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August 7, 2002

Ms. Blanca Bayo, Director
Commission Clerk and Administrative Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 020129-TP

Dear Ms. Bayo:

Enclosed herewith for filing in the above-referenced docket on behalf of ITC^DeltaCom, Inc. (ITC^DeltaCom) are the original and fifteen copies of the Request Specified Confidential Classification.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the copy to me.

Thank you for your assistance with this filing.

Sincerely,


Marsha A. Rule

MAR/tls

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- SEC _____
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COMMISSION
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This confidentiality request was filed by or for a "telco" for DN 08303-02. 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-ref. 07931-02)

RECEIVED & FILED

FPSC-BUREAU OF RECORDS 08302 AUG-7 02

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Joint Petition of US LEC of Florida, Inc.,)
Time Warner Telecom of Florida, LP and) Docket No. 020129-TP
ITC^Delta Com Communications objecting to)
and requesting suspension of proposed CCS7)
Access Arrangement Tariff filed by) Filed: August 7, 2002
BellSouth Telecommunications, Inc.)
_____)

**ITC^DELTACOM, INC.'s
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION**

COMES NOW, ITC^DeltaCom, Inc. ("ITC^DeltaCom") and files this Request for Specified Confidential Classification pursuant to Rule 25-22.006, Florida Administrative Code. In support, ITC^DeltaCom states as follows:

1. On July 29, 2002, BellSouth filed the Rebuttal Testimony of Thomas S. Randklev. Mr. Randklev's testimony included information that is proprietary to ITC^DeltaCom. BellSouth redacted the information from the public version of Mr. Randklev's testimony and filed a Notice of Intent to Request Specified Confidential Classification with respect to such information. Because the information is proprietary to ITC^DeltaCom rather than BellSouth, ITC^DeltaCom is filing this Request for Specified Confidential Classification of the information.

2. A redacted public copy of Mr. Randklev's testimony is attached to this Request as Exhibit A. A non-redacted confidential copy of the testimony is attached in a sealed envelope as Exhibit B.

3. On page 3, lines 16 and 22 of the Rebuttal Testimony, Mr. Randklev refers to a specific dollar amount of loss that would be suffered by ITC^DeltaCom if it were unable to pass through certain BellSouth charges to its customers. The dollar amount is

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confidential business information that could cause competitive harm to ITC^DeltaCom, and is confidential and proprietary under Sections 364.183 and 364.24, Florida Statutes. Specifically, knowing the dollar amount that would be lost if ITC^DeltaCom were unable to pass BellSouth's per-message ISUP and TCAP charges to its customers would aid ITC^DeltaCom's competitors in determining the company's cost structure, an important component of ITC^DeltaCom's competitive pricing. This information also would allow competitors to determine the number of ISUP and TCAP messages carried by ITC^DeltaCom for its SS7 customers, thus aiding competitors in the determination of ITC^DeltaCom's market share.

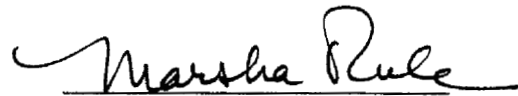
4. Corresponding information on competitors is not available to ITC^DeltaCom. The information discussed in this Request for Specified Confidential Classification is valuable and ITC^DeltaCom strives to keep it secret. Therefore, such information should be classified as confidential business information and customer proprietary information pursuant to § 364.24 and § 364.183(3)(e), Florida Statutes, and should be determined to be exempt from the public disclosure requirements of §119.07, Florida Statutes. ITC^DeltaCom has treated and intends to continue to treat this information as private, and this information has not been generally disclosed.

5. The original of this Request was filed today with the Division of the Commission Clerk and Administrative Services and a copy was served on the Parties.

WHEREFORE, based on the foregoing, ITC^DeltaCom respectfully requests 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 7th day of August, 2002.

ITC^Delta Com, Inc.

A handwritten signature in black ink that reads "Marsha Rule". The signature is written in a cursive style with a long horizontal line extending to the right.

Marsha A. Rule
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Hoffman
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was furnished by U. S. Mail to the following this 7th day of August, 2002:

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Marsha A. Rule, Esquire

Public Version

1 BELL SOUTH TELECOMMUNICATIONS, INC.
2 REBUTTAL TESTIMONY OF THOMAS S. RANDKLEV
3 BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
4 DOCKET NO. 020129-TP
5 JULY 29, 2002
6

7 Q. PLEASE STATE YOUR NAME, YOUR POSITION WITH BELL SOUTH
8 TELECOMMUNICATIONS, INC. ("BELL SOUTH") AND YOUR
9 BUSINESS ADDRESS.

10

11 A. My name is Thomas S. Randklev. I am employed by BellSouth
12 Telecommunications, Inc. ("BellSouth") as a Product Manager, and CCS7 is
13 one of the products that is assigned to me. My business address is 675 West
14 Peachtree Street, Atlanta, Georgia 30375.

15

16 Q. PLEASE SUMMARIZE YOUR BACKGROUND AND EXPERIENCE.

17

18 A. I received a Bachelor of Arts degree from the University of South Carolina in
19 1994 and I received a Masters of Business Administration from the University
20 of South Carolina in 1997. I joined BellSouth in June 2000 as a Product
21 Manager.

22

23 Q. WHAT IS THE PURPOSE OF YOUR REBUTTAL TESTIMONY?

24

25

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1 A. The purpose of my rebuttal testimony is to respond to certain portions of the
2 direct testimony of Mr. Steve Brownworth filed on behalf of ITC^DeltaCom
3 Communications, Inc. ("DeltaCom") and Ms. Wanda Montano filed on behalf
4 of US LEC of Florida ("US LEC") with the Florida Public Service
5 Commission ("Commission") on July 1, 2002.

