

IN THE SUPREME COURT OF FLORIDA

ANTHONY PARKS,

Appellant,

vs.

CASE NO. SC02-1733

FPSC DOCKET NO. 000028-TL

ORDER NO. PSC-02-0874-FOF-TL

LILA C. JABER, CHAIRMAN, et al.,
and BELLSOUTH TELECOMMUN-
ICATIONS, INC.

Appellees.

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**BELLSOUTH'S MOTION FOR CONTINUED
CONFIDENTIAL TREATMENT OF DOCUMENTS**

Appellee, BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Florida Rules of Appellate Procedure 9.200 and 9.300, requests that this Court enter an Order continuing the confidential treatment of certain documents accorded confidential status in the lower court proceedings, and states:

1. This Appeal is from a final order issued by the Florida Public Service Commission ("Commission" or "PSC"), issued June 28, 2002, granting BellSouth's first-ever request for waiver of Florida Administrative Code Rules 25-4.107, 25-4.108

and 25-4.113 with respect to a unique situation concerning Appellant.

2. The Record on Appeal is due to be filed with the Court on or before November 18, 2002.

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3. The Record will contain certain documents that the Commission had accorded confidential treatment in the lower court proceedings. *See* Order No. PSC-01-0723-CFO-TL, issued March 23, 2001 (attached as Exhibit 1); Order No. PSC-02-0597-CFO-TL, issued May 1, 2002 (attached as Exhibit 2). These documents are as follows:

- a. Exhibit B to Petition for Rule Waiver (information containing, among other things, customer-specific and business information), on behalf of BellSouth, filed January 10, 2000;
- b. Exhibit NHS/PKS-1 to Direct Panel testimony of Nancy H. Sims and Patricia K. Shields, on behalf of BellSouth, filed January 10, 2001 and January 31, 2001;
- c. Hearing Exhibit No. 1, filed February 4, 2002 (corrected version of Exhibit NHS/PKS-1 to Direct Panel Testimony of Nancy H. Sims and Patricia K. Shields);
- d. Post-hearing brief, on behalf of BellSouth, filed March 4, 2002; and
- e. Page six of post-hearing brief, on behalf of BellSouth, filed March 22, 2002.

See Index to Record on Appeal at 5 (attached as Exhibit 3).

4. For the reasons BellSouth requested and obtained confidential treatment of these documents below, BellSouth desires to continue the confidential treatment of these documents on appeal. Copies of BellSouth's Requests for Confidential Classification of these documents (BellSouth's "Requests") filed in the lower court proceedings are attached hereto as Exhibits 4 (requesting confidential classification of Exhibits A and B to Petition for Rule Waiver), 5 (requesting confidential classification of Exhibit NHS/PKS-1 to the Direct Panel Testimony of Nancy H. Sims and Patricia K. Shields), and 6 (requesting confidential classification for portions of BellSouth's Post-Hearing Brief filed March 4, 2002). As noted in the Requests, these documents contain customer-specific and competitive business information, which information is valuable to BellSouth. Moreover, BellSouth is prohibited by Section 324.24(2), Florida Statutes, from public disclosure of this customer account information. BellSouth has always treated and intends to continue to treat this information as private, and this information has not been generally disclosed (*see* Exhibit 4 at 1-2; Exhibit 5 at 1-2; Exhibit 6 at 1-2).

5. The undersigned has contacted Appellee, Anthony Parks, and counsel for the Commission, David Smith, with respect to the relief sought in this Motion.

Mr. Smith has authorized the undersigned to represent that he does not object to the continued confidential treatment of these documents on appeal. However, Mr. Parks does object to the continued confidential treatments of these documents and will be filing a separate objection this Motion.

For the reasons stated, Appellee, BellSouth, requests that this Court enter an Order continuing the confidential treatment of the documents listed above, which the Commission accorded confidential status in the lower court proceedings.

Respectfully submitted,

ADORNO & YOSS, P.A.



Stephanie G. Kolman

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Counsel for Appellee,
BellSouth Telecommunications, Inc.

CERTIFICATE OF SERVICE

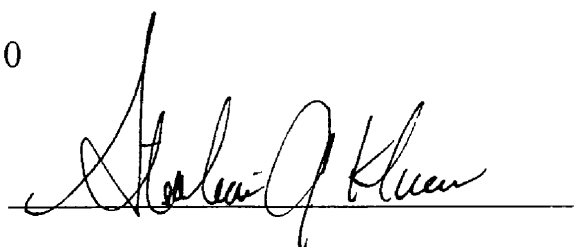
I CERTIFY that a copy of this motion was mailed on November 13, 2002 to:

Anthony Parks
P.O. Box 812283
Boca Raton, Florida 33481

Harold McLean, General Counsel
Patricia A. Christensen, Esq.
Christiana T. Moore, Esq.
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Florida Public Service Commission
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Tallahassee, Florida 32399-0850

Nancy B. White, Esq.
BellSouth Telecommunications, Inc.
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Tallahassee, Florida 32301

Kay Flynn, Chief
Bureau of Records and Hearing Services
Florida Public Service Commission
Division of the Commission Clerk &
Administrative Services
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850



A handwritten signature in cursive script, appearing to read "Harold McLean", is written over a horizontal line.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

DOCKET NO. 000028-TL
ORDER NO. PSC-01-0723-CFO-TL
ISSUED: March 23, 2001

ORDER GRANTING REQUEST FOR
SPECIFIED CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 01474-01
(CROSS-REFERENCE DOCUMENTS NOS. 00354-00 AND 00427-01)
AND SETTING FORTH CONDITIONS FOR INSPECTION OF DOCUMENT

I. Background

On January 10, 2000, the Commission received a petition from BellSouth Telecommunications, Inc. (BellSouth) seeking a waiver of Rules 25-4.107, 25-4.108 and 25-4.113, Florida Administrative Code, pursuant to Section 120.542, Florida Statutes. The rules require a local exchange company (LEC) to assist any customer or applicant in obtaining telephone service adequate to his communication needs, to provide service, and limit circumstances under which a LEC may refuse telephone service. BellSouth indicates in its petition that it is seeking a permanent waiver of these rules for one particular customer. BellSouth seeks a waiver to forego service to this person and service to the locations that he owns, leases, or with which he is, in any way, associated.

By Order No. PSC-00-0902-PAA-TL, issued May 5, 2000, BellSouth's petition was granted. On May 30, 2000, Mr. Anthony Parks filed a protest of Order No. PSC-00-0902-PAA-TL and requested a formal hearing pursuant to Rule 25-22.029, Florida Administrative Code. Accordingly, this matter has been scheduled for an administrative hearing.

II. Confidential Request

On February 24, 2000, BellSouth filed a Claim of Confidential Treatment regarding certain customer documents pursuant to Section 364.183, Florida Statutes, Document No. 00354-00. On January 10,



DOCUMENT NUMBER DATE

03589 MAR 23 01

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2001, BellSouth prefiled the direct panel testimony of Nancy H. Sims and Patricia K. Shields, along with Exhibit NHS/PKS-1. BellSouth also filed a Notice of Intent to Request Confidential Classification pursuant to Rule 25-22.006, Florida Administrative Code, for Exhibit No. NHS/PKS-1, Document No. 00427-01 (cross-reference Document No. 00354-00). On January 31, 2001, BellSouth filed a Request for Specified Confidential Classification pursuant to Rule 25-22.006, Florida Administrative Code, for Exhibit No. NHS/PKS-1, Document No. 01474-01 (cross-reference Documents Nos. 00354-00 and 00427-01). Specifically, BellSouth requests confidential treatment of the pages and lines as identified in Attachment A, which is attached to and incorporated in this Order. BellSouth asserts that the document contains customer-specific and competitive business information. BellSouth states that the information is valuable to BellSouth and it strives to keep it secret. BellSouth also states that it is prohibited by Section 364.24(2), Florida Statutes, from public disclosure of customer account information. Therefore, BellSouth asserts that the information contained in its response is proprietary and confidential pursuant to Sections 364.183 and 364.24, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. BellSouth states that it has treated and intends to continue to treat the information as private. BellSouth further asserts that the information has not otherwise been disclosed.

Florida law presumes that documents submitted to governmental agencies shall be public records. The only exceptions to this presumption are the specific statutory exemptions provided in the law and exemptions granted by governmental agencies pursuant to the specific terms of a statutory provision. This presumption is based on the concept that government should operate in the "sunshine." Rule 25-22.006(4)(c), Florida Administrative Code, provides that it is the Company's burden to demonstrate that the documents fall into one of the statutory examples set out in Section 364.183, Florida Statutes, or to demonstrate that the information is proprietary confidential information, the disclosure of which will cause the Company or its ratepayers harm.

Section 364.183(3), Florida Statutes, states that "proprietary confidential business information" is

[o]wned or controlled by the person or company, is intended to be and is treated by the person or company as

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private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public.

Based on the definition of proprietary confidential business information in Section 364.183(3), Florida Statutes, it appears that the information for which BellSouth seeks confidential classification is information that, if disclosed, would cause harm to BellSouth's ratepayers. Thus, this information qualifies as proprietary confidential business information under Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. Also, any customer-specific information should be protected in accordance with Section 364.24, Florida Statutes. As such, BellSouth's request for confidential classification is hereby granted.

III. Motion to Compel

A prehearing conference was held on March 12, 2001. Prior to the commencement of the prehearing conference, Mr. Parks sent by facsimile a Motion to Change Date of Hearing and Motion to Compel BellSouth to provide Mr. Parks with all documents it intends to use at hearing within 10 days from the date of Mr. Parks' motion. Parties addressed Mr. Parks' motions during the prehearing conference. The Motion to Change Date of Hearing was granted, and the Motion to Compel was taken under advisement.

Mr. Parks stated in his Motion to Compel and at the prehearing conference that he seeks documents BellSouth plans to use at hearing so that he can defend his position and avoid "trial by ambush." BellSouth responded that it provided Mr. Parks with the redacted version of Exhibit No. NHS/PKS-1, the document it intends to use at hearing. BellSouth indicated that it was prohibited from disclosing certain portions of the exhibit that contain customer names, phone numbers and addresses, which BellSouth asserts are related to its allegations regarding Mr. Parks. As discussed earlier, that information is the subject of Section II of this Order.

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Upon consideration of the foregoing, I am concerned that Mr. Parks have the necessary information to prepare for hearing. Nevertheless, BellSouth's Request for Specified Confidential Classification has been granted to protect those customers who are not parties to this docket. Rule 25-22.006(7)(b), Florida Administrative Code, provides that a finding of confidentiality notwithstanding, a source may consent to inspection or examination by any person. The rule also provides that such consent shall not constitute a waiver of confidentiality, and limits inspection of the materials to the person specified in the consent.

