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December 22, 2003

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

RECEIVED-FPSC
03 DEC 22 PM 4:39
COMMISSION
CLERK

Re: Docket No. 030852-TP

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of BellSouth Telecommunications Inc.'s Request for Specified Confidential Classification for its Direct Testimony of Aniruddha (Andy) Banerjee and Shelley W. Padgett Exhibits SWP-3 and SWP-8, in the above referenced docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Nancy B. White
Nancy B. White

RECEIVED & FILED

Jh

FPSC-BUREAU OF RECORDS

Enclosure

cc: All Parties of Record
Marshall M. Criser III
R. Douglas Lackey
Meredith Mays

AUS _____
CAF _____
CMP _____
COM _____
CTR _____
ECR _____
GCL 1 _____
OPC _____
MMS _____
SEC 1 _____
OTH 1 comp records

519453

This confidentiality request was filed by or for a "telco" for DN _____. 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.

13326-03 - Ty of Banerjee
13327-03 - Exhs SWP-3 through SWP-8 of Padgett

DOCUMENT NUMBER-DATE

13325 DEC 22 8

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket No. 030852-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail, Hand Delivery* and FedEx this 22nd day of December, 2003 to the following:

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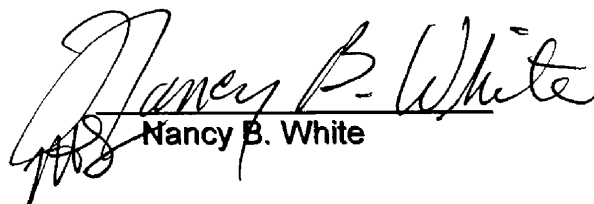
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Nancy B. White

**(+) signed protective agreement
via Hand Delivery(*)**

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising)
from Federal Communications Commission) Docket No. 030852-TP
Triennial UNE review: Location Specific-Review)
For DS1, DS3, and Dark Fiber Loops and) Filed: December 22, 2003
Route-Specific Review for DS1, DS3, and Dark)
Fiber Transport)
_____)

BELLSOUTH TELECOMMUNICATIONS, INC.'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION

COMES NOW, BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, and files its Request for Specified Confidential Classification.

1. On December 22, 2003, BellSouth filed the Direct Testimony of Aniruddha (Andy) Banerjee, Ph. D. and the Direct Testimony of Shelley W. Padgett with Exhibits SWP-1 through SWP-10. The Direct Testimony of Aniruddha (Andy) Banerjee and Exhibits SWP-3 and SWP-8 of the Direct Testimony of Shelley W. Padgett contain information that is proprietary to BellSouth and customer specific proprietary information.

2. BellSouth hereby files this Request for Specified Confidential Classification because the information contained in the Direct Testimony of Aniruddha (Andy) Banerjee, Ph. D., and Exhibits SWP-3 and SWP-8 of the Direct Testimony of Shelley W. Padgett contain confidential business information and customer specific information that is proprietary to BellSouth. A more specific description of this information is contained in Attachment A. Public disclosure of this information would cause competitive harm to BellSouth and provide competitors with an unfair advantage in future negotiations. The information discussed in Request for Specified Confidential Classification is valuable and BellSouth strives to keep it

DOCUMENT NUMBER DATE

13325 DEC 22 8

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secret. Therefore, such information should be classified as confidential business information and customer proprietary information pursuant to Section 364.24 and Section 364.183, *Florida Statutes*. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, *Florida Statutes*.

3. Attachment A to BellSouth's Request for Confidential Classification contains an explanation of the proprietary information along with a list that identifies the location of the information designated by BellSouth as confidential.

4. Attachment B to BellSouth's Request for Confidential Classification is redacted copies of the documents containing the confidential information.

5. Attachment C to BellSouth's Request for Confidential Classification is a highlighted copy of the document containing the confidential information.

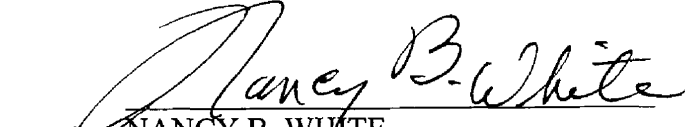
6. The information discussed in this Request for Specified Confidential Classification is valuable, BellSouth treats this information as confidential in all requests, and this information has not been generally disclosed.

7. The original of this Request was filed today with the Division of the Commission Clerk and Administrative Services and a copy was served on the Parties.

WHEREFORE, based on the foregoing, BellSouth respectfully requests that, pursuant to Section 364.183, *Florida Statutes*, the Commission enter an order declaring the information described above to be confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 22nd day of December, 2003.

BELLSOUTH TELECOMMUNICATIONS, INC.


MS

NANCY B. WHITE

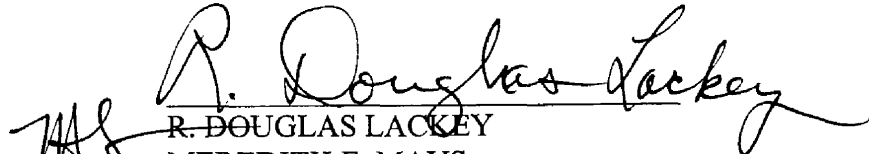
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BellSouth Telecommunications, Inc.
FPSC Docket No. 030852-TP
Request for Confidential Classification
Page 1 of 1
12/22/03

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S DIRECT
TESTIMONY OF ANIRUDDHA (ANDY) BANERJEE, PH. D. AND EXHIBITS SWP-3
AND SWP-8 TO THE DIRECT TESTIMONY OF SHELLEY W. PADGETT
FILED DECEMBER 22, 2003, IN FLORIDA DOCKET NO. 030852-TP**

Explanation of Proprietary Information

1. This information contains business information related to competitive interests of BellSouth that is proprietary to BellSouth. Disclosure of this data would impair the competitive business and cause harm to BellSouth. Specifically, this information relates to costs and revenue for specific retail and wholesale services. This information also contains third party vendor information. Consequently, this information should be classified as proprietary, confidential business information pursuant to Section 364.183(3)(e), Florida Statutes and is exempt from the Open Records Act.

| <u>Location</u> | <u>Reason</u> |
|--|---------------|
| Testimony of Aniruddha (Andy) Banerjee Page 12 of 23, line 3 | 1 |
| <u>Exhibit SWP-3</u> | |
| Carrier and Capabilities Column Entitled "Carrier," all rows, all pages | 1 |
| Customer Location Column Entitled "Address," all rows, all pages | 1 |
| <u>Exhibit SWP-8</u> | |
| Carrier and Capabilities Column Entitled "Carrier", all rows, all pages | 1 |

ATTACHMENT B

**BellSouth Telecommunications, Inc.
FPSC Docket No. 030852-TP
Request for Confidential Classification
Page 1 of 1
12/22/03**

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TESTIMONY OF ANIRUDDHA (ANDY) BANERJEE, PH. D. AND EXHIBITS SWP-3
AND SWP-8 TO THE DIRECT TESTIMONY OF SHELLEY W. PADGETT
FILED DECEMBER 22, 2003, IN FLORIDA DOCKET NO. 030852-TP**

TWO REDACTED COPIES FOR PUBLIC DISCLOSURE