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PLEASE REPLY TO:  
  
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TALLAHASSEE OFFICE:  
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(850) 222-2525  
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October 17, 2003

**VIA HAND DELIVERY**

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

RECEIVED - FPSC  
03 OCT 17 PM 3:48  
COMMISSION  
CLERK

Re: Docket No.: 030945-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** copy and the original and 2 copies of the following:

- ▶ DIECA Communications, Inc., d/b/a Covad Communications Company's Request for Specified Confidential Classification and Motion for Protective Order.

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

AUS \_\_\_\_\_  
 CAF \_\_\_\_\_  
 CMP \_\_\_\_\_  
 COM \_\_\_\_\_  
 CTR \_\_\_\_\_  
 ECR \_\_\_\_\_  
 GCL     
 OPC \_\_\_\_\_  
 MMS \_\_\_\_\_  
 SEC     
 OTH    VGK/bae  
 records  
 Enclosure

Sincerely,

*Vicki Gordon Kaufman*

Vicki Gordon Kaufman

RECEIVED & FILED

*R. V. P.*

FPSC-BUREAU OF RECORDS  
MCWHIRTER REEVES, MCGLOTHLIN, DAVIDSON, KAUFMAN & ARNOLD, P.A.

DOCUMENT NUMBER-DATE  
10202 OCT 17 03

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint of DIECA Communications,  
Inc., d/b/a Covad Communications Company  
Against BellSouth Telecommunications, Inc.  
For Breach of the Parties' Interconnection  
Agreement and Unauthorized Discontinuance  
Of Service to Customers, Request for  
Maintenance of the Status Quo, and Request  
For Expedited Relief.

Docket No: 030945-TP

Filed: October 17, 2003

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**DIECA Communications, Inc., d/b/a Covad Communications Company's  
Request for Specified Confidential Classification and Motion for Protective Order**

DIECA Communications, Inc., d/b/a Covad Communications Company (Covad), pursuant to Rule 25-22.006, Florida Administrative Code, files this Request for Specified Confidential Classification and Motion for Protective Order.

1. On September 26, 2003, Covad filed its Complaint Against BellSouth Telecommunications, Inc. for Breach of the Parties' Interconnection Agreement and Sections 271 and 251 of the Telecommunications Action of 1996, Request for Maintenance of Status Quo, and Request for Expedited Relief. Exhibit A contains confidential, proprietary business information regarding circuit identification information for specific Covad customers.

2. The confidential, proprietary business contained in Exhibit A to Covad's Complaint is specifically related to Covad's business operations. The confidential, proprietary business information is related to Covad's customers, their circuit identification numbers and their location. Disclosure of the information would harm Covad's competitive business interests. The information has not been made public. 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 business information would "impair the competitive business of the provider of the information." Disclosure of the Covad confidential information would harm its business operations by placing details of Covad's customers and their location in the public domain. Accordingly, the

information should be exempt from the public disclosure requirements of section 119.07, Florida Statutes.

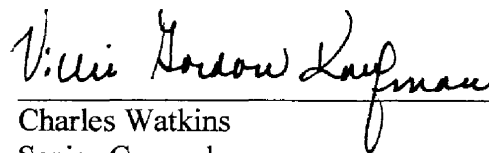
4. In addition, Exhibit A to the Complaint contains confidential customer information. Section 364.24, Florida Statutes, prohibits the public disclosure of customer account information.

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

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

7. 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.



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Attorneys for Covad Communications, Inc.

**ATTACHMENT A**

**Request For Confidential Classification of Confidential, Proprietary Customer and  
Business Information in Exhibit A to Covad's Complaint  
Docket No. 030945-TP**

**Explanation of Proprietary Information**

1. The information provided belonging to Covad provided in Exhibit A to Covad's Complaint contains confidential, proprietary customer business information regarding the circuit identification information for specific Covad customers. This information is related to Covad's ongoing business affairs and can be used by Covad's competitors to harm 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." In addition, § 364.24, Florida Statutes, prohibits the public disclosure of customer account 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>Page No.</u>	<u>Line</u>	<u>Reason</u>
Exhibit A	1-22	1

**ATTACHMENT B**

**Request For Confidential Classification of Confidential, Proprietary Customer and  
Business Information in Exhibit A to Covad's Complaint  
Docket No. 030945-TP**

**Redacted Copies**

Covad Customers Who Will Be Disconnected  
(PUBLIC)

1	[REDACTED]
2	[REDACTED]
3	[REDACTED]
4	[REDACTED]
5	[REDACTED]
6	[REDACTED]
7	[REDACTED]
8	[REDACTED]
9	[REDACTED]
10	[REDACTED]
11	[REDACTED]
12	[REDACTED]
13	[REDACTED]
14	[REDACTED]
15	[REDACTED]
16	[REDACTED]
17	[REDACTED]
18	[REDACTED]
19	[REDACTED]
20	[REDACTED]
21	[REDACTED]
22	[REDACTED]

**Covad Customers Who Will Be Disconnected  
(PUBLIC)**

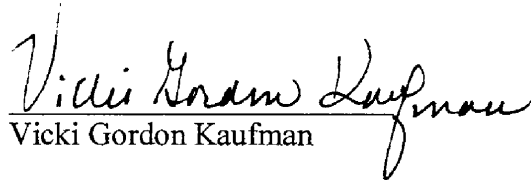
1	[REDACTED]
2	[REDACTED]
3	[REDACTED]
4	[REDACTED]
5	[REDACTED]
6	[REDACTED]
7	[REDACTED]
8	[REDACTED]
9	[REDACTED]
10	[REDACTED]
11	[REDACTED]
12	[REDACTED]
13	[REDACTED]
14	[REDACTED]
15	[REDACTED]
16	[REDACTED]
17	[REDACTED]
18	[REDACTED]
19	[REDACTED]
20	[REDACTED]
21	[REDACTED]
22	[REDACTED]

**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 Specified Confidential Classification and Motion for Protective Order has been provided by (\*) hand delivery or U.S. Mail this 17th day of October 2003, to the following:

(\*) Roseanne Gervasi  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Nancy White  
c/o Nancy Sims  
BellSouth Telecommunications, Inc.  
150 South Monroe Street, Suite 400  
Tallahassee, Florida 32301-1556

  
Vicki Gordon Kaufman