Counsel for BellSouth has indicated that the company will consent to Mr. Parks' inspection of the confidential information contained in Exhibit No. NHS/PKS-1 subject to a protective agreement. Therefore, Mr. Parks' Motion to Compel is rendered moot. The protective agreement shall not preclude Mr. Parks from communicating on a one-to-one basis with any customer listed in Exhibit No. NHS/PKS-1; however, Mr. Parks shall not disclose information regarding any one account to any other customer listed in that exhibit, nor shall the information be disclosed to any other person who is not a signatory to the protective agreement. Unauthorized disclosure of this information shall constitute a violation of this Order, which may result in the Commission seeking appropriate remedies in circuit court.

Finally, Mr. Parks requested in his Motion to Compel that the documents be provided by BellSouth within 10 days. Therefore, the due date pursuant to Mr. Parks' motion would have been March 22, 2000. Rule 28-106.206, Florida Administrative Code, provides for discovery requests pursuant to Rules 1.280 through 1.400, Florida Rules of Civil Procedure. Pursuant to Rule 1.350, Florida Rules of Civil Procedure, any party may request documents which contain matters within the scope of Rule 1.280(b), Florida Rules of Civil Procedure, from any other party. Pursuant to Rule 1.350, Florida Rules of Civil Procedure, the party to whom a request for production of documents is made shall have 30 days to respond. Further, Order No. PSC-00-2406-PCO-TP (Order Establishing Procedure), issued December 14, 2000, provides that parties shall have 10 days to object to any discovery requests. Mr. Parks never served BellSouth with a request for production of documents. Therefore, absent BellSouth's consent to inspection, Mr. Parks' Motion to Compel would have been premature. The hearing in this docket has been rescheduled for May 21, 2000. This should provide

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Mr. Parks ample time to inspect Exhibit No. NHS/PKS-1 and prepare for hearing.

Based on the foregoing, it is

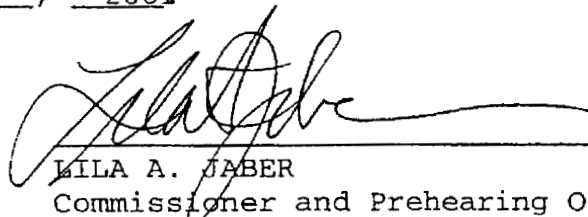
ORDERED by Commissioner Lila A. Jaber, as Prehearing Officer, that BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification of Document No. 01474-01 (cross-reference Documents Nos. 00354-00 and 00427-01) is hereby granted. It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, any confidentiality granted to the material specified herein shall expire eighteen (18) months from the date of the issuance of this Order in the absence of a renewed request for confidentiality pursuant to Section 364.183, Florida Statutes. It is further

ORDERED that this Order will be the only notification by the Commission to the parties concerning the expiration of the confidentiality time period. It is further

ORDERED that the protective agreement entered into between BellSouth Telecommunications, Inc. and Mr. Anthony Parks, discussed herein, shall not preclude Mr. Parks from communicating on a one-to-one basis with any customer listed in Exhibit No. NHS/PKS-1; however, Mr. Parks shall not disclose information regarding any one account to any other customer listed in that exhibit, nor shall the information be disclosed to any other person who is not a signatory to the protective agreement.

By ORDER of Commissioner Lila A. Jaber, as Prehearing Officer, this 23rd day of March, 2001



LILA A. JABER
Commissioner and Prehearing Officer

(S E A L)

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

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ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of
1/31/01

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S DIRECT
PANEL TESTIMONY OF NANCY H. SIMS AND PATRICIA K. SHIELDS EXHIBIT
NHS/PKS-1 FILED JANUARY 10, 2001 IN FLORIDA DOCKET NO. 000028-TL**

EXHIBIT NHS/PKS-1

<u>Page No.</u>		<u>Reason</u>
1	Lines 1, 4, 7, 10, 16, 19, 28, 29	1
2	Lines 1, 2, 4, 7, 10, 13, 16, 19, 22, 25, 28, 31, 32	1
3	Lines 1, 2, 3, 4, 5, 7, 10	1
5	Lines 1, 10, 15, 23, 28	1
6	Lines 1, 14, 15, 16, 17, 24, 27, 30	1
7	Lines 1, 12, 16, 27	1
8	Lines 1, 6, 7, 11, 23, 25	1
9	Lines 1, 7, 9, 14, 17, 24, 26	1
10	Lines 1, 5, 6, 8, 14	1
11	Lines 1, 18, 23, 24, 27, 29, 30	1
12	Lines 1, 7, 9, 15, 18, 22, 23, 28	1
13	Lines 1, 8, 8, 11, 13, 16, 21	1
14	Lines 1, 3, 6, 9, 11, 13, 16, 21, 23, 26, 29	1
15	Lines 1, 5, 7	1
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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth Telecommunications, Inc. for waiver of Rules 25-4.107, 25-4.108, and 25-4.113, F.A.C., which require provision of basic telecommunications service to certain locations and persons.

DOCKET NO. 000028-TL
ORDER NO. PSC-02-0597-CFO-TL
ISSUED: May 1, 2002

ORDER GRANTING REQUEST FOR
SPECIFIED CONFIDENTIAL CLASSIFICATION OF DOCUMENT NO. 02506-02
(CROSS-REFERENCE DOCUMENT NO.03380-02)

On January 10, 2000, the Commission received a petition from BellSouth Telecommunications, Inc. (BellSouth) seeking a waiver of Rules 25-4.107, 25-4.108 and 25-4.113, Florida Administrative Code, pursuant to Section 120.542, Florida Statutes. On February 4, 2002, an administrative hearing was held in this matter. On March 4, 2002, BellSouth filed its post-hearing brief which BellSouth claimed contained confidential information. On March 22, 2002, BellSouth filed its Request for Specified Confidential Classification for portions of BellSouth's Post-Hearing Brief pursuant to Rule 25-22.006, Florida Administrative Code.

In its support of its Request, BellSouth states that on March 4, 2002, along with its post-hearing brief it filed a Notice of Intent to Request Specific Confidential Classification for portions of its post-hearing brief which contain information that is considered confidential and proprietary to BellSouth. BellSouth asserts that the information is proprietary to BellSouth and includes customer specific and confidential business information. BellSouth states that pursuant to Section 364.183, Florida Statutes, such information is classified as proprietary.

BellSouth also asserts that Section 364.24(2), Florida Statutes, prohibits public disclosure of customer account information. BellSouth contends that this information is valuable and it strives to keep it secret. BellSouth asserts that such information should be classified as proprietary, confidential business information pursuant to 364.183(3)(e), Florida Statutes,



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and should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

BellSouth further states that it 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. Therefore, BellSouth requests that an order be issued declaring the information described in its Request to be confidential, proprietary business information that is not subject to public disclosure.

Florida law presumes that documents submitted to governmental agencies shall be public records. The only exceptions to this presumption are the specific statutory exemptions provided in the law and exemptions granted by governmental agencies pursuant to the specific terms of a statutory provision. This presumption is based on the concept that government should operate in the "sunshine." Rule 25-22.006(4)(c), Florida Administrative Code, provides that it is the Company's burden to demonstrate that the documents fall into one of the statutory examples set out in Section 364.183, Florida Statutes, or to demonstrate that the information is proprietary confidential information, the disclosure of which will cause the Company or its ratepayers harm.

Section 364.183(3), Florida Statutes, states that "proprietary confidential business information" is

[o]wned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public.

Based on the definition of proprietary confidential business information in Section 364.183(3), Florida Statutes, it appears that the information for which BellSouth seeks confidential classification is information that, if disclosed, would cause harm to BellSouth's ratepayers. Thus, this information qualifies as

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proprietary confidential business information under Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. Also, any customer-specific information should be protected in accordance with Section 364.24, Florida Statutes. As such, BellSouth's request for confidential classification is hereby granted.

Based on the foregoing, it is

ORDERED by Chairman Lila A. Jaber, as Prehearing Officer, that BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification of Document No. 02506-02 (cross-reference Document No. 03380-02) is hereby granted. It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, any confidentiality granted to the material specified herein shall expire eighteen (18) months from the date of the issuance of this Order in the absence of a renewed request for confidentiality pursuant to Section 364.183, Florida Statutes. It is further

ORDERED that this Order will be the only notification by the Commission to the parties concerning the expiration of the confidentiality time period.

By ORDER of Chairman Lila A. Jaber, as Prehearing Officer, this 1st Day of May, 2002.



LILA A. JABER
Chairman and Prehearing Officer

(S E A L)

PAC

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of the Commission Clerk and Administrative Services, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.

I N D E X

Anthony Parks
vs.
Lila A. Jaber, Chairman, et al.
PSC Docket No. 000028-TL
Supreme Court Case No. SC02-1733

VOLUME 1

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Order PSC-02-0597-CFO-TL granting request for specified confidential classification of Document No. 02506-02 (cross-reference Document No. 03380-02), issued May 1, 2002	252
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Memorandum from Commission’s Office of the General Counsel to Division of the Commission Clerk and Administrative Services with attached letter and a copy of an appeal of the Public Service Commission’s Order of June 28, 2002 from Anthony Parks, filed July 31, 2002	301

Memorandum from Commission’s Office of the General Counsel to Division of the Commission Clerk and Administrative Services with attached original letter and copy of an appeal of the Public Service Commission’s Order of June 28, 2002 from Anthony Parks, filed August 13, 2002 326

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Certificate of Director, Division of the Commission Clerk and Administrative Services 331

HEARING TRANSCRIPT AND EXHIBIT

Transcript of hearing held February 4, 2002, pages 1 through 70
(reference court reporter’s original page numbers)

Hearing Exhibit No. 2

**DOCUMENTS SUBMITTED IN SEALED ENVELOPE
MARKED “CONFIDENTIAL”**

Exhibit B to petition for rule waiver (information containing, among other things, customer-specific and business information), on behalf of BellSouth, filed January 10, 2000

Exhibit NHS/PKS-1 to direct panel testimony of Nancy H. Sims and Patricia K. Shields, on behalf of BellSouth, filed January 10, 2001 and January 31, 2001

Hearing Exhibit No. 1, filed February 4, 2002
(corrected version of Exhibit NHS/PKS-1 to direct panel testimony of Nancy H. Sims and Patricia K. Shields)

Post-hearing brief, on behalf of BellSouth, filed March 4, 2002

Page six of post-hearing brief, on behalf of BellSouth, filed March 22, 2002

NANCY B. WHITE
General Counsel-Florida

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5558

FILE COPY

January 10, 2000

Mrs. Blanca S. Bayó
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

**Re: BellSouth Telecommunications, Inc.'s
Request for Confidential Classification**

Dear Ms. Bayó:

Enclosed please find the original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Confidential Classification which we ask that you file in the above-referenced matter.

