ORIGINAL

# **McWhirter Reeves**

ATTORNEYS AT LAW

TAMPA OFFICE 400 NORTH TAMPA STREET, SUITE 2450 TAMPA, FLORIDA 33602-5126 P.O. BOX 3350, TAMPA, FL 336J01-3350 (813) 224-0866 (813) 221-1854 FAX PLEASE REPLY TO:
TALLAHASSEE

TALLAHASSEE OFFICE: 117 SOUTH GADSDEN TALLAHASSEE, FLORIDA 33201 (850) 222-2525 (850) 222-5606 FAX

February 16, 2004

#### VIA HAND DELIVERY

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

Re: Docket No. 030851-TP

Dear Ms. Bayo:

On behalf of Florida Competitive Carriers Association, enclosed for filing and distribution is the original and one copy of the following:

► Florida Competitive Carriers Association's Claim of Confidentiality

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

Sincerely,

Vicis Ludm Kaufman Vicki Gordon Kaufman

AUS CAF
CAF Enclosures
COM
CTR
ECR
GCL
OPC
MMS
SEC 

VGK:lwl
Enclosures

FPSC-BUREAU OF RECORDS

This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DN 2189 U. The document is in locked storage pending advice on handling. To access the material, your name must be on the CASR. If undocketed, your division director must obtain written EXD/Tech permission before you can access it.

DOCUMENT NUMBER-DATE

02188 FEB 17 8

ORIGINAL

### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Implementation of requirements arising From Federal Communications Commission

Triennial UNE review: Local Circuit Switching

For Mass Market Customers

Docket No. 030851-TP

Filed: February 16, 2004

## THE FLORIDA COMPETITIVE CARRIERS ASSOCIATION'S **CLAIM OF CONFIDENTIALITY**

The Florida Competitive Carriers Association (FCCA), pursuant to Section 364.183(1), Florida Statutes, Rule 25-22.006, Florida Administrative Code, and Order No. PSC-03-1263-PCO-TP, files this Claim of Confidentiality.

Mr. Joseph Gillan, witness for the FCCA, was deposed on February 13, 2004. Gillan Deposition Exhibit No. 2, attached to the deposition, contains confidential proprietary business information as defined in Section 364.183, Florida Statutes, and as protected by Order No. PSC-03-1263-PCO-TP. FCCA asserts a claim of confidentiality pursuant to this statutory section and the Commission's Protective Order Governing Handling of Confidential Information in this matter as to the proprietary information contained in Mr. Gillan's Deposition Exhibit No. 2.

Joseph A. McGlothlin

Vicki Gordon Kaufman

McWhirter, Reeves, McGlothlin, Davidson,

Kaufman & Arnold, P.A. 117 South Gadsden Street Tallahassee, Florida 32301

(850) 222-2525

(850) 222-5606 (fax)

vkaufman@mac-law.com

Attorneys for the Florida Competitive Carriers Association

DOCUMENT NUMBER-DATE

#### **CERTIFICATE OF SERVICE**

- I HEREBY CERTIFY that a true and correct copy of the foregoing the Florida Competitive Carriers Association's Claim of Confidentiality has been provided by (\*) hand delivery, (\*\*) email, and U.S. Mail this 16<sup>th</sup> day of February 2004, to the following:
- (\*) (\*\*) Jeremy Susac, Staff Counsel Division of Legal Services 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
- (\*\*) Richard Chapkis Verizon Florida, Inc. 201 North Franklin Street MC: FLTC0717 Tampa, Florida 33602
- (\*\*) Susan Masterton Sprint Communications Company 1313 Blairstone Road Post Office Box 2214 MC: FLTLHO0107 Tallahassee, Florida 32301
- (\*\*) Donna Canzano McNulty MCI WorldCom 1203 Governors Square Boulevard Suite 201 Tallahassee, Florida 32301
- (\*\*) Norman H. Horton, Jr. 215 South Monroe Street Tallahassee, Florida 32302-1876

- (\*\*) Tracy Hatch
  AT&T Communications of the
  Southern States, LLC
  101 North Monroe Street
  Suite 700
  Tallahassee, Florida 32301
- (\*\*) Michael Gross Florida Cable Telecommunications 246 East 6<sup>th</sup> Avenue Tallahassee, Florida 32302
- (\*\*) Matthew Feil Florida Digital Network, Inc. 390 North Orange Avenue, Suite 2000 Orlando, Florida 32801
- (\*\*) Jeffrey J. Binder Allegiance Telecom, Inc. 1919 M Street, NW Washington, DC 20037
- (\*\*) Floyd R. Self Messer, Caparello & Self 215 South Monroe Street, Suite 701 Tallahassee, FL 32301
- (\*\*) Nanette Edwards ITC^DeltaCom 4092 S. Memorial Parkway Huntsville, Alabama 35802
- (\*\*) Jake E. Jennings Senior Vice-President Regulatory Affairs & Carrier Relations NewSouth Communications Corp. NewSouth Center Two N. Main Center Greenville, SC 29601

- (\*\*) Jon C. Moyle, Jr. Moyle, Flanigan, Katz, Raymond & Sheehan, P.A. The Perkins House 118 North Gadsden Street Tallahassee, FL 32301
- (\*\*) Rand Currier Geoff Cookman Granite Telecommunications, LLC 234 Copeland Street Quincy, MA
- (\*\*) Andrew O. Isar Miller Isar, Inc. 2901 Skansie Avenue, Suite 240 Gig Harbor, WA 98335
- (\*\*) Scott A. Kassman FDN Communications 390 North Orange Avenue Suite 2000 Orlando, FL 32801
- (\*\*) Thomas M. Koutsky Vice president, Law and Policy Z-Tel Communications, Inc. 1200 19<sup>th</sup> Street, NW Suite 500 Washington, DC 20036
- (\*\*) Michael B. Twomey Post Office Box 5256 Tallahassee, Florida 32314-5256

- (\*\*) Rabinai Carson Xspedius Communications 5555 Winghaven Blvd., Suite 3000 O'Fallon, MO 63366-3868
- (\*\*) Charles J. Beck Deputy Public Counsel Office of Public Counsel c/o The Florida Legislature 111 West Madison Street Room 812 Tallahassee, Florida 32399-1400

Cliki Gordon Kaufman () Wicki Gordon Kaufman