6

7 Q. ON PAGE 15, MR. BROWNORTH CLAIMS THAT "BELLSOUTH HAS
8 INDICATED THAT THEY WOULD CHARGE \$300,000 PER YEAR PER
9 COMPANY TO PROVIDE A MINIMUM LEVEL OF BILLING DETAIL."
10 ARE YOU ABLE TO ADDRESS THIS TESTIMONY?

11

12 A. Yes. I have had telephone conversations with Mr. Brownworth during which
13 we discussed, among other things: the extent to which BellSouth may be able
14 to provide additional billing-related information to DeltaCom, ALECs, or
15 third-party signaling providers with regard to ISUP and TCAP messages
16 addressed by the tariff that is the subject of this proceeding; the viability of
17 providing any such additional information; and the rates BellSouth might
18 charge for providing any such additional information.

19

20 Q. HOW DETAILED WERE THESE DISCUSSIONS?

21

22 A. Mr. Brownworth described the additional information that DeltaCom desired.
23 I agreed to look into whether it was possible for BellSouth to provide that
24 additional information and, if it was, to determine whether BellSouth would be
25 willing to develop the ability to collect that information and pass it along to

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1 DeltaCom and other carriers. I also agreed that if BellSouth was able and
2 willing to develop that ability, I would get some idea of what BellSouth might
3 charge for providing that additional information. My understanding was that
4 DeltaCom was exploring whether to develop this ability itself or purchase it
5 from BellSouth, assuming BellSouth was able and willing to offer it as a
6 service. We did not discuss technical details regarding how BellSouth could
7 obtain such additional information and pass it along to DeltaCom and other
8 carriers, and we never discussed in detail any rates that might apply if
9 BellSouth were to do so.

10

11 Q. IS THE "\$300,000 PER YEAR PER COMPANY" FIGURE MR.
12 BROWNORTH REFERENCES ON PAGE 15 OF HIS TESTIMONY
13 FAMILIAR TO YOU?

14

15 A. Yes. During the course of the discussions I just described, Mr. Brownworth
16 claimed that DeltaCom was losing XXXX per month because it was unable to
17 "pass through" per-message ISUP and TCAP charges to its carrier customers. I
18 did not ask Mr. Brownworth any questions about that figure – I was willing to
19 simply assume it for the purposes of our conversation. With that in mind, I
20 told Mr. Brownworth that even assuming BellSouth could provide the
21 additional information and that it would charge carriers \$300,000 per year to
22 do so, it seemed that DeltaCom would still come out ahead given the XXXXX
23 per month figure he quoted me. I simply used the \$300,000 figure as an
24 example – I never suggested that this was even close to being an accurate
25 estimate. To the contrary, as I explained above, I told Mr. Brownworth that if

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1 BellSouth was willing to develop the ability to provide the additional
2 information Mr. Brownworth mentioned, I would get some idea of what
3 BellSouth might charge for providing that additional information.

4

5 Q. HAS BELLSOUTH PROVIDED AN ESTIMATE WHAT IT MIGHT
6 CHARGE FOR PROVIDING THAT ADDITIONAL INFORMATION?

7

8 A. No. As BellSouth witness Mr. Clyde Green explains in his rebuttal testimony,
9 BellSouth is still in the process of determining how much of the requested
10 additional information it is even technically possible to provide and whether
11 BellSouth is willing to incur the costs of making the changes that would be
12 necessary to enable BellSouth to provide such additional information. Once
13 that decision is made, the amount BellSouth would charge for providing such
14 additional information obviously would depend on the expected demand for
15 the information.

16

17 Q. BEGINNING ON PAGE 9, LINE 21, MS. MONTANO MAKES A NUMBER
18 OF STATEMENTS ABOUT A MEETING BETWEEN YOU AND
19 SOUTHEASTERN COMPETITIVE CARRIERS ASSOCIATION (SECCA)
20 REPRESENTATIVES. CAN YOU COMMENT ON THESE
21 STATEMENTS?

22

23 A. Yes. I indicated that Bill and Keep arrangements existed with Independent
24 Companies in certain BellSouth states, and I explained that the signaling
25 messages flow in both directions and are billed regardless of network of

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1 origination. Mr. Follensbee discusses the details of the message flow and
2 billing in his prefiled rebuttal testimony. I also agree that ALECs and other
3 carriers could implement their own CCS7 tariff arrangements and bill per-
4 message charges to carriers that use their CCS7 network in the same way that
5 BellSouth has implemented the tariff that is the subject of this proceeding.

6
7 However, I do not agree, and I certainly never meant to suggest, that this would
8 result in other carriers “simply bill[ing] BellSouth the identical invoiced
9 amounts each [carrier] is billed by BellSouth” as suggested on page 10 of Ms.
10 Montano’s testimony. For example, many carriers use BellSouth’s databases
11 (such as BellSouth’s CNAM and 800 databases) instead of either maintaining
12 their own databases or using a database maintained by a third-party provider.
13 If an ALEC uses BellSouth’s 800 database, BellSouth will charge TCAP
14 messages to that ALEC each time BellSouth’s 800 database is accessed on
15 behalf of that ALEC. BellSouth, however, is not accessing that ALEC’s 800
16 database (because the ALEC has no such database) and, therefore, BellSouth
17 would not pay that ALEC any per-message TCAP charges. Even if one were
18 to assume for the sake of argument that all other per-message signaling charges
19 between BellSouth and that ALEC “canceled out” as Ms. Montano seems to
20 suggest, that ALEC would still owe a net amount to BellSouth for TCAP
21 charges.

22

23 Q. DOES THAT CONCLUDE YOUR REBUTTAL TESTIMONY?

24

25 A. Yes.