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,

Nancy B. White
Nancy B. White (SN)

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



FILE COPY

Legal Department

MICHAEL P. GOGGIN
General Attorney

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5561

February 24 2000

Mrs. Blanca S. Bayó
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 000028-TL - Petition for Rule Waiver

Dear Ms. Bayo:

On January 10, 2000, BellSouth filed certain information with the Commission in this matter together with a request for confidential classification pursuant to Rule 25-22.006(4), Florida Administrative Code. BellSouth hereby requests that its request for confidential classification be treated as a claim of confidential treatment pursuant to Rule 25-22.006(5). The claim of confidential treatment extends to precisely the same information identified as confidential in BellSouth's January 10, 2000 filing.

If you have any questions regarding this request, please contact me.

Sincerely,


Michael P. Goggin

cc: Timothy Vaccaro
Nancy B. White
Marshall M. Criser III
R. Douglas Lackey

198613

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth)
Telecommunications, Inc., for Waiver) Docket No.
of Rules 25-4.107, 25-4.108, and)
25-4.113, Florida Administrative Code)
_____) Filed: January 10, 2000

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
REQUEST FOR 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 January 10, 2000, BellSouth filed a Petition for Rule Waiver along with Exhibit A, an Affidavit, and Exhibit B which contains customer-specific information considered to be confidential and proprietary to BellSouth in the above captioned docket.
2. BellSouth is now filing a Request for Confidential Classification for the subject information because the information contained in these documents is proprietary to BellSouth and includes information containing, among other things, customer specific and confidential business information. Pursuant to Section 364.183, Florida Statutes such information is classified as proprietary.
3. Exhibits A and B contain information considered to be confidential and proprietary to BellSouth, and includes information containing, among other things, customer-specific information. A more specific description of this information is contained in Attachment A. Public disclosure of customer specific information is in violation of Florida law. Public disclosure of Exhibit A could put

BellSouth employees at risk. 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.

7. 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.


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

6 Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.

WHEREFORE, based on the foregoing, BellSouth moves 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 10th day of January, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.



NANCY B. WHITE
c/o Nancy Sims
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301
(305) 347-5558

R. Douglas Lacey (ps)
R. DOUGLAS LAGKEY
675 W. Peachtree Street
Suite 4300
Atlanta, Georgia 30375
(404) 335-0747

PC Docs 191625

ATTACHMENT A

Petition by BellSouth Telecommunications, Inc.'s Waiver of Rules 25-4.107, 25-4.108, and 25-4.113, Florida Administrative Code

Docket No. _____

Explanation of Proprietary Information

1. This information contains employee-personnel information unrelated to duties, qualifications or responsibilities. This information is expressly identified in Section 364.183(3)(f), Florida Statutes, as proprietary confidential business information

2. This information contains customer specific information including names, addresses and telephone numbers. This information is entitled to confidential classification pursuant to Section 364.24(2), Florida Statutes.

BST Document Identification	Page #	Line(s)	Proprietary Reason
Exhibit A	1	9 – 13, 15, 16, 18 – 22	1
	2	13 – 17, 20, 23	1
Exhibit B	1	1 – 22	2
	2	1 – 27	2
	3	1 – 24	2
	4	1, 3, 4 – 6	2
	5	1, 2, 4, 6, 7, 9, 10, 12	2
	6	1, 2, 6, 8, 10, 11, 12, 15, 17, 18, 20, 22, 23, 24, 25, 26, 27, 28, 29	2
	7	1, 2, 4, 7, 11, 13, 14, 16, 17, 20, 21, 23, 24, 25, 26, 27, 29, 30, 33	2
	8	1, 2, 3, 9, 10, 11, 12, 13, 14, 16, 24, 25	2
	9	1, 3, 4, 6, 7, 10, 13, 14, 17, 20, 22, 23, 24, 25	2
	10	1, 2, 3, 4, 5, 7, 9, 11, 14, 16, 17, 24, 26, 27, 29, 30, 31	2
	11	1, 3, 4, 5, 6, 7, 9, 11, 12, 14, 16, 17, 18, 23, 25	2
	12	1, 2, 3, 10, 12, 15, 17, 20, 21, 23, 25, 26, 28, 29, 30, 31, 32	2
	13	1, 2, 3, 4, 7, 9, 10, 11, 15, 16, 18, 19, 20, 21, 22, 23, 24, 28	2
	14	1, 2, 6, 8, 9, 11, 14, 18, 19, 21	2

ATTACHMENT B

**Petition by BellSouth Telecommunications, Inc.'s
Waiver of Rules 25-4.107, 25-4.108, and 25-4.113,
Florida Administrative Code**

Docket No. _____

**2 COPIES
REDACTED INFORMATION**

1
2
3
4
5
6

EXHIBIT A

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth)
Telecommunications, Inc., for Waiver) Docket No.
of Rules 25-4.107, 25-4.108, and)
25-4.113, Florida Administrative Code)
_____) Filed:

7
8

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

9
10

AFFIDAVIT OF _____ AND _____

Before me, the undersigned authority, personally appeared _____

11
12

_____ who stated that she is currently _____ - _____

for BellSouth Telecommunications, Inc. ("BellSouth"), and _____ who

13
14

stated that she is currently _____ - _____ or BellSouth, and

further state the following:

15
16
17
18

1. I, _____, am a person over the age of 21 residing in the state of Florida. My title is _____ for BellSouth, a Georgia Corporation. I have been in that position since 1990. My business address is _____ Florida _____

19
20
21
22

2. I, _____, am a person over the age of 21, residing in the state of Florida. My title is _____ or BellSouth. I have been in that position since 1997. My business address is _____ Florida _____

23
24

3. We are submitting this Affidavit in support of BellSouth's Petition for Rule Waiver.

1 4. We compiled the information contained in Exhibit B based on our
2 personal knowledge and experience with the person(s) and locations set forth
3 therein.

4 5. The person in question has obtained telecommunications service from
5 BellSouth using a variety of fraudulent means, has incurred substantial unpaid bill
6 balances with BellSouth, has supplied BellSouth with invalid and false information,
7 and attempted to pay for service with checks that were returned due to insufficient
8 funds. This has occurred at the locations set forth in Exhibit B.

9 6. BellSouth has expended a great deal of time, effort, and expense in
10 its dealings with this person.

11 7. Further affiants sayeth not.

12 WITNESSES:

13 [REDACTED] [REDACTED]
14 [REDACTED] [REDACTED]
15 [REDACTED] [REDACTED]
16 [REDACTED] [REDACTED]
17 [REDACTED] [REDACTED]

18 SWORN TO AND SUBSCRIBED *panary*
19 BEFORE ME THIS *5th* DAY OF 2000.

20 [REDACTED]
21 NOTARY PUBLIC, STATE OF FLORIDA
22 AT LARGE

PC docs 189897



[REDACTED]
Commission # C. 794907
Expires DEC. 16, 2002
BONDED THRU
ATLANTIC BONDING CO., INC.

	Name and address	Connection to [REDACTED]	Telephone Number	Service Dates	Reason for Denial	Balance Due
2 3 4	[REDACTED] (Res) Boca Raton, FL	Location Leased to [REDACTED] user of service	[REDACTED]	07-07-92 to 12-22-92	(PSC Case)	\$1,412.07
5 6 7	[REDACTED] (Bus) Boca Raton, FL	Location Leased to [REDACTED]	[REDACTED]	12-22-92 to 04-18-93	Supplied false Corporate Info	\$1,706.68
8 9 10	[REDACTED] (Bus) Boca Raton, FL	Location Leased to [REDACTED] & [REDACTED] as registered agent	[REDACTED]	08-04-93 to 10-26-93	Supplied False Credit Info & Non Pay Disconnect (PSC Appeal Informal Hearing)	\$1,548.78
11 12 13	[REDACTED] (Bus) Boca Raton, FL	Location Leased to [REDACTED]	[REDACTED]	10-15-93 to 09-22-94	Supplied False Info Non Pay Disconnect & DC Checks (PSC Appeal)	\$2,385.91
14 15 16	[REDACTED] (Res) Boca Raton, FL	Registered Agent	[REDACTED]	03-26-96 to 04-26-96	Non Pay Disconnect for Accounts # 1 & 3	\$57.21
17 18 19	[REDACTED] (Bus) Boca Raton, FL	[REDACTED] President	[REDACTED]	09-20-94 to 02-12-96	Non Pay Disconnect (PSC Courtesy Call)	\$5,528.83
20 21 22	[REDACTED] (Bus) Boca Raton, FL	[REDACTED] owned location & Registered Agent	[REDACTED]	11-15-96 to 07-14-97	Non Pay Disconnect (PSC Appeal)	\$1,956.23

Exhibit B

1							
2		(Bus)			12-12-96 to	Non Pay disconnect	
3	8	Boca Raton, FL	Location Owned by		07-14-97	(No PSC Handled Informally)	\$1,182.24
4		(Bus)					
5					06-06-97 to	Non Pay Disconnect (PSC	
6	9	Boca Raton, FL	Location Owned by		11-23-97	Appeal)	\$723.82
7		(Res)					
8			Location Owned by				
9			Two stop payment checks by		01-05-98 to	Non Pay Disconnect & No Valid	
10	10	Boca Raton, FL			08-24-98	Corp(PSC Appeal)	\$1,334.14
11		(Res)					
12					02-06-98 to	Non Pay Disconnect for Account	
13					10-12-98	10 & False Info	\$563.08
14	11	Boca Raton, FL	Location Owned by				
15		(Bus)					
16					06-09-98 to		
17					03-11-99	Non Pay Disconnect	\$808.31
18	12	Boca Raton, FL	Location Owned by				
19		(Bus)					
20		MemoryCall Voice Mail Box			11-29-98 to	Non Pay Disconnect for this	
21	13	No Address	Sole Office		03-99	Account & # 7	\$199.05
22		(Bus)					
23			Owns Location/director		08-21-98 to		
24			signed Dishonored Check Acct		04-09-99	Non Pay Disconnect	\$1,069.61
25	14	Boca Raton, FL	Name changed from				
26		(Bus)					
27			Owns location &		09-02-98 to		
	15	Boca Raton, FL	Director 2nd Line for #14		04-21-99	(PSC Case)	\$735.86

