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October 9, 2003

RECEIVED- FPSC  
03 OCT -9 AM 10: 08  
COMMISSION  
CLERK

**BY HAND DELIVERY**

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

Re: Docket No. 030868-TL

Dear Ms. Bayo:

Enclosed for filing in the above-referenced docket are the original and fifteen (15) copies of Sprint's Request for Confidential Classification and Protective Order Pursuant to Section 364.183(1), Florida Statutes.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

RECEIVED & FILED

*lh*  
\_\_\_\_\_  
FPSC-BUREAU OF RECORDS

Yours truly,

*John P. Fons*  
\_\_\_\_\_  
John P. Fons

Enclosures

cc: Certificate of Service List

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- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
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- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- SEC
- OTH \_\_\_\_\_

*lcc:  
conf  
records*

DOCUMENT NUMBER-DATE

09828 OCT-98

FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

IN RE: SPRINT-FLORIDA, INCORPORATED'S  
PETITION TO REDUCE INTRASTATE  
SWITCHED NETWORK ACCESS RATES TO  
INTERSTATE PARITY IN A REVENUE  
NEUTRAL MANNER PURSUANT TO  
SECTION 364.164(1), FLORIDA STATUTES

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DOCKET NO.: 030868-TL  
FILED: October 9, 2003

**SPRINT'S REQUEST FOR CONFIDENTIAL  
CLASSIFICATION AND PROTECTIVE ORDER  
PURSUANT TO SECTION 364.183(1), FLORIDA STATUTES**

On September 18, 2003, Sprint-Florida, Incorporated ("Sprint") filed its Notice of Intent to Request Confidential Classification. 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 a protective order reflecting such decision and protecting the information in the possession of the Commission and the Office of the Public Counsel. The information that is the subject of this request is contained in certain documents contained in Sprint's Response to Request No. 5 of Citizens' First Request for Production of Documents served on the Office of Public Counsel and the Commission on September 18, 2003.

1. The following documents or excerpts from documents are the subject of this request:
  - a. **Highlighted portions of Sprint's Response to Request No. 5 of Citizens' First Request for Production of Documents, pages 1 through 13.**
2. One Unredacted copy of the information has been submitted to the Division of Records and Reporting under seal this same day. The confidential information is identified by gray highlighting. Two redacted copies of the information are attached to this request.

DOCUMENT NUMBER-DATE

09828 OCT-9 3

FPSC-COMMISSION CLERK

3. The information for which the Request is submitted is trade secret or other highly proprietary competitive or valuable information and thus meets the definition of confidential proprietary business information pursuant to Section 364.183(3), Florida Statutes. Specific justification for confidential treatment is that the highlighted portions of pages 1 through 13 (columns H and I, lines 4 through 637) of Sprint's Response to Request No. 5 of Citizens' First Request for Production of Documents contain information concerning the number and the percentage of end-user customers using Sprint's competitive Extended Calling Service, disclosure of which will harm Sprint's competitive business interests (§ 364.183(3)(e), Florida Statutes).

4. Section 364.183(3), 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.

(4) "Trade secret" means information, including a formula, pattern, compilation, program, device, method, technique, or process that:

(a) Derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by other persons who can obtain economic value from its disclosure or use;  
and

(b) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

6. The subject information has not been publicly released. Furthermore, release of the information could impair the company's ability to compete for, or negotiate with, certain business customers.

WHEREFORE, based on the foregoing, Sprint respectfully requests that the Commission grant Sprint's Request for Confidential Classification, exempt the information from disclosure under Chapter 119, Florida Statutes and issue a protective order, protecting the information from disclosure while it is maintained at the Commission and in the possession of the Office of the Public Counsel.

RESPECTFULLY SUBMITTED this 9<sup>th</sup> day of October, 2003.

A handwritten signature in black ink, appearing to read "John P. Fons", written over a horizontal line.

JOHN P. FONS  
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and

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(850) 599-1560

ATTORNEYS FOR SPRINT-FLORIDA,  
INCORPORATED

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by e-mail and U.S. Mail this 14th day of October, 2003, to the following:

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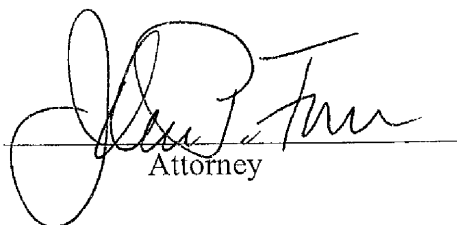
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