

ORIGINAL

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January 20, 2004

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
04 JAN 20 PM 4:27
COMMISSION
CLERK

Re: Docket No. 030851-TP

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of BellSouth Telecommunications Inc.'s Request for Specified Confidential Classification for its Supplemental Response to AT&T and MCI's Subpoena Duces Tecum without Deposition for Item Nos. 1 and 2 provided on CD, and Subpoena Item No. 3, 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

Enclosure

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

This confidentiality request was filed by or for a "telco" for DN 00833-04. 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.

(X-ref. 13592-03)

AUS _____
CAF _____
CMP _____ 522729
COM _____
CTR _____
ECR _____
GCL
OPC _____
MMS _____
SEC
OTH _____
comp records

Request
DOCUMENT NUMBER-DATE

00831 JAN 20 3

FPSC-COMMISSION CLERK

Redacted
DOCUMENT NUMBER-DATE

00832 JAN 20 3

FPSC-COMMISSION CLERK

Confidential
DOCUMENT NUMBER-DATE

00833 JAN 20

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket No. 030851-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail, Hand Delivery* and FedEx this 20th day of January 2004 to the following:

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Nancy B. White

(+)signed Protective Agreement
(*) via Hand Delivery
(⊗) via FedEx

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising)
from Federal Communications Commission) Docket No. 030851-TP
triennial UNE review: Local Circuit Switching)
for Mass Market Customers.) Filed: January 20, 2004
_____)

**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 30, 2003, BellSouth filed its Supplemental Response to AT&T of the Southern States, LLC's ("AT&T") Subpoena Duces Tecum Without Deposition (hereinafter "AT&T's subpoena) and Response to MCI metro Access Transmission Services, LLC and MCI WorldCom's ("MCI") Subpoena Duces Tecum Without Deposition (hereinafter "MCI's subpoena). In addition, BellSouth filed a Notice of Intent with respect to BellSouth's Supplemental Responses to AT&T's Subpoena and Response to MCI's Subpoena. The BellSouth's Notice of Intent was filed in respect to Subpoena Item Nos. 1 & 2, provided on CD, and Subpoena Item No 3. As clarification, the document produced in response to Item No 3 was also responsive to AT&T's Third Set of Interrogatories, Item No. 125, and was labeled as such.

2. Pursuant to Rule 25-22.06(3)(a), BellSouth hereby files this Request for Specified Confidential Classification because the information contained in BellSouth's Supplemental Response to AT&T's Subpoena and Response to MCI's Subpoena includes confidential third party information and that is protected by the FCC's Customer Proprietary Network information

rules. A more specific description of this information is contained in Attachment A. Public disclosure of this information would cause competitive harm to the third-party providers. Therefore, such information should be classified as confidential, 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 document containing the confidential information.

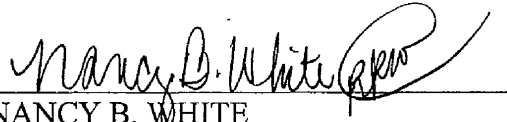
5. Attachment C to BellSouth's Request for Confidential Classification is a highlighted copy of the document containing the confidential information.

6. The 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 20th day of January, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

Handwritten signature of Nancy B. White in cursive, written over a horizontal line.

NANCY B. WHITE

JAMES MEZA III

c/o Nancy Sims

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(305) 347-5558

Handwritten signature of R. Douglas Lackey in cursive, written over a horizontal line.

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ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 030851-TP
Request for Confidential Classification
Page 1 of 4
01/20/04**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S
SUPPLEMENTAL RESPONSE TO AT&T'S SUBPOENA AND RESPONSE TO MCI'S
SUBPOENA ITEM NOS. 1, 2 AND 3 FILED DECEMBER 30, 2003
IN FLORIDA DOCKET NO. 030851-TP**

Explanation of Proprietary Information

1. This information contains third-party business information related to the competitive interests of third-party companies that is proprietary. Specifically, the subject information is confidential, customer-specific proprietary information that is also protected under the FCC's Customer Proprietary Network information rules, 47 CFR §64.2007. Disclosure of this data would impair the competitive business and cause harm to the third-party companies. 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.

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 030851-TP
Request for Confidential Classification
Page 2 of 4
01/20/04

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S
SUPPLEMENTAL RESPONSE TO AT&T'S SUBPOENA AND RESPONSE TO MCI'S
SUBPOENA ITEM NOS. 1, 2 AND 3 FILED DECEMBER 30, 2003
IN FLORIDA DOCKET NO. 030851-TP

SUBPOENA, ITEM NO. 1¹

Location

Page Numbers (Bates stamp #s) Reason

000002 – 000991 Entire page 1

Column(s) Labeled

000992 – 001981 Loc Cnt 1
001986 – 002012 Clec, Line Size, Locations 1

SUBPOENA, ITEM NO. 2

002014 – 003079 Addr, Com, State, Class, Clec ID, DS0 Loop Count 1

SUBPOENA, Item No 3 (labeled as AT&T's 3rd Interrogatories, Item No 125)

Columns Labeled Page Numbers Reason

Customer, 2002-05, 2002-06, 2002-07, 2002-08
2002-09, 2002-10, 2002-11, 2002-12, 2003-01,
2003-02, 2003-03, 2003-04, 2003-05, 2003-06,
2003-07, 2003-08, 2003-09, 2003-10, 2003-11 all pages 1

¹ Page numbers 001982 – 001985 do not contain any confidential, customer proprietary information.

ATTACHMENT B

**BellSouth Telecommunications, Inc.
FPSC Docket No. 030851-TP
Request for Confidential Classification
Page 3 of 4
01/20/04**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S
SUPPLEMENTAL RESPONSE TO AT&T'S SUBPOENA AND RESPONSE TO MCI'S
SUBPOENA ITEM NOS. 1, 2 AND 3 FILED DECEMBER 30, 2003
IN FLORIDA DOCKET NO. 030851-TP**

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