1 2 3	[REDACTED] (Res) 16 Boca Raton, FL	[REDACTED] Owns Property & Rented Room	[REDACTED]	03-31-99 to 07-01-99	Non Pay disconnect & No Documents	\$169.98
4 5 6	[REDACTED] (Res) 17 Boca Raton, FL	[REDACTED] Owns Property & Aversa Rented Room/Provided Documents	[REDACTED] Change to	09-02-99 to 10-15-99	Disconnected at Customer Request	\$193.07
7 8 9	[REDACTED] (Bus) 18 Boca Raton, FL	[REDACTED] Owns	[REDACTED]	03-16-99 application Date	Tried to connect after #12 was disconnected/Held for \$285 Deposit-Fraud Credit Info	No Bill
10 11 12	[REDACTED] (Bus) 19 Highland Beach, FL	[REDACTED] Owns	[REDACTED]	05-21-99 application Date	Tried to connect after #12 was disconnected/Held for \$250 Deposit-Fraud Credit Info	No Bill
13 14 15	[REDACTED] (Res) 20 Boca Raton, FL	[REDACTED] Owns	[REDACTED]	05-14-99 to 06-03-99	Non Pay Disconnect	\$794.38
16 17 18	[REDACTED] (Res) 21 Highland Beach, FL	[REDACTED] Owns	[REDACTED]	04-09-99 to 07-03-99	Disconnected by Mr. [REDACTED]	\$198.57
19 20 21	[REDACTED] (Bus) 22 Highland Beach, FL	[REDACTED] Owns	[REDACTED]	07-03-99 to 07-28-99	Disconnected Non Pay & Suspected Fraud/Acct Closed Check [REDACTED]/Aversa Acct	\$192.90
22 23 24	[REDACTED] (Bus) 23 Highland Beach, FL	[REDACTED] Owns	[REDACTED]	07-26-99 New Connect	Cancelled before connected- Final Bill & Fraud # 22	No Bill

326

4
5
6

24	[REDACTED] (Res) Memory Call Voice Mail Box No Address	[REDACTED] Landlord (See # 16 & 17)	[REDACTED]	Oct-99	BellSouth cancelled for Final Bills #16 & 17	No Bill
25	[REDACTED] (Res) Boca Raton, FL	[REDACTED] Owns	[REDACTED]	Oct-99	BellSouth cancelled for Final Bills #16 & 17	No Bill

1 [REDACTED]

2 SOCIAL PROVIDED ON ACCOUNTS [REDACTED]
3 SOCIAL SECURITY NUMBER ON

4 DRIVERS LICENSE CHECK [REDACTED] ISSUED IN NEW YORK
5 [REDACTED] BETWEEN 1979 & 1980 TO
6 [REDACTED]

7 BOCRIS notes on account #2 [REDACTED] 1-20-93, show the customer
8 claimed he had the above two social security numbers because his original
9 was stolen while he was in college. If this is the case why is Mr. [REDACTED]
10 using the [REDACTED] social security number, which would be the old number?
11 Also is a person allowed to have two social security numbers?

12 DOE [REDACTED]

SYNOPSIS

1 Account # 1- [REDACTED] PSC Appeal [REDACTED]

2 Connected at [REDACTED] Boca Raton. Service was connected
3 on 9-7-92 and disconnected on 12-18-92. FB amount is \$1412.07 Service
4 was denied 11-97 because customer had given incorrect SS #. PSC appeal
5 received on 11-12-98 and service was restored until the investigation was
6 completed. The location was found to be leased to [REDACTED]
7 Account was subsequently denied on 12-18, for no payment and
8 documents/fraud. Toll Call dispute. [REDACTED] was the user of the
9 service)

10 Account # 2- [REDACTED] (No PSC Appeal) (Part of Informal)

11 [REDACTED]
12 Connected at [REDACTED] Boca Raton. Account was denied 1-93,
13 for fraud since the business was not listed as a corporation in Tallah. The
14 customer was also questioned about an outstanding final bill at the
15 address, for [REDACTED] (Acct # 1) which was disconnected for
16 failure to provide proof of ID. Investigation through the landlord
17 determined the occupant of the location was [REDACTED]
18 Service was subsequently restored after Mr. [REDACTED] paid a \$250.00 deposit.
19 (PSC Appeal) This customer claimed the reason he had two social security
20 numbers, [REDACTED] and [REDACTED] was the original social security #
21 was stolen while he was in college. Toll Call dispute. Service
22 disconnected April 1993-fraud-established by [REDACTED] not connected with
23 [REDACTED]

24 Account # 3- [REDACTED] (PSC Appeal received under Account #3 Informal)

25 [REDACTED]
26 Connected at [REDACTED] Boca Raton. Deposit requested due to
27 TCL, denied 7-93. Corporation not registered with State of Florida. [REDACTED]
28 was never a Florida corporation, so Mr. [REDACTED] is solely responsible for this
29 account. (See PSC write up [REDACTED])

1 Account #4 [REDACTED] (PSC Appeal) [REDACTED]

2 Service Connected at [REDACTED] Boca Raton. Customer had
3 disputed toll charges. Corporation status for this Corp was not completed
4 until 8-25-94. Service connected 10-15-93. [REDACTED] was advised that
5 he was solely responsible for this account. Customer gave BellSouth
6 several stopped payment checks. Because the customer had paid this
7 account [REDACTED] with the same checking account, he had proven to
8 be the sole person responsible for both accounts. (# 3 & #4) Informal PSC
9 conference was held 1-31-95, where the customer was advised by Paula
10 Ister, PSC, to provide BellSouth with corporation papers for the two
11 questionable accounts. After receiving copies of one paper from Mr. [REDACTED]
12 in March 95, BellSouth Legal advised that the information provided by Mr.
13 [REDACTED] was not Florida Corporation papers. The information was not
14 acceptable for corporation verification. The document was for [REDACTED] only
15 and was not acceptable as a viable corporation to do business as a
16 corporation in the State of Florida. Mr. [REDACTED] used the corporate name of
17 [REDACTED] of a corporation in another State. The corporation was aware and
18 advised he had been using their name without their authorization. The
19 Account was disconnected 10-93. Final bill amount of \$2,385.91.

20 Account No. 5 [REDACTED] (RES) [REDACTED]

21 [REDACTED] Boca Raton, FL.
22 This PSC appeal was filed because the customer was denied service for
23 [REDACTED] account. The actual service was interrupted for the final bill for
24 [REDACTED] (#1). Customer referred to PSC hearing 1995. The 1995
25 hearing did not deal with this matter. Since Mr. [REDACTED] had signed a
26 returned check on Mr. [REDACTED] account BS denied this RES account
27 for the other service. Mr. [REDACTED] said he would settle the matter in court.
28 The service was disconnected.

29 Account No. 6 [REDACTED] (PSC CC/Inquiry) [REDACTED]

30 [REDACTED] Boca Raton, FL
31 PSC appeal customer requested BS write a letter stating BS would restore
32 the business service until the appeal was resolved, that LEC's could deny
33 for failure to pay for LD charges. BS, Mr. [REDACTED] and the PSC held two
34 telephone conferences with the customer. The PSC legal office sent the
35 customer a letter stating that LEC's could bill and deny service for carrier
36 charges.

1 Account No. 7 [REDACTED] (PSC Case NO. 174737-I Informal) [REDACTED]
2 [REDACTED]

3 [REDACTED] Boca Raton, FL

4 Service connected 12-12-96 after #6 was disconnected for non payment on
5 7-14-97. Disputed LCI calls, but never provided a valid claim. Also customer
6 failed to provide a valid billing responsibility party and the corporate info
7 provided was not valid. PSC was involved with an informal conference call.
8 Customer also disputed collect calls from the Palm Beach County jail
9 during the time Mr. [REDACTED] was incarcerated at the jail.

10 Account No. 8 [REDACTED] (Bus) (No PSC Appeal Handled informally)
11 [REDACTED]

12 [REDACTED] Boca Raton, FL

13 Service was connected on 12-12-96 and was billed to [REDACTED] The credit
14 information was that was a corporation with Mr. [REDACTED] as president. It was
15 determined there was not valid corporation in Florida and the customer
16 was advised the billing would be changed to the name of [REDACTED]
17 The customer did not pay the bills and disputed the billing and said he
18 requested a transfer of contract, but did not provide the papers. A
19 conference call was held with the PSC and the customer then stated that
20 he had filed for personal bankruptcy in April 1997. The customer did not
21 pay the bill and the service was disconnected on 7-14-97 for non payment.
22 The customer never provided bankruptcy papers. The final bill amount is
23 \$1,182.24.

24 Account No. 9 [REDACTED] (Bus) PSC Appeal [REDACTED]

25 [REDACTED] Boca Raton, FL

26 Service was connected on 6-6-97 when the other service at the location
27 (No 7) was subject to disconnect. Service disconnected 11-23-97 for non
28 payment. Final bill amount is \$723.82.

1 Account No. 10 [REDACTED] (Res) [REDACTED]

2 PSC Appeal (22402-1 closed 9-23-98)

3 [REDACTED] Boca Raton, FL

4 Connected 1-5-98 originally at [REDACTED] Highland Bch,
5 FL. The order was subsequently transferred to the above address. In
6 August 1998, [REDACTED] changed the account to be billed in the
7 name of [REDACTED], still a Res service. [REDACTED] advised he
8 was the Pres of [REDACTED] Corporation. The business Rep who took the order
9 failed to obtain a letter from the business stating they would be
10 responsible for the billing. In addition, Mr. [REDACTED] failed to provide
11 BellSouth with the requested documents as to his identity due to a
12 discrepancy with his social security number. (two other parties were
13 identified as using the same social security number, one being [REDACTED]
14 [REDACTED]. The customer also had a claim with MCI for charges he claimed
15 were to be billed direct by MCI. MCI sustained the charges and when BS
16 advised the customer payment was needed, two checks, stop payment,
17 were written by [REDACTED] on the account. These payments were to
18 prevent the denial of the service. The check was returned for Stop Payment
19 and the service was subsequently denied. The customer filed a PSC
20 appeal, and a conference call resulted in [REDACTED] claiming that he
21 was the officer. BS advised the account would be completely disconnected
22 and a new number/service provided for [REDACTED]
23 [REDACTED] See No. 14)

24 Account No. 11 [REDACTED] (Bus) [REDACTED]

25 [REDACTED] Boca Raton, FL

26 Connected 2-6-98. Toll Claim Aug 1998. Disconnected 10-12-98 Non
27 Payment for Account No. 10 at same address. Final Bill amount \$563.06

1 Account No. 12 [REDACTED] (Res) [REDACTED]

2 [REDACTED] Boca Raton, FL

3 Service was connected at [REDACTED] Highland Beach, FL,
4 and subsequently transferred to [REDACTED] Boca Raton, FL.
5 The transfer request was initiated by [REDACTED]. The service was
6 disconnected on 3-11-99 for non payment. The final bill amount is \$208.31.
7 At this time customer [REDACTED], connected service on 3-31-99 at the
8 same location. (See No. 16)

9 Account No. 13 [REDACTED] (No Psc) [REDACTED]

10 No service address VMS Only (No Corp # on Account) only a tax Number
11 on account, Sale Officer, [REDACTED]. Service was connected on 11-19-
12 98 and disconnected on 02-03-99 for non payment of the final bill in the
13 amount of \$199.05.

