

ORIGINAL



Richard A. Chapkis
Vice President -- General Counsel, Southeast Region
Legal Department

FLTC0007
201 North Franklin Street (33602)
Post Office Box 110
Tampa, Florida 33601-0110

Phone 813 483-1256
Fax 813 273-9825
richard.chapkis@verizon.com

October 22, 2003

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

RECEIVED FPSC
OCT 23 AM 11:07
COMMISSION
CLERK

Re: Docket No. 030851-TP
Implementation of requirements arising from Federal Communications
Commission's triennial UNE Review: Local Circuit Switching for Mass Market
Customers

Dear Ms. Bayo:

Please find enclosed for filing an original and 15 copies of Verizon Florida Inc.'s Request for Confidential Classification and Motion for Protective Order in connection with the Company's responses to AT&T's First Request for Production of Documents and First Set of Interrogatories in the above matter. Service has been made as indicated on the Certificate of Service. If there are any questions regarding this filing, please contact me at 813-483-1256.

Sincerely,

Richard A. Chapkis

Richard A. Chapkis

RECEIVED & FILED
TH
FPSC-BUREAU OF RECORDS

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL _____
OPC _____
MMS _____
SEC _____
OTH _____
cc: *conf records*

RAC:tas
Enclosures

This confidentiality request was filed by or for a "telco" for DN 10462-03. No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

DOCUMENT NUMBER-DATE
10461 OCT 23 03
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising)
from Federal Communications Commission's)
Triennial UNE review: Local Circuit Switching)
for Mass Market Customers.)
_____)

Docket No. 030851-TP
Filed: October 22, 2003

**VERIZON FLORIDA INC.'S REQUEST FOR CONFIDENTIAL
CLASSIFICATION AND MOTION FOR PROTECTIVE ORDER**

Under Commission Rule 25-22.006, F.A.C., Verizon Florida Inc. (Verizon) seeks confidential classification and a protective order for certain information contained in the Company's responses to AT&T's First Set of Interrogatories (specifically, nos. 1, 11, 12, 20, 25, 40(c), 44(d), 55(a), 55(b), 55(d), 56(a-e), 85, 88(c) and 107) and First Request for Production of Documents (specifically, nos. 1, 7, and 10) in this proceeding.

All of the information for which Verizon seeks confidential treatment falls within Florida Statutes section 364.183(3), which defines "proprietary confidential business information" as:

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.

Florida Statutes section 364.183(3)(a) expressly provide that "trade secrets" fall within the definition of "proprietary confidential business information." Florida Statutes section 364.183(3)(e), further provides that "proprietary confidential business information" includes "information relating to competitive interests, the

DOCUMENT NUMBER DATE

1046 | OCT 23 8

FPSC-COMMISSION CLERK

disclosure of which would impair the competitive business of the provider of information."

If competitors were able to acquire this detailed and sensitive information regarding Verizon, they could more easily develop entry and marketing strategies to ensure success in competing with Verizon. This would afford them an unfair advantage while severely jeopardizing Verizon's competitive position. In a competitive business, any knowledge obtained about a competitor can be used to the detriment of the entity to which it pertains, often in ways that cannot be fully anticipated. This unfair advantage skews the operation of the market, to the ultimate detriment of the telecommunications consumer. Accordingly, Verizon respectfully requests that the Commission classify the identified documents as confidential and enter an appropriate protective order.

While a ruling on this request is pending, Verizon understands that the information at issue is exempt from Florida Statutes section 119.07(1) and Staff will accord it the stringent protection from disclosure required by Rule 25-22.006(3)(d).

One highlighted copy of the confidential workpapers is attached to the original of this Request as Exhibit A. Two redacted copies are attached as Exhibit B. A detailed justification of the confidentiality of the information at issue is attached as Exhibit C.

EXHIBIT C

DOCUMENT	LINE(S)/COLUMN(S)	REASON
Attachment INT 1 (Bates Nos. VZ 930 - VZ 931)	All highlighted text	This is competitively sensitive, confidential business information of Verizon that identifies the specific Verizon central offices that are manned versus those that are unmanned. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon and the ratepayers, by giving rise to significant security concerns. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.
Attachment INT 11, 12 (Bates No. VZ 932)	All highlighted text	This is competitively sensitive, confidential business information of Verizon that identifies the average work times of Verizon employees performing specified work activities within Verizon's central offices. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon and the ratepayers, and give Verizon's competitors an unfair competitive advantage. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors. Such information would be useful to CLECs making decisions regarding the deployment of their own work force.
Attachment INT 20 (Bates Nos. VZ 933 - VZ 938)	All highlighted text	This is competitively sensitive, confidential business information of Verizon that provides detailed information regarding specific

