

ORIGINAL

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Attorney

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April 24, 2002

RECEIVED-FPSC  
02 APR 24 PM 4:26  
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. 020252-TP**  
**Florida Digital Network's Complaint and Request for Emergency Relief**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for portions of BellSouth's Answer and Counterclaim, along with Exhibits B, H and I, filed on April 3, 2002, 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 (KAB)

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 DN 04538-02. 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-ret. 03807-02)

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

04537 APR 24 02

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**  
**Docket No. 020252-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

Electronic Mail and U.S. Mail this 24th day of April, 2002 to the following:

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Staff Counsel  
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Florida Public Service Commission  
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Attys. for US LEC

  
James Meza III (KA)

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint of Florida Digital Network, ) Docket No. 020252-TP  
Inc. Against BellSouth Telecommunications, )  
Inc. and Request for Emergency Relief ) Filed: April 24, 2002  
\_\_\_\_\_ )

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

BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), pursuant to Rule 25-22.006, Florida Administrative Code, files this Request for Specified Confidential Classification:

1. On April 3, 2002, BellSouth Telecommunications, Inc., ("BellSouth") filed its Answer and Counterclaim to Florida Digital Network's ("FDN") Complaint and Request for Emergency Relief along with Exhibits. Portions of BellSouth's Answer and Counterclaim as well as Exhibits B, H and I reflect customer-specific proprietary information and confidential business information that is considered proprietary to both BellSouth and FDN. On that same day, BellSouth also filed a Notice of Intent for this information.

2. BellSouth files this Request for Specified Confidential Classification because the information contained in BellSouth's Answer and Counterclaim as well as Exhibits B, H and I reflect customer-specific proprietary information and other confidential business information that is confidential and proprietary under Florida Statutes, Sections 364.183 and 364.24. 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. Attachment A to BellSouth's Request for Confidential Classification contains an explanation of the proprietary information along with a list that identifies the location of the information designated by BellSouth as confidential.

5. Attachment B to BellSouth's Request for Confidential Classification is two redacted copies of the proprietary information.

6. Attachment C to BellSouth's Request for Confidential Classification is a sealed envelope containing one copy of the documents in highlighted form, which are confidential and proprietary

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 24<sup>th</sup> day of April, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B. White*

NANCY B. WHITE (GA)

JAMES MEZA

c/o Nancy Sims

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(305) 347-5558

*R. Douglas Lackey*

R. DOUGLAS LACKEY (GA)

E. EARL EDENFIELD JR.

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## ATTACHMENT A

BellSouth Telecommunications, Inc.  
FPSC Docket No. 020252-TP  
Request for Confidential Classification  
Page 1 of 2  
4/24/02

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH  
TELECOMMUNICATIONS, INC.'S ANSWER AND COUNTERCLAIM TO  
FLORIDA DIGITAL NETWORK'S COMPLAINT AND REQUEST FOR  
EMERGENCY RELIEF AS FILED ON APRIL 3, 2002 IN  
FLORIDA PUBLIC SERVICE  
COMMISSION DOCKET 020252-TP**

### Explanation of Proprietary Information

- A. The identified information consists of customer-specific account information as well as competitive business information. Therefore, this information should be classified as proprietary, confidential business information pursuant to Section 364.183(3)(d) Florida Statutes and is exempt from the Open Records Act.

#### PAGE NO.

#### BASIS FOR REQUEST

#### Answer and Counterclaim

Page 1, lines 9, 10 and 11	1
Page 2, line 5	1
Page 3, line 6	1
Page 9, lines 16, 18 and 20	1
Page 10, line 8	1
Page 12, line 19	1
Page 14, lines 6 and 7	1
Page 15, lines 2 and 3	1
Page 20, lines 1, 3, 5 and 6	1
Page 21, lines 1 and 5	1
Page 22, lines 20, 21 and 24	1
Page 23, line 1	1
Page 27, lines 1, 4 and 8	1

**ATTACHMENT A**

**BellSouth Telecommunications, Inc.  
FPSC Docket No. 020252-TP  
Request for Confidential Classification  
Page 2 of 2  
4/24/02**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH  
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EMERGENCY RELIEF AS FILED ON APRIL 3, 2002 IN  
FLORIDA PUBLIC SERVICE  
COMMISSION DOCKET 020252-TP**

Attachment B

Entire Document

1

Attachment H

Entire Document

1

Attachment I

Entire Document

1