14 Account No 14 [REDACTED] [REDACTED]

15 PSC Appeal 245981R

16 [REDACTED] Boca Raton, Fl.

17 Connected 08-21-98 at same location where [REDACTED] (No. 10,
18 11 & 12) lines were connected. Note that the account was connected just
19 prior to the date that No. 10 was disconnected on 8-24-98 for non-payment.
20 A PSC case was received on this account with the customer claiming a
21 dispute with the bill and Sprint calls, but never provided a details of the
22 dispute. Toll Blocks were added in March 99, and the service was denied
23 on 4-9-99, to be disconnected on 4-26-99. Prior to this service being
24 disconnected for non-payment, service for [REDACTED]
25 (No. 16) was connected on 3-31-99. Since fraud was suspected on the
26 [REDACTED] account, Toll Blocks were placed and ID documents were
27 requested. Note that Mr. [REDACTED] was incarcerated on March 17, 1999 and
28 remained incarcerated until the end of April 99 at the Broward County
29 Correctional Facility. Collect calls were placed to this number and [REDACTED]
30 [REDACTED] in addition to [REDACTED] from the Correctional facility during the
31 time Mr. [REDACTED] was there. (Also ref No. 10 & 16).

1 Account No. 15 [REDACTED]

2 (PSC Appeal 245981R)

3 [REDACTED] Boca Raton, FL

4 This service was connected on 9-2-98, after account [REDACTED]
5 [REDACTED] No. 10) was disconnected for BS incorrectly
6 changing the residential billing, not the class of service into [REDACTED]
7 investments with no paperwork. (PSC Appeal under [REDACTED])
8 See No. 4.

9 Account No 16 [REDACTED]

10 PSC Inquiry Courtesy Call 273390C

11 [REDACTED] Boca Raton, FL

12 Connected on 3-31-99, when Mr. [REDACTED] knew that he was in danger of
13 losing service on #14 & #15. Customer claims he rents a room from Mr.
14 [REDACTED] Boca Raton, FL. Toll Blocks were
15 removed after the customer provided documents showing he previously
16 resided at a different address when the previous Final Bill [REDACTED]
17 [REDACTED] was incurred. This account was denied on 4-24, after a check
18 of \$302.33, written on a closed account for Mr. [REDACTED] was received. The
19 customer was denied on 6-30-99 for non payment of a past due balance of
20 \$214.03 and failure to provide a valid lease. The lease provided was not
21 properly notarized. Specifically the signature of the landlord, was not
22 notarized. The service was disconnected for non-pay on 7-1-99. The
23 customer then made a toll claim with [REDACTED] and was given a credit of
24 \$59.85 applied to new service by carrier in error on the Sept 7th bill,
25 [REDACTED] The final bill amount is \$169.98.

1 Account No. 17- [REDACTED] [REDACTED] Number changed to [REDACTED]
2 [REDACTED]

3 [REDACTED] Boca Raton, FL

4 Customer requested new service with the same number as No. 16 after he
5 claimed to have a toll claim. BST's outside legal counsel handled the
6 customer at this time. After the customer made a toll claim, service was
7 connected with a \$200 deposit, customer also was to pay \$50 deposit, but
8 he failed to advise the payment agency and the \$50 was applied as a
9 payment to Account 16. In September the customer changed the number to
10 [REDACTED] and the customer was noticed for the current charges and
11 also the final account No. 16. The customer attempted to Transfer the
12 service to [REDACTED] without written notice and BST
13 placed the order on hold. The customer then placed an order for a new
14 service Memory Call In the Sky #24 and subsequently called to disconnect
15 the working service for [REDACTED] which was done on 10-15. BST then
16 cancelled the order for #24 since no written authorization was given. Mr.
17 [REDACTED] gave Mr. [REDACTED] permission to discuss this account and Mr. [REDACTED]
18 placed most of the calls about the account to BST and BST's outside legal
19 counsel. The final bill amount is \$193.07.

20 Account No. 18 - [REDACTED] [REDACTED]

21 [REDACTED] Boca Raton, FL

22 Attempts were made to connect new service in the above corporate name
23 on 3-16-99, at [REDACTED] Boca Raton. The account was held
24 for a \$200 deposit, which was not paid. The Registered Agent was given as
25 [REDACTED] with no social security number. A call back number of [REDACTED]
26 [REDACTED] was given on the new connect for a Mr. [REDACTED]. The customer
27 requested the order be cancelled after he was advised he needed to speak
28 with the collections office about a Business Final Bill at the location [REDACTED]
29 [REDACTED]. Another attempt was made to
30 connect service at [REDACTED] Boca Raton for [REDACTED]
31 [REDACTED] on 4-8-99. This time the registered Agent was shown as
32 [REDACTED], ss # [REDACTED], and a contact # of [REDACTED]. This order
33 was placed on hold for a \$250 deposit and the order was cancelled.

1 Account 1 [REDACTED]

2 [REDACTED] Boca Raton, FL

3 Tried to connect this service on 3-19-99, at [REDACTED] after
4 [REDACTED] was disconnect, before [REDACTED] connected service No. 13.
5 After the customer was told he needed to speak with the collections office
6 about a final bill at the location, the customer cancelled the order. Only info
7 given was [REDACTED]. The order was placed on hold for
8 \$285 deposit, but the customer cancelled the order.

9 Account No. 20 [REDACTED]

10 [REDACTED] Boca Raton, FL

11 Service was connected at [REDACTED] Boca Raton, FL. (See 16
12 & 17) Service was denied on 5-3-99 for toll protection and suspected fraud
13 due to invalid employment information. Service was disconnected on 6-3-
14 99 and the final bill amount is \$794.38.

15 Account No. 21 [REDACTED]

16 [REDACTED] Highland Bch, FL

17 Service was connected at an address which was previously occupied by
18 [REDACTED] Highland. (See No. 12) The
19 customer first installed this service at [REDACTED] Boca, which
20 is owned by [REDACTED] and with have previous services. (See No 5, 8 &
21 12) Customer gave employment information that he worked at [REDACTED]
22 [REDACTED] which is listed for [REDACTED] Also
23 provided Personal Bel [REDACTED] and [REDACTED]
24 [REDACTED] The service was
25 denied on 6-30-99 for non-payment of the past due amount of \$140.65 and
26 for suspected fraud and toll protection. The customer provided fraudulent
27 employment information when the service was established. This service
28 was disconnected on 7-3-99, at the request of a Mr. [REDACTED]. The final bill
29 amount is \$198.57.

1 Account No. 22 - [REDACTED]

2 [REDACTED] Highland Beach, FL.

3 Connected on 7-3-99. The order was incorrectly released and connected
4 after a \$200 deposit was requested. The service was disconnected for non
5 payment and for a \$200 deposit check that was written on a closed account
6 for [REDACTED]. Also the Corporate papers on file with the State did not
7 match credit info. Final bill amount is \$192.90.

8 Account No. 23 - [REDACTED]

9 [REDACTED] Highland Beach, FL

10 Attempted to connect service at the above address. The credit info showed
11 Mr. [REDACTED] (No. 22), res # [REDACTED] (cell
12 phone) on 7-28 99. The order was issued with a 7-30 due date, but
13 cancelled for fraud. (See No. 22)

14 Account No. 24 - [REDACTED]

15 Attempted to connect Mail Box in the Sky after service for 17 was in danger
16 of disconnect. Order issued on 10-14, with a 10-15 due date. The order was
17 cancelled as the request was not in writing and for final bills on # 16 & 17.

18 Account No. 25 - [REDACTED]

19 [REDACTED], Boca Raton, FL

20 Attempted to connect service on 10-19 under the same number the
21 customer had disconnected (No. 17) [REDACTED] after refused service for
22 No. 24. This order was cancelled for the non- payment of the final bills and
23 fraud.

ATTACHMENT C

**Petition by BellSouth Telecommunications, Inc.'s
Waiver of Rules 25-4.107, 25-4.108, and 25-4.113,
Florida Administrative Code**

Docket No. _____

HIGHLIGHTED INFORMATION

JAMES MEZA III
Attorney

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5561

FILE COPY

January 31, 2001

Mrs. Blanca S. Bayó
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

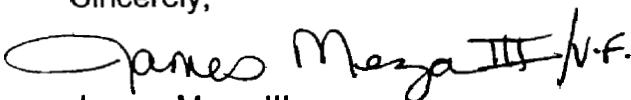
Re: Docket No. 000028-TL (Anthony Parks Matter)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for Exhibit NHS/PKS-1 to the Direct Panel Testimony of Nancy H. Sims and Patricia K. Shields, 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,


James Meza III

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



CERTIFICATE OF SERVICE
Docket No. 000028-TL

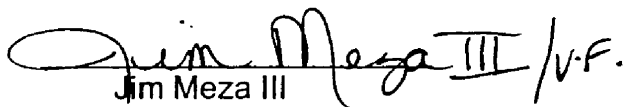
I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S. Mail this 31st day of January, 2001 to the following:

Timothy Vacarro
Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6181
Fax. No. (850) 413-6182

Administrative Procedures Committee
Room 120 Holland Building
Tallahassee, FL 32399-1300

Florida Cable Telecommunications Assoc.
Michael A. Gross
246 E. 6th Avenue
Tallahassee, FL 32303
Tel. No. (850) 681-1990
Fax. No. (850) 681-9676
mgross@fcta.com

Anthony Parks
P.O. Box 812283
Boca Raton, FL 33481


Jim Meza III /V.F.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth)
Telecommunications, Inc., for Waiver) Docket No. 000028-TL
of Rules 25-4.107, 25-4.108, and)
25-4.113, Florida Administrative Code)
_____) Filed: January 31, 2001

**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 January 10, 2001, BellSouth Telecommunications, Inc. filed its direct panel testimony of Nancy H. Sims and Patricia K. Shields in the captioned docket. Attached to that testimony was Exhibit NHS/PKS-1 which contained customer-specific and confidential business information that is considered proprietary to BellSouth.

2. BellSouth is now filing a Request for Confidential Classification for the subject information because the information contained in this exhibit is proprietary to BellSouth and includes information containing, among other things, customer specific and confidential business information. Pursuant to Section 364.183, Florida Statutes such information is classified as proprietary.

3. Exhibits A and B contain information considered to be confidential and proprietary to BellSouth, and includes information containing, among other things, customer-specific and confidential business information. A more specific

description of this information is contained in Attachment A. Section 364.24(2), Florida Statutes prohibits public disclosure of customer account information. 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.

4. 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.

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

6. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.