<p>Response to Interrogatory No. 25</p>	<p>All highlighted text</p>	<p>types of facilities deployed in Verizon's proprietary network. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly assist its competitors in the design and construction of their own networks. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p> <p>This is competitively sensitive, confidential business information of Verizon that provides forecast information regarding specific types of facilities deployed in Verizon's proprietary network. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly assist its competitors in the design and construction of their own networks. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p>
<p>Attachment INT 40(c) (Bates No. 939)</p>	<p>All highlighted text</p>	<p>This is competitively sensitive, confidential business information of that specifically identifies CLECs that maintain collocation facilities in Verizon central offices in Florida. Verizon maintains this information as confidential customer proprietary network information.</p>

<p>Attachment INT 44(d) (Bates Nos. VZ 940 - VZ 941)</p>	<p>Entire Document</p>	<p>This is competitively sensitive, confidential business information of Verizon that provides the total UNE-P lines provided by Verizon, on a wire center basis, as of June, 2003. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly grant CLECs access to this competitive information and allow them to use this information to target their competitive efforts against Verizon on a wire center basis. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p>
<p>Attachment INT 55(a) (Bates Nos. VZ 942 - VZ 943)</p>	<p>All highlighted text</p>	<p>This is competitively sensitive, confidential business information of Verizon that provides the number of analog UNE-P lines provided by Verizon, on a wire center basis, as of June, 2003. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly grant CLECs access to this competitive information and allow them to use this information to target their competitive efforts against Verizon on a wire center basis. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p>
<p>Attachment INT 55(b) (Bates Nos. VZ 944 - VZ 945)</p>	<p>All highlighted text</p>	<p>This is competitively sensitive, confidential business information of Verizon that provides the number of UNE-P lines Verizon</p>

<p>Attachment INT 55(d) (Bates Nos. VZ 946 - VZ 947)</p>	<p>All highlighted text</p>	<p>provided to CLECs, without also providing switching, on a wire center basis, as of June, 2003. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly grant CLECs access to this competitive information and allow them to use this information to target their competitive efforts against Verizon on a wire center basis. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p> <p>This is competitively sensitive, confidential business information of Verizon that provides the number of analog switched small business and residential access lines on a wire center basis, as of June, 2003. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly grant CLECs access to this competitive information and allow them to use this information to target their competitive efforts against Verizon on a wire center basis. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p>
<p>Attachment INT 56(a-e) (Bates Nos. VZ 948 - VZ 949)</p>	<p>All highlighted text</p>	<p>This is competitively sensitive, confidential business information of Verizon that provides the number of retail access lines (voice grade equivalents) on a wire center basis, as of June,</p>

<p>Attachment INT 80 (Bates Nos. VZ 950 - VZ 956)</p>	<p>Entire document</p>	<p>2003. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly grant CLECs access to this competitive information and allow them to use this information to target their competitive efforts against Verizon on a wire center basis. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p> <p>This document is a Verizon internal method and procedure for that describes in detail Verizon's internal business practices for provisioning UNE loops. This document is maintained within the company in electronic format, in a proprietary database that is not available to the public or disclosed outside of Verizon. Verizon employees that have access to this information are required to maintain this information as proprietary. This information is competitively sensitive information that reflects Verizon's business operations and its disclosure would be unfair to Verizon since it would permit Verizon's competitors to have free access to Verizon's internal business practices, while Verizon does not have access to comparable information from its competitors. Finally, the document constitutes "trade secret" information as that term is defined in Florida Statutes, Section 812.081 and thus falls within the definition of "proprietary</p>
---	------------------------	--

<p>Attachment INT 85 Confidential CD (Bates No. VZ 957)</p>	<p>Entire CD</p>	<p>confidential business information" as defined in Florida Statutes, Section 364.183(3). See FL Stat. Section 364.183(3)(a).</p> <p>This is competitively sensitive, confidential business information that specifically identifies the number of collocation arrangements in Verizon central offices in Florida. Verizon maintains this information as confidential customer proprietary network information.</p>
<p>Attachment INT 88(c) (Bates No. VZ 968)</p>	<p>All highlighted text</p>	<p>This is competitively sensitive, confidential business information that specifically identifies the number and type of collocation arrangements in Verizon central offices in Florida. Verizon maintains this information as confidential proprietary network information.</p>
<p>Attachment INT 107 (Bates No. VZ 969)</p>	<p>All highlighted text.</p>	<p>This is competitively sensitive, confidential business information of Verizon that provides demand forecasts for UNE-P, UNE-L, and resale. Verizon maintains this information as confidential and disclosure of this information would cause harm to Verizon since it would unfairly assist its competitors in the design and construction of their own networks. Such disclosure is particularly unfair to Verizon since it does not have access to this information from its competitors.</p>

