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June 4, 2003

VIA HAND DELIVERY

Blanca S. Bayo, Director
Division of Records and Reporting
Betty Easley Conference Center
4075 Esplanade Way
Tallahassee, Florida 32399-0870

CONFIDENTIAL

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03 JUN -4 PM 3:42
COMMISSION
CLERK

Re: Docket No.: 020960-TP

Dear Ms. Bayo:

On behalf of DIECA Communications, Inc. d/b/a Covad Communications Company (Covad), enclosed for filing and distribution is 1 highlighted **CONFIDENTIAL** version and 15 redacted copies of the following:

- ◆ DIECA Communications, Inc. d/b/a Covad Communications Company's Request for Confidential Classification.

Please acknowledge receipt of the above on the extra copy and return the stamped copy to me. Thank you for your assistance.

Sincerely,

Vicki Gordon Kaufman
Vicki Gordon Kaufman

VGK/bae
Enclosures

- AUS _____
- CAF _____
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FPSC-BUREAU OF RECORDS

McWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN & ARNOLD, P.A. 4976 JUN -4 8

DOCUMENT NUMBER-DATE
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for Arbitration of open issues
resulting from interconnection negotiations with
Verizon Florida, Inc. by DIECA Communications,
Inc. d/b/a Covad Communications Company.

Docket No.: 020960-TP
Filed: June 4, 2003

**DIECA COMMUNICATIONS, INC. D/B/A COVAD COMMUNICATIONS
COMPANY'S REQUEST FOR CONFIDENTIAL CLASSIFICATION**

DIECA Communications, Inc. d/b/a Covad Communications Company (Covad), pursuant to Rule 25-22.006, Florida Administrative Code, files this Request Confidential Classification for its response to Staff Production Request No. 1, included as part of Late-filed Exhibit No. 11.

1. On May 19, 2003, Covad filed its Late-filed Exhibit No. 11. The exhibit contains a copy of Covad's responses to Staff's First Request for Production of Documents, including a response to Production Request No. 1, which is confidential. On the same day, Covad filed its Notice of Intent to Request Confidential Classification for its response to Staff Production Request No. 1, included as part of Late-filed Exhibit No. 11.

2. Covad's response to Production Request No. 1, included as part of Late-filed Exhibit No. 11, contains a history of Covad UNE T-1 orders placed with Verizon Florida. Covad considers this information to be confidential, proprietary business information. Disclosure of this information would impair Covad's competitive interests in the marketplace. A more specific description of this information is contained in Attachment A.

3. Section 364.183, Florida Statutes, provides an exemption from the disclosure requirements of section 119.07, Florida Statutes, when disclosure of confidential, proprietary business information would "impair the competitive business of the provider of the information." Disclosure of the Covad confidential, proprietary business information would impair its business operations by placing details of its operations in the public domain. Accordingly, the information should be exempt from the public disclosure requirements of section 119.07, Florida Statutes.

DOCUMENT NUMBER-DATE
04976 JUN-4 8
COMMISSION CLERK

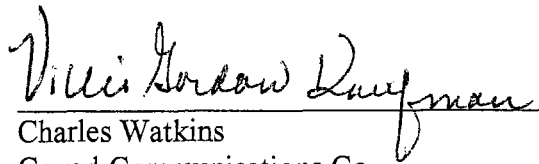
4. Covad treats the information for which confidential classification is sought as private and confidential.

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

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, Covad 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.

COVAD COMMUNICATIONS COMPANY



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Covad Communications Co.
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Attorneys for DIECA Communications, Inc.
d/b/a Covad Communications, Company

ATTACHMENT A

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF COVAD'S RESPONSE TO
STAFF PRODUCTION REQUEST NO. 1, INCLUDED AS PART OF LATE-FILED
EXHIBIT NO. 11
DOCKET NO. 020960-TP**

Explanation of Proprietary Information

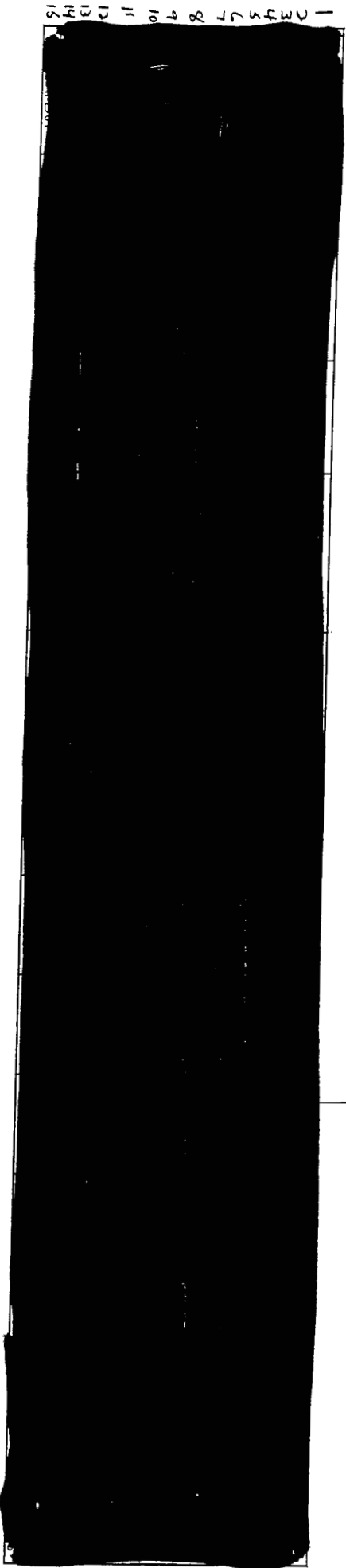
1. The information provided in Covad's response to Staff Production Request No. 1, included as part of Late-filed Exhibit No. 11, contains a history of Covad UNE T-1 orders placed with Verizon Florida that is confidential, proprietary business information. This information is related to Covad's ongoing business affairs and can be used by Covad's competitors to impair its competitive interests. Section 364.183, Florida Statutes, allows for an exemption from the disclosure requirements of section 119.07, Florida Statutes, when disclosure would "impair the competitive business of the provider of the information." Therefore, the information should be shielded from disclosure pursuant to section 119.07, Florida Statutes and section 24(a), Art. 1 of the State Constitution.

<u>Document</u>	<u>Lines</u>	<u>Reason</u>
Covad's response to Staff Production Request No. 1, included as part of Late-filed Exhibit No. 11	1-15	1

ATTACHMENT B

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF COVAD'S RESPONSE TO
STAFF PRODUCTION REQUEST NO. 1, INCLUDED AS PART OF LATE-FILED
EXHIBIT NO. 11
DOCKET NO. 020960-TP**

Redacted Copies



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ATTACHMENT C

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF COVAD'S RESPONSE TO
STAFF PRODUCTION REQUEST NO. 1, INCLUDED AS PART OF LATE-FILED
EXHIBIT NO. 11
DOCKET NO. 020960-TP**

Confidential Copy

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing DIECA Communications, Inc. d/b/a Covad Communications Company's Request for Confidential Classification has been provided by (*) hand delivery (**) electronic mail or (***) U.S. Mail this 4th day of June 2003 to the following:

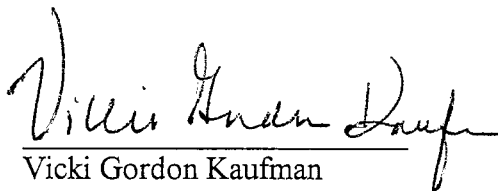
(*) (**) Lee Fordham
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Vicki Gordon Kaufman