WHEREFORE, based on the foregoing, BellSouth moves 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 31st day of January, 2001.

BELLSOUTH TELECOMMUNICATIONS, INC.

Handwritten signature of Nancy B. White in cursive, with a horizontal line drawn across the signature.

NANCY B. WHITE

JAMES MEZA III

c/o Nancy Sims

150 South Monroe Street, Suite 400

Tallahassee, Florida 32301

(305) 347-5558

Handwritten signature of R. Douglas Lackey in cursive, with a horizontal line drawn across the signature.

R. DOUGLAS LACKEY

675 W. Peachtree Street

Suite 4300

Atlanta, Georgia 30375

(404) 335-0747

245270

ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of
1/31/01**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S DIRECT
PANELTESTIMONY OF NANCY H. SIMS AND PATRICIA K. SHIELDS EXHIBIT
NHS/PKS-1 FILED JANUARY 10, 2001 IN FLORIDA DOCKET NO. 000028-TL**

Explanation of Proprietary Information

1. The information contained in this exhibit is proprietary to BellSouth and includes information containing customer specific and confidential business information such as company names and social security numbers.

ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of
1/31/01**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S DIRECT
PANELTESTIMONY OF NANCY H. SIMS AND PATRICIA K. SHIELDS EXHIBIT
NHS/PKS-1 FILED JANUARY 10, 2001 IN FLORIDA DOCKET NO. 000028-TL**

EXHIBIT NHS/PKS-1

<u>Page No.</u>		<u>Reason</u>
1	Lines 1, 4, 7, 10, 16, 19, 28, 29	1
2	Lines 1, 2, 4, 7, 10, 13, 16, 19, 22, 25, 28, 31, 32	1
3	Lines 1, 2, 3, 4, 5, 7, 10	1
5	Lines 1, 10, 15, 23, 28	1
6	Lines 1, 14, 15, 16, 17, 24, 27, 30	1
7	Lines 1, 12, 16, 27	1
8	Lines 1, 6, 7, 11, 23, 25	1
9	Lines 1, 7, 9, 14, 17, 24, 26	1
10	Lines 1, 5, 6, 8, 14	1
11	Lines 1, 18, 23, 24, 27, 29, 30	1
12	Lines 1, 7, 9, 15, 18, 22, 23, 28	1
13	Lines 1, 6, 8, 11, 13, 16, 21	1
14	Lines 1, 3, 6, 9, 11, 13, 16, 21, 23, 26, 29	1
15	Lines 1, 5, 7	1
16-25	Whole page	1

ATTACHMENT B

**BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of 1
1/31/01**

**FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S DIRECT
PANELTESTIMONY OF NANCY H. SIMS AND PATRICIA K. SHIELDS EXHIBIT
NHS/PKS-1 FILED JANUARY 10, 2001 IN FLORIDA DOCKET NO. 000028-TL**

Two Redacted Copies

1
4
7
10
16
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28
29

	Name and address	Connection to Parks	Telephone Number	Service Dates	Reason for Denial	Balance Due
1	(Res) 3151 Clint Moore Road Boca Raton, FL	Location Leased to Parks/Parks user of service	561-995-0929	07-07-92 to 12-22-92	(PSC Case)	\$1,412.07
2	(Bus) 3151 Clint Moore Road Boca Raton, FL	Location Leased to Parks	561-241-2842	12-22-92 to 04-16-93	Supplied false Corporate Info	\$1,706.68
3	(Bus) 3151 Clint Moore Road Boca Raton, FL	Location Leased to Parks & Parks was registered agent	561-998-2884	06-04-93 to 10-26-93	Supplied False Credit Info & Non Pay Disconnect (PSC Appeal Informal Hearing)	\$1,548.78
4	(Bus) 3151 Mizner Lane, Boca Raton, FL	Location Leased to Parks	561-483-8757	10-15-93 to 09-22-94	Supplied False Info Non Pay Disconnect & DC Checks (PSC Appeal)	\$2,385.91
5	(Res) Anthony Parks 5411 Grand Park PL Boca Raton, FL	Registered Agent	561-447-7569	03-26-96 to 04-26-96	Non Pay Disconnect for Accounts # 1 & 3	\$57.21
6	(Bus) 6050 Verde Trail S B4 Apt 405 Boca Raton, FL	Anthony Parks-President	561-483-2753	09-20-94 to 12-12-96	Non Pay Disconnect (PSC Courtesy Call)	\$5,528.83
7	(Bus) 6050 Verde Trail S, B4 Apt 405 Boca Raton	Parks owned location & Registered Agent	561-883-2246	11-15-96 to 07-14-97	Non Pay Disconnect (PSC Appeal)	\$1,956.23
8	(Bus) Anthony Parks DBA I 5411 Grand Park PL Boca Raton	Location Owned by Parks	561-750-9351	12-12-96 to 07-14-97	Non Pay disconnect (No PSC Handled Informally)	\$1,182.24
9	(Bus) Anthony Parks DBA 6050 Verde Trail S B4 A205 Boca	Location Owned by Parks	561-883-8557	06-06-97 to 11-23-97	Non Pay Disconnect (PSC Appeal)	\$723.82
10	(Res) nova Realty 6755 Montego Bay Blvd Boca Raton, FL	Location Owned by Parks Two stop payment checks by Anthony Parks	561-447-6635	01-05-98 to 08-24-98	Non Pay Disconnect & No Valid Corp(PSC Appeal)	\$1,334.14

1		(Res)					
2	11	6755 Montego Bay Blvd	Location Owned by Parks	561-417-0170	02-06-98 to 10-12-98	Non Pay Dsiconnect for Account 10 & False Info	\$563.06
4	12	6755 Montego Bay Blvd, Boca	Location Owned by Parks	561-362-4483	06-09-98 to 03-11-99	Non Pay Disconnect	\$808.31
7	13	(Bus) MemoryCall Voice Mail Box No Address	Sole Officer Anthony Parks	561-V47-0520	11-29-98 to 02-03-99	Non Pay Disconnect for this Account & # 7	\$199.05
10	14	(Bus) 6755 Montego Bay Blvd Boca Raton	Parks Owns Location/director signed Dishonored Check Acct Name changed from	561-417-5900	08-21-98 to 04-09-99	Non Pay Disconnect	\$1,069.61
13	15	(Bus) 6755 Montego Bay Blvd Boca Raton, Fl	Parks Owns location & Director 2nd Line for #14	561-417-2561	09-02-98 to 04-21-99	(PSC Case)	\$731.86
16	16	(Res) 6755 Montego Bay Blvd Boca Raton, FL	Parks Owns Property & Rented Room	561-361-0023	03-31-99 to 07-01-99	Non Pay disconnect & No Documents	\$169.98
19	17	(Res) 6755 Montego Bay Blvd Boca Raton, FL	Parks Owns Property & Rented Room/Provided Documents	561-361-0023 change to 561- 750-8522	08-02-99 to 10-15-99	Disconnected at Customer Request	\$193.07
22	18	(Bus) 6755 Montego Bay Blvd Boca Raton	Parks Owns	561-392-8457	03-16-99 application Date	Tried to connect after #12 was disconnected/Held for \$285 Deposit-Fraud Credit Info	No Bill
25	19	(Bus) 4750 S Ocean Blvd, Apt 210, Highland Beach	Parks Owns	561-447-0780	05-21-99 application date	Tried to connect after #12 was disconnected/Held for \$250 Deposit-Fraud Credit Info	No Bill
28	20	(Res) 6755 Montego Bay Blvd Boca Raton	Parks Owns	561-393-7696	05-14-99 to 06-03-99	Non Pay Disconnect	\$794.38
31	21	(Res) 4750 S Ocean Blvd, Apt 210 Highland	Parks Owns	561-392-8535	04-09-99 to 07-03-99	Disconnected by Mr.	\$198.57

1						Disconnected Non Pay &	
2		(Bus) 4750 S Ocean			07-03-99 to	Suspected Fraud/Acct Closed	
3	22	Blvd, Apt 210, Highland Bch	Parks Owns	561-394-6744	07-28-99	Check Parks/ Acct	\$192.90
4							
5		(Bus) 4750 S Ocean			07-26-99	Cancelled before connected-	
7	23	Blvd, Apt 210, Highland Bch	Parks Owns	561-394-6581	New Connect	Final Bill & Fraud # 22	No Bill
		(Res)					
		Memory Call Voice Mail Box				BellSouth cancelled for Final	
10	24	No Address	Parks Landlord (See # 16 & 17)	407-V53-0149	Oct-99	Bills #16 & 17	No Bill
		(Res)					
		6755 Montego Bay Blvd				BellSouth cancelled for Final	
	25	Boca Raton	Parks Owns	561-750-8522	Oct-99	Bills #16 & 17	No Bill

ANTHONY PARKS

**SOCIAL PROVIDED ON ACCOUNTS 131-46-3595 (ANTHONY PARKS)
SOCIAL SECURITY NUMBER ON**

**DRIVERS LICENSE CHECK 085-62-9553 (ISSUED IN NEW YORK
Between 1979 & 1980 TO
ANTHONY EUGENE PARKS)**

**BOCRIS notes on account #2 (561-241-2842) 1-20-93, show the customer
claimed he had the above two social security numbers because his original
was stolen while he was in college. If this is the case why is Mr. Parks
using the 131 social security number, which would be the old number ?
Also is a person allowed to have two social security numbers?**

DOB 9-30-55

SYNOPSIS

/ Account No. 1 PSC Appeal (561-995-0929)

Connected at 3151 Clint Moore Road, Boca Raton. Service was connected on 9-7-92 and disconnected on 12-18-92. Final bill amount is \$1412.07. Service was denied 11-97 because customer had given incorrect SS #. PSC appeal was received on 11-12-92 and service was restored until the investigation was completed. The location was found to be leased to Anthony Parks. Account was subsequently denied on 12-18, for non payment and documents/fraud. Toll Call dispute. Additionally, a stop payment check was issued for this account.

**10 Account No. 2 (No PSC Appeal) (Part of Informal)
(561-241-2842)**

Connected at 3151 Clint Moore Rd, Boca Raton. Account was denied 1-93, for fraud because the business was not registered as a corporation with the Secretary of State (see No. 4). The customer was also questioned about an outstanding final bill at the address for i (No. # 1), which was disconnected. Investigation through the landlord determined that the occupant of the location was Anthony Parks. Service was subsequently restored after Mr. Parks paid a \$250.00 deposit (PSC Appeal). Mr. Parks claimed the reason he had two social security numbers, 131-46-3959 and 085-62-9553, was that his original social security number was stolen while he was in college. Toll Call dispute. Service disconnected April 1993. Final bill amount is \$1,706.68.