<p>Attachment POD 1 (Bates Nos. VZ000001; VZ000004 - VZ000009)</p>	<p>All documents</p>	<p>This document is a Verizon internal method and procedure for that describes in detail Verizon's internal business practices (project coordination and management procedures) for Project Hot Cuts in the West (inclusive of Florida). This document is maintained within the company in electronic format, in a proprietary database that is not available to the public or disclosed outside of Verizon. Verizon employees that have access to this information are required to maintain this information as proprietary. This information is competitively sensitive information that reflects Verizon's business operations and its disclosure would be unfair to Verizon since it would permit Verizon's competitors to have free access to Verizon's internal business practices, while Verizon does not have access to comparable information from its competitors. Finally, the document constitutes "trade secret" information as that term is defined in Florida Statutes, Section 812.081 and thus falls within the definition of "proprietary confidential business information" as defined in Florida Statutes, Section 364.183(3). See FL Stat. Section 364.183(3)(a).</p>
<p>Attachment POD 7 (Bates Nos. VZ 000010-VZ 000278)</p>	<p>All documents</p>	<p>These documents are Verizon internal methods and procedures that describe Verizon's internal business practices for processing service requests for individual hot cuts, number portability, and bulk migrations from UNE-P to UNE-L.</p>

<p>Attachment POD 10 (Bates Nos. VZ 0000279 - VZ 000730)</p>	<p>All documents</p>	<p>These documents are maintained within the company in electronic format, in a proprietary database that is not available to the public or disclosed outside of Verizon. Verizon employees that have access to this information are required to maintain this information as proprietary. This information is competitively sensitive information that reflects Verizon's business operations and its disclosure would be unfair to Verizon since it would permit Verizon's competitors to have free access to Verizon's internal business practices, while Verizon does not have access to comparable information from its competitors. Finally, the documents constitute "trade secret" information as that term is defined in Florida Statutes, Section 812.081 and thus falls within the definition of "proprietary confidential business information" as defined in Florida Statutes, Section 364.183(3). See FL Stat. Section 364.183(3)(a).</p> <p>These documents are Verizon internal methods and procedures that describe Verizon's internal business practices for processing service requests for individual hot cuts, number portability, bulk migrations from UNE-P to UNE-L, multiple vendor orders. These documents are maintained within the company in electronic format, in a proprietary database that is not available to the public or disclosed outside of Verizon. Verizon employees that have access to this information are</p>
--	----------------------	--

		<p>required to maintain this information as proprietary. This information is competitively sensitive information that reflects Verizon's business operations and its disclosure would be unfair to Verizon since it would permit Verizon's competitors to have free access to Verizon's internal business practices, while Verizon does not have access to comparable information from its competitors. Finally, the documents constitute "trade secret" information as that term is defined in Florida Statutes, Section 812.081 and thus falls within the definition of "proprietary confidential business information" as defined in Florida Statutes, Section 364.183(3). See FL Stat. Section 364.183(3)(a).</p>
--	--	---

Respectfully submitted on October 22, 2003.

By: Richard A. Chapkis
Richard Chapkis
P. O. Box 110, FLTC0717
Tampa, FL 33602
(813) 483-1256

Attorney for Verizon Florida Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of Verizon Florida Inc.'s Request for Confidential Classification and Motion for Protective Order in Docket No. 030851-TP were sent via electronic mail and overnight delivery on October 22, 2003 to:

Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Nancy White c/o Nancy Sims
BellSouth Telecomm. Inc.
150 S. Monroe Street, Suite 400
Tallahassee, FL 32301-1556

Tracy Hatch
AT&T
101 N. Monroe, Suite 700
Tallahassee, FL 32301

Michael Gross
Florida Cable Telecomm. Assn.
246 East 6th Avenue
Tallahassee, FL 32303

Susan Masterton
Charles Rehwinkel
Sprint-Florida
1313 Blairstone Road
MC FLTLHO0107
Tallahassee, FL 32301

Donna McNulty
MCI WorldCom, Inc.
1203 Governors Square Blvd.
Suite 201
Tallahassee, FL 32301-2960

Lisa A. Sapper
AT&T
1200 Peachtree Street, NE
Suite 8100
Atlanta, GA 30309

Joseph A. McGlothlin
Vicki Gordon Kaufman
McWhirter Reeves Law Firm
117 South Gadsden Street
Tallahassee, FL 32301

Floyd Self
Messer Capareello & Self
215 S. Monroe Street
Suite 701
Tallahassee, FL 32301

Marva Brown Johnson
KMC Telecom III, LLC
1755 North Brown Road
Lawrenceville, GA 30034-8119

Nanette Edwards
ITC^DeltaCom
4092 S. Memorial Parkway
Huntsville, AL 35802

Jeffrey J. Binder
Allegiance Telecom Inc.
1919 M Street, NW
Washington, DC 20037

Scott A. Kassman
FDN Communications
390 North Orange Avenue
Suite 2000
Orlando, FL 32801

De O'Roark
MCI WorldCom
6 Concourse Parkway
Suite 3200
Atlanta, GA 30328

Norman H. Horton, Jr.
Messer Capareello & Self
215 S. Monroe Street
Suite 701
Tallahassee, FL 32301

Richard A. Chapkis

Richard A. Chapkis