, G, H and I	1
Page 5, Line 39, Columns D, E, H and I	1
Page 5, Line 40-41, Columns D, E, F, G, H and I	1
Page 5, Line 42-43, Columns D, E, H and I	1
Page 5, Line 44, Columns D, E, F, G, H and I	1
Page 6, Line 1, Columns D-I	1
Page 6, Line 2, Columns D, E, H and I	1
Page 6, Line 3-6, Columns D-I	1
Page 6, Line 7-11, Columns D, E, H and I	1
Page 6, Line 12-13, Columns D-I	1
Page 6, Line 14-15, Columns, D, E, H and I	1
Page 6, Line 16, Columns D-I	1
Page 6, Line 17-18, Columns D, E, H and I	1
Page 6, Line 19, Columns D-I	1
Page 6, Line 20, Columns D, E, H and I	1

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REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S RESPONSE TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS, ITEM NOS. 1-4, FILED APRIL 16, 2002, IN FLORIDA DOCKET NO. 020119-TP

<u>Location</u>	<u>Reason</u>
Page 6, Line 21, Columns D-I	1
Page 6, Line 22, Columns D, E, H and I	1
Page 6, Line 23, Columns D-I	1
Page 6, Line 24, Columns D, E, H and I	1
Page 6, Line 25, Columns D-I	1
Page 6, Line 26, Columns D, E, H and I	1
Page 6, Line 27-32, Columns D-I	1
Page 6, Line 33, Columns D, E, H and I	1
Page 6, Line 34-35, Columns D-I	1
Page 6, Line 36, Columns D, E, H and I	1
Page 6, Line 37-44, Columns D-I	1
Page 6, Line 45, Column D, E, H and I	1
Page 7, Line 1, Column D-I	1
Page 7, Line 2-6, Columns D, E, H and I	1
Page 7, Line 7-8, Columns D-I	1
Page 7, Line 9-12, Columns D, E, H and I	1
Page 7, Line 13, Columns D-I	1
Page 7, Line 14, Columns D, E, H and I	1
Page 7, Line 15, Columns D-I	1
Page 7, Line 16-17, Columns D, E, H and I	1
Page 7, Line 18, Columns D-I	1
Page 7, Line 19, Columns D, E, H and I	1
Page 7, Lines 20-23, Columns D-I	1
Page 7, Line 24, Columns D, E, H and I	1
Page 7, Lines 25-28, Columns D-I	1
Page 7, Lines 29-31, Columns D, E, H and I	1
Page 7, Line 32, Columns D-I	1
Page 7, Line 33-38, Columns D, E, H and I	1
Page 7, Line 39-40, Columns D-I	1
Page 7, Line 41, Columns D, E, H and I	1
Page 7, Lines 42-44, Columns D-I	1

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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S RESPONSE
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<u>Location</u>	<u>Reason</u>
Page 8, Lines 1-4, Columns D-I	1
Page 8, Lines 5-6, Columns D, E, H and I	1
Page 8, Line 7, Columns D-I	1
Page 8, Line 8, Columns D, E, H and I	1
Page 8, Line 9, Columns D-I	1
Page 8, Lines 10-12, Columns D, E, H and I	1
Page 8, Lines 13-15, Columns D-I	1
Page 8, Line 16, Columns D, E, H and I	1
Page 8, Lines 17-24, Columns D-I	1
Page 8, Lines 25-26, Columns D, E, H and I	1
Page 8, Lines 27-32, Columns D-I	1
Page 9, Lines 1-4, Columns C-H	1
Page 10, Lines 1-16, Columns C-H	1
Page 11, Lines 1-6, Columns C-H	1
Page 12, Lines 1-15, Columns C-J	1
Page 13, Lines 1-8, Columns C-H	1
Page 13, Lines 9-11, Columns C-G	1
Page 14, Lines 1-12, Columns C-H	1
Page 15, Lines 1-4, Columns C-H	1
Page 16, Lines 1-5, Columns D-J	1
Page 17, Lines 1-14, Columns C-F	1
Page 17, Lines 15-17, Columns C-H	1
Page 17, Line 18, Columns C-F	1
<u>Attachment 2</u>	
Page 31, Line 20	2
Page 32, Lines 24-28	1, 2
Page 33, Lines 1-16, Columns A-E	1
Page 34, Lines 1-14	1

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