**23 Account No. 3 (PSC Appeal received under Account #3 Informal)
(561-998-2884)**

Connected at 3151 Clint Moore Rd, Boca Raton. Deposit requested due to a large interim toll credit limit bill (TCL). Service was denied 7-93 because the corporation was not registered with the State of Florida. Mr. Parks was the

28 registered agent of . Final bill amount is \$1,548.78.

(2)

/ Account No. 4-

(PSC Appeal) (561-483-8757)

Service Connected at 8133 Mizner Lane, Boca Raton. Customer had disputed toll charges. Corporation status was not completed until 8-25-94. Service connected 10-15-93. Anthony Parks was advised that he was solely responsible for this account because the corporation was not registered with the Secretary of the State. Service was disconnected for false corporate information and for non-payment. Customer also gave BellSouth a stop payment check.

Mr. Parks paid this account, 561-483-8757, with the same checking account he used for No. 3, and thus, he was the sole person responsible for both accounts. Informal PSC conference was held 1-31-95, where the customer was advised by Paula Isler, PSC, to provide BellSouth with corporation papers for the two questionable accounts, Nos. 3 & 4. Mr. 14 Parks produced a document for _____ but it was not acceptable to 15 establish that _____ was a corporation authorized to do business in the 16 State of Florida. As to the second questionable account, _____, it was 17 determined that Mr. Parks used the corporate name of _____, a legitimate foreign corporation, without authorization. The account was disconnected 10-94. Final bill amount is \$2,385.91.

Account No. 5 Anthony Parks (RES) (561-447-7569)

5411 Grand Park Place, Boca Raton, FL.

Mr. Parks established a residential account at this address. Service was disconnected because Mr. Parks issued a stop payment check on Mr. 24 _____ account (No. 1) and for non-payment of the _____ account (No. 3). Mr. Parks said he would settle the matter in court. Final bill amount is \$57.21.

27 Account No. 6 (

(PSC CC/Inquiry) (561-483-2753)

6050 Verde Trail South, B4, Apt 405, Boca Raton, FL

30 Service was disconnected for non-payment. Mr. Parks, who was the President of _____ inc, appealed to the PSC, wherein he requested that BellSouth restore the business service until the appeal was resolved. In his appeal, Mr. Parks questioned whether LEC's could deny service for failure to pay long distance carrier charges. BellSouth, Mr. Parks and the PSC held two telephone conferences. The PSC legal office sent Mr. Parks a letter stating that LEC's could bill and deny service for carrier charges. Final bill amount is \$5,528.83.

(3)

1 Account No. 7 () (PSC Case NO. 174737-I Informal) (561-883-2246)

6050 Verde Trail South, B4, Apt 405, Boca Raton, FL

Service connected 11-15-96, prior to 12-12-96, the date service for No. 6 was disconnected for non payment. Mr. Parks owned the property and was listed as the corporation's registered agent. Mr. Parks disputed LCI carrier long distance calls, but never provided a valid claim. Also, Mr. Parks failed to provide a valid billing responsibility party and the corporate information provided was not valid. The PSC was involved with an informal conference call. Service was disconnected on 7-14-97 for non payment and false corporate information. Final bill amount is \$1,956.23.

12 Account No. 8 (Anthony Parks DBA) (Bus) (No PSC Appeal Handled informally) (561-750-9351)

5411 Grand Park Place, Boca Raton, FL

16 Service was connected on 12-12-96 and was billed to . The credit information provided stated that Mr. Parks was the president of the corporation. It was subsequently determined that there was no valid corporation in Florida and Mr. Parks was advised that the billing would be changed to the name of Anthony Parks. The bills were not paid and Mr. Parks disputed the billing. He also said he requested a transfer of contract, but did not provide the appropriate papers. A conference call was held with the PSC and Mr. Parks stated that he had filed for personal bankruptcy in April 1997. He did not pay the bill and the service was disconnected on 7-14-97 for non payment. Mr. Parks never provided bankruptcy papers. The final bill amount is \$1,182.24.

27 Account No. 9 (Anthony Parks DBA) (Bus) PSC Appeal (561-883-8557)

6050 Verde Trail South, B4, Apt 405, Boca Raton, FL

Service was connected on 6-6-97 at a location owned by Mr. Parks when the other service at the location (No. 7) was subject to disconnect. Service disconnected 11-23-97 for non payment. Final bill amount is \$723.82.

(4)

Account No. 10 (

(561-447-6635)

PSC Appeal (22402-I closed 9-23-98)

6755 Montego Bay Blvd, Boca Raton, FL

Connected 1-5-98 originally at 4750 S Ocean Blvd, Apt 210, Highland Bch, FL. The order was subsequently transferred to the above address. In

6 August 1998, changed the account to be billed in the
7 name of , still a residence service. Mr.
advised BellSouth that he was the president of the corporation. The
business representative who took the order failed to obtain a letter from
the business stating that it would be responsible for the billing. In addition,
11 Mr. failed to provide BellSouth with the requested documents as to
his identity due to a discrepancy with his social security number (two other
parties were identified as using the same social security number, one
being Anthony Parks). The customer also had a claim with MCI for charges
he claimed were to be billed direct by MCI. MCI sustained the charges.
BellSouth advised the customer that payment was needed. Two checks
were written by Anthony Parks on the account. These payments were to
prevent the denial of the service. The checks were returned for stop
payment and the service was subsequently denied. The customer filed a
PSC appeal, and a conference call resulted in Anthony Parks claiming that
he was the officer of the alleged company. BellSouth advised that the
account would be completely disconnected and a new number/service
23 provided for Anthony Parks (561-417-5900 see
No. 14). Final Bill amount \$1,334.14.

25 Account No. 11 (

) (Bus) (561-417-0170)

6755 Montego Bay Blvd, Boca Raton, FL

Connected 2-6-98. Toll Claim Aug 1998. Disconnected 10-12-98 for Non
Payment for Account No. 10 at same address. Final bill amount is \$563.06

(5)

7 Account No. 12 (Res) (561-362-4483)

6755 Montego Bay Blvd, Boca Raton, FL

Service was connected at 4750 S Ocean Blvd, Apt 210, Highland Beach, FL, and subsequently transferred to 6755 Montego Bay Blvd, Boca Raton, FL. The transfer request was initiated by Anthony Parks. The service was disconnected on 3-11-99 for non payment . The final bill amount is \$808.31.

7 At this time customer, connected service on 3-31-99 at the same location. (See No. 16).

9 Account No. 13 (No Psc) (561-V47-0520)

No service address, VMS Only (No Corp # on Account). The corporation's sole officer was Anthony Parks. Service was connected on 11-19-98 and disconnected on 02-03-99 for non payment of the final bill in the amount of \$199.05.

14 Account No 14 (561-417-5900)

PSC Appeal 245981R

6755 Montego Bay Blvd, Boca Raton, Fl.

17 Connected 08-21-98 at same location where (Nos. 10, 11 & 12) lines were connected. Note that the account was connected just prior to the date that No. 10 was disconnected on 8-24-98 for non-payment. A PSC case was received on this account with the customer claiming a dispute with the bill and Sprint calls, but he never provided details of the dispute. Toll Blocks were added in March 99, and the service was denied on 4-9-99, to be disconnected for non-payment on 4-26-99. Prior to this

24 service being disconnected, service for , 561-361-0023, (No. 16) was connected at this location on 3-31-99. Since fraud was
26 suspected on the account, toll blocks were placed and ID documents were requested. (See also Nos. 10 & 16). Final bill amount is \$1,069.61.

(6)

/ Account No. 15 () (561-417-2561)

(PSC Appeal 245981R)

6755 Montego Bay Blvd, Boca Raton, FL

This service was connected on 9-2-98 after account 561-447-6635
5 (No. 10) was disconnected. Service was disconnected
6 for non-payment (PSC Appeal under r, see No. 10). Final
bill amount is \$731.86.

8 Account No 16 (561-361-0023 -635)

PSC Inquiry Courtesy Call 273390C

6755 Montego Bay Blvd, Boca Raton, FL

Connected on 3-31-99. Customer claimed he rented a room from Mr. Parks
at 6755 Montego Bay Blvd, Boca Raton. Toll Blocks were removed after the
customer provided documents showing he resided at a different address
/4 when the previous final bill for 561-362-4483, (No. 12), was
incurred. This account was denied on 4-24 after a check written on a
closed account for Mr. Parks was received. The customer was denied
service on 6-30-99 for non payment of a past due balance of \$214.03 and
for failure to provide a valid lease. The service was disconnected for non-
payment on 7-1-99. The customer then made a toll claim with CBS billing
and was given a credit of \$59.85. The final bill amount is \$169.98.

(7)

/ Account No. 17-
750-8522)

(561-361-0023 Number changed to 561-

6755 Montego Bay Blvd, Boca Raton, FL

Customer requested new service with the same number as No. 16 after he claimed to have a toll claim. After the customer made a toll claim, service was connected with a \$200 deposit, in addition to a \$50 deposit. Soon thereafter, the customer changed the number to 561-750-8522, and the customer was billed for the current charges and also the final bill for No. 16. The customer attempted to transfer the service to 4750 S Ocean Blvd, Apt 210 without written notice and BellSouth placed the order on hold. The customer then placed an order for a new service Memory Call in the Sky (See No. 24) and subsequently called to disconnect the working service for 561-361-0023, which was done on 10-15. BellSouth then cancelled the order for No. 24 since no written authorization was given. Mr. . gave Mr. Parks permission to discuss this account and Mr. Parks placed most of the calls about the account to BellSouth and BellSouth's outside legal counsel. The final bill amount is \$193.07.

18 Account No. 18 -

(561-392-8457)

6755 Montego Bay Blvd, Boca Raton, FL

Attempts were made to connect new service in the above corporate name on 3-16-99, at 6755 Montego Bay Blvd, Boca Raton. The account was held for a \$285 deposit, which was not paid. The registered agent was listed as
23 with no social security number. A call back number of 561-
24 392-8457 was given on the new connect for a Mr. . The customer
requested the order be cancelled after he was advised he needed to speak
with the collections office about a Business Final Bill at the location, 561-
27 362-4483 (No. 12). Another attempt was
made to connect service at 4750 S Ocean Blvd, Apt 210, Boca Raton for
29 on 4-8-99. This time, the registered agent was
30 shown as . , and a contact # of 954-578-9016.
This order was placed on hold for a \$250 deposit and the order was
cancelled.

(8)

1 / Account 19- (561-447-0780)

6755 Montego Bay Blvd, Boca Raton, FL

Customer tried to connect this service on 3-19-99, at 6755 Montego Bay Blvd after 561-362-4483 (No. 12) was disconnected. After the customer was told he needed to speak with the collections office about a final bill at the location, the customer cancelled the order. The only information given was
7 for registered agent for the corporation. The order was placed on hold for a \$285 deposit, but the customer cancelled the order.

