

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Petition of Competitive Carriers for Commission action to support local competition in BellSouth Telecommunications, Inc.'s service territory.

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DOCKET NO. 981834-TP

In re: Petition of ACI Corp. d/b/a Accelerated Connections, Inc. for generic investigation to ensure that BellSouth Telecommunications, Inc., Sprint-Florida, Incorporated, and GTE Florida Incorporated comply with obligation to provide alternative local exchange carriers with flexible, timely, and cost-efficient physical collocation.

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DOCKET NO. 990321-TP

Filed: September 26, 2003

Sprint's Request for Confidential Classification Pursuant to  
Section 364.183(1), Florida Statutes

Sprint-Florida, Incorporated (hereinafter "Sprint") hereby requests that the Florida Public Service Commission ("Commission") classify certain documents and/or records identified herein as confidential, exempt from public disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order reflecting such a decision. The information that is the subject of this request is vendor specific pricing information or information from which such information can be derived. The information has been filed, under seal, with the Division of Records and Reporting.

1. The following documents or excerpts from documents are the subject of this request:

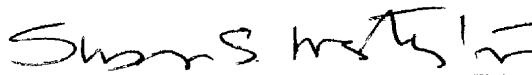
**Highlighted portions of pages 75, 77, 78, 79, 80, 82, and 107 of Sprint's Collocation Cost Study, designated as Revised Exhibit JRD-2 to Jimmy R. Davis's Surrebuttal Testimony**

2. Eight (8) unredacted hard copies of the documents and three (3) unredacted CD ROMs containing the information have been submitted to the Division of Records and Reporting, pursuant to staff's direction, under seal this same day. The confidential information is identified by gray highlighting. Two (2) redacted hard copies and one (1) redacted CD ROM have also been filed with Division of Records and Reporting coincident with the filing of this request.
3. The information for which the Request is submitted is vendor specific pricing information, or information from which such information can be derived, and thus meets the definition of confidential proprietary business information pursuant to Section 364.183(3)(d), Florida Statutes. The information (filed as original Exhibit JRD-2) has previously been granted confidential classification by the Commission pursuant to Order No. PSC-03-0818-CFO-TP. Specific justification for confidential treatment is set forth in Attachment A.
4. Section 364.183(3), F.S., provides:
  - (3) The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned 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. The term includes, but is not limited to:
    - (a) Trade Secrets.
    - (b) Internal auditing controls and reports of internal auditors.
    - (c) Security measures, systems, or procedures.

- (d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company or its affiliates to contract for goods or services on favorable terms.
  - (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
  - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.
5. The subject information has not been publicly released. Furthermore, release of the information could impair the efforts of the company or its affiliates to contract for goods and services on favorable terms and could impair the competitive business interests of Sprint.
6. The commission has previously determined this information to be confidential and granted classification in Order No. PSC-03-0818-CFO-TP.

Based on the foregoing, Sprint respectfully requests that the Commission grant the Request for Confidential Classification, exempt the information from disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order, protecting the information from disclosure while it is maintained at the Commission.

RESPECTFULLY SUBMITTED this 26th day of September 2003.



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ATTORNEY FOR SPRINT

## ATTACHMENT A

Page and line numbers of Exhibit JRD-2	Justification for Confidential Treatment
Page 75, lines 1-9 & 15, columns 4-9	Contains Sprint-Florida vendor specific pricing information, or information from which such information can be derived, which Sprint-Florida is required by the terms of the vendor contracts to keep confidential. Allowing competitors access to this information would compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.
Page 77, lines 3 & 4 columns 4-9	Contains Sprint-Florida vendor specific pricing information, or information from which such information can be derived, which Sprint-Florida is required by the terms of the vendor contracts to keep confidential. Allowing competitors access to this information would compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.
Page 78, lines 3-7, columns 4-9	Contains Sprint-Florida vendor specific pricing information, or information from which such information can be derived, which Sprint-Florida is required by the terms of the vendor contracts to keep confidential. Allowing competitors access to this information would compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.
Page 79, lines 3-5, columns 4-9	Contains Sprint-Florida vendor specific pricing information, or information from which such information can be derived, which Sprint-Florida is required by the terms of the vendor contracts to keep confidential. Allowing competitors access to this information would compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.
Page 80, lines 2-6 & 8, columns 7-9	Contains Sprint-Florida vendor specific pricing information, or information from which such information can be derived, which Sprint-Florida is required by the terms of the vendor contracts to keep confidential. Allowing competitors access to this information would

	compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.
Page 82, lines 3, 6-9 & 17, columns 4-9	Contains Sprint-Florida vendor specific information, or information from which such information can be derived. Allowing competitors access to this information would compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.
Page 107, lines 17-33, columns 2 & 3	Contains Sprint-Florida vendor specific pricing information, or information from which such information can be derived, which Sprint-Florida is required by the terms of the vendor contracts to keep confidential. Allowing competitors access to this information would compromise Sprint-Florida's relationship with the vendors, would adversely impact Sprint-Florida's ability to contract on favorable terms and would unfairly advantage competitors by allowing them to develop marketing and pricing plans without incurring the time and expense that a competitor would otherwise have to expend.