9 Account No. 20- (561-393-7696)

6755 Montego Bay Blvd, Boca Raton, FL

Service was connected at 6755 Montego Bay Blvd, Boca Raton, FL. (See Nos. 16 & 17). Service was disconnected on 6-3-99 for toll protection and suspected fraud due to invalid employment information. The final bill amount is \$794.38.

15 Account No. 21 (561-392-8535)

4750 S Ocean Blvd, Apt 210, Highland Bch, FL.

Service was connected at an address which was previously occupied by
18 4750 S Ocean Blvd, Apt 210, Highland. (See No. 12).
The customer first installed this service at 5411 Grand Park Place, Boca, which is owned by Anthony Parks and which previously had service. (See Nos. 5, 8 & 12). Customer gave employment information stating that he
22 worked at which is listed
23 for . The customer also provided 561-239-4818,
as a personal reference. The service was denied on 6-30-99 for non-payment of the past due amount of \$140.65 and for suspected fraud and toll protection. The customer provided fraudulent employment information
28 when the service was established. This service was disconnected on 7-3-99 at the request of an individual identified as . The final bill amount is \$198.57.

(9)

/ Account No. 22- (561-394-6744)

4750 S Ocean Blvd Apt 210, Highland Beach, FL.

6 Connected on 7-3-99. The order was incorrectly released and connected after a \$200 deposit was requested. The service was disconnected for non payment and for receipt of a \$200 deposit check that was written on a closed account for Parks/. Also the corporate papers on file with the State did not match credit information. Final bill amount is \$192.90.

8 Account No. 23 - | . Inc.-561-394-6581

4750 S Ocean Blvd, Apt. 210, Highland Beach, FL

11 Customer attempted to connect service at the above address. The credit information listed Mr. with a phone number of 561-394-6744, which is the same for No. 22 and a residential number of 561-901-7074, 13 which, upon information and belief, was cell phone number. The order was issued with a 7-30-99 due date, but cancelled for fraud. (See No. 22)

16 Account No. 24 - 407-V53-0149

Attempted to connect Mail Box in the Sky after service for No. 17 was in danger of being disconnected. Order issued on 10-14, with a 10-15 due date. The order was cancelled as the request was not in writing and for non-payment of final bills on Nos. 16 & 17.

21 Account No. 25 - (561-750-8522)

6755 Montego Bay Blvd, Boca Raton, FL

Attempted to connect service on 10-19 under the same number the customer had disconnected for No. 17, 561-750-8522, after service was refused for No. 24. This order was cancelled for the non- payment of the final bills and fraud.

Returned Check History for Anthony Parks

- 1 **Account #1 (561-995-0929)**
12-29-92 Stop Payment check amount of \$189.00. No copy of the check.
- 3 **Account #3 (: 561-998-2884)**
10-27-93 Stopped payment \$270.00 check written by Anthony Parks
Great Western Bank. Copy of check in file.
- 6 **Account #4 (**
09-07-94 Stopped payment \$1000.00 check written by Anthony Parks
Copy of check in file
- 9 **Account #6 (· 561-483-2753)**
12-01-95 Stopped payment \$4631.84. No copy of the check
- 11 **Account #7 (, 561-883-2246)**
06-03-97 Stopped payment. No copy of the check.
- 13 **Account #8 (Anthony Parks, DBA , 561-750-9351)**
01-28-97 Non Sufficient Funds \$160.00. No copy of the check.
06-27-97 Non Sufficient Funds \$360.00. No copy of the check.
- 16 **Account #10 (561-447-6635)**
08-08-98 Stopped payment \$818.90. Anthony Parks account, check signed
by Anthony Parks. Copy of check in file.
08-21-98 Stopped payment \$100.00. Anthony Parks account, check signed by
Anthony Parks. Copy of check in file.
- 21 **Account #11 (561-417-0170)**
10-23-98 Stopped payment \$230.00. No copy of the check.
- 23 **Account #12 (561-362-4483)**
03-23-99 Non Sufficient Funds \$285.23. No copy of the check.
04-06-99 Account closed \$290.00. No copy of the check.
- 26 **Account #14 (561-417-5900)**
03-01-99 Non sufficient Funds \$250.00. No copy of the check.
03-22-99 Stopped Payment \$360.00. No copy of the check.
- 29 **Account 15 (561-417-2561)**
03-01-99 Other \$125.00. No copy of the check.
03-22-99 Non sufficient Funds \$125.00. No copy of the check.

(2)

- / **Account #16 (561-361-0023)**
08-04-99 Two checks for \$100 each received. The bank advised the checks were not good and the checks were not deposited. checks on Anthony Parks account.
- 5 **Account #22 (l (561-394-6744)**
07-27-99 Account Closed \$200.00 deposit. Copy of check in file.
- 7 Written on account for Anthony Parks and from
Washington Mutual Bank.

In addition Mr. Parks wrote several returned checks on an account for another customer not involved in this issue. The checks were written on a closed account for Anthony Parks at First Union in June and July 1999. The checks are in file.

PRIVATE/PROPRIETARY

Contains Private and/or Proprietary Information
and its use or disclosure outside The BellSouth Company
Except Pursuant to a Written Agreement

PRIVATE/PROPRIETARY
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Except Pursuant to a Written Agreement.

PRIVATE/PROPRIETARY
Contains Private and/or Proprietary Information.
May not be used or Disclosed Outside The SaltSouth Companies
Except Pursuant to a Written Agreement.

ATTACHMENT C

**BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of 1
1/31/01**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S DIRECT
PANELTESTIMONY OF NANCY H. SIMS AND PATRICIA K. SHIELDS EXHIBIT
NHS/PKS-1 FILED JANUARY 10, 2001 IN FLORIDA DOCKET NO. 000028-TL**

One Highlighted Copy

PROPRIETARY

Legal Department

JAMES MEZA III
Attorney

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5561

March 22, 2002

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


Re: Docket No. 000028-TL (Anthony Parks Matter)

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 Post-Hearing Brief filed on March 4, 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 the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,


James Meza III
(JA)

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



CERTIFICATE OF SERVICE
Docket No. 000028-TL

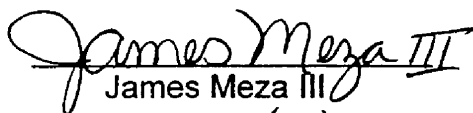
I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S. Mail this 22nd day of March, 2002 to the following:

Patricia Christensen
Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6181
Fax. No. (850) 413-6182

Administrative Procedures Committee
Room 120 Holland Building
Tallahassee, FL 32399-1300

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Michael A. Gross
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Anthony Parks
4750 South Ocean Blvd.
Suite 210
Highland Beach, FL 33487
Boca Raton, FL 33481
Tel. No. (561) 338-5937
AstonD@Prodigy.Net


James Meza III
(22)

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by BellSouth)
Telecommunications, Inc., for Waiver) Docket No. 000028-TL
of Rules 25-4.107, 25-4.108, and)
25-4.113, Florida Administrative Code)
_____) Filed: March 22, 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 4, 2002, BellSouth Telecommunications, Inc. filed its Post-Hearing Brief in the captioned docket along with a Notice of Intent to Request Specified Confidential Classification for portions of the Post-Hearing Brief which contains information that is considered confidential and proprietary to BellSouth.
2. BellSouth is now filing a Request for Confidential Classification for the subject information because the information contained in Post-Hearing Brief is proprietary to BellSouth and includes information containing, among other things, customer specific and confidential business information. Pursuant to Section 364.183, Florida Statutes such information is classified as proprietary.
3. A more specific description of this information is contained in Attachment A. Section 364.24(2), Florida Statutes prohibits public disclosure of customer account information. 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.

4. 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.

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

6. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.

WHEREFORE, based on the foregoing, BellSouth moves 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 22nd day of March, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

Nancy B. White

NANCY B. WHITE (22)
JAMES MEZA III

c/o Nancy Sims
150 South Monroe Street, Suite 400
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R Douglas Lackey

R. DOUGLAS LACKEY (22)

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439350

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of 1
3/22/02

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF CONFIDENTIAL
BELLSOUTH INFORMATION FOR PORTIONS OF ITS POST-HEARING BRIEF
FILED ON MARCH 4, 2002, IN FLORIDA DOCKET NO. 000028-TL**

Explanation of Proprietary Information

1. The information contained in portions of the BellSouth's Post-Hearing Brief is proprietary to BellSouth and includes information containing customer specific and confidential business information such as customer account information.

Location

Reason

Pg 6, Lines 8 thru 12

1

ATTACHMENT B

**BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of 1
3/22/02**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF CONFIDENTIAL
BELLSOUTH INFORMATION FOR PORTIONS OF ITS POST-HEARING BRIEF
FILED ON MARCH 4, 2002, IN FLORIDA DOCKET NO. 000028-TL**

TWO REDACTED COPIES

Mr. Parks has been linked to at least twenty-five separate accounts with BellSouth, both residence and business, since 1992. (Tr. at 16). He has used many avenues to obtain service, and in every instance, the accounts have been terminated for nonpayment and/or fraudulent practices or incorrect billing information. (Tr. at 17).

1 For instance, he has written several "bad" checks to prevent disconnection
2 or to establish accounts, by stopping payment of the checks, by writing checks
3 on closed accounts, or by writing checks despite not having sufficient funds to
4 cover the check. See NHS/PKS-1. Mr. Park's actions are not limited to accounts
5 established in his own name. Rather, they include accounts for invalid corporate
6 entities for which Mr. Parks was an officer or registered agent and for persons
7 who reside at properties owned, leased, or otherwise associated with Mr. Parks¹,
8 including but not limited to the following accounts: (1)
9 account, see NHS/PKS-1 at 16; (2) . account, see
10 NHS/PKS-1 at 18; (3) account, see NHS/PKS-1 at 19; (4)
11 . see NHS/PKS-1 at 23; and (5)
12 account, see NHS/PKS-1 at 24; see also, (Tr. 60-64). In each of these
13 accounts, Mr. Parks wrote a "bad" check to either prevent disconnection or to
14 establish service.

Additionally, Mr. Parks has used erroneous credit information in setting up business accounts, including providing BellSouth with the name of businesses that are not recognized by the Florida Secretary of State and by using the name

ATTACHMENT C

**BellSouth Telecommunications, Inc.
FPSC Docket No. 000028-TL
Request for Confidential Classification
Page 1 of 1
3/22/02**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF CONFIDENTIAL
BELLSOUTH INFORMATION FOR PORTIONS OF ITS POST-HEARING BRIEF
FILED ON MARCH 4, 2002, IN FLORIDA DOCKET NO. 000028-TL**

ONE HIGHLIGHTED COPY