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March 19, 2004

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BY HAND DELIVERY

Ms. Blanca Bayó, Director
Commission Clerk and Administrative Services
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Docket No. 030851-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of ITC^DeltaCom Communications, Inc. are an original and fifteen copies of ITC^DeltaCom Communications, Inc.'s Request for Confidential Classification for portions of the rebuttal testimony of Joseph Gillan filed in the above referenced docket.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

Thank you for your assistance with this filing.

Sincerely yours,

Monica M. Evans
for Floyd R. Self

FRS/amb
Enclosures
cc: Parties of Record

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I COM records

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This confidentiality request was filed by or for a "telco" for DN 00274-04. 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.

for
(00274-04)
DOCUMENT NUMBER DATE
03738 MAR 19 04

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: March 19, 2004
_____)

ITC^DELTA COM COMMUNICATIONS, INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION

ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom d/b/a Grapevine and BTI Corporation (hereinafter "ITC^DeltaCom"), pursuant to section 364.183, Florida Statutes, and Rule 25-2.006, Florida Administrative Code, requests confidential classification of a portion of certain testimony previously filed in this docket pursuant to a claim for confidentiality. In support of this request ITC^DeltaCom hereby states:

1. On January 7, 2004, the Florida Competitive Carriers Association ("FCCA") filed in the above-captioned proceeding the Rebuttal Testimony of Joseph Gillan, which contained ITC^DeltaCom's confidential information that is considered proprietary. The appropriate corresponding Claim for Confidential Treatment was filed, in accordance with Rule 25-22.006(5) and section 364.183(1), Florida Statutes.

2. ITC^DeltaCom hereby files this Request for Confidential Classification, in accordance with Rule 25-22.006(4), Florida Administrative Code, for the below listed confidential portions of the rebuttal testimony of Joseph Gillan. The public and redacted copies required by Rule 25-22.006(4) are not being filed at this time as they were filed with the claim filed on January 7, 2004.

3. The information for which confidential classification is requested reveals confidential and proprietary business information. Specifically, the information includes:

(a) Page 56, lines 2, 7, 8, 9, 10, 13, and Table 56 of Joseph Gillan's rebuttal testimony contain confidential information regarding ITC^DeltaCom's switches

(b) Page 57, lines 7, 8, 9, 10, 15, 17 and page 58, lines 1 and 2 of Joseph Gillan's rebuttal testimony contain confidential information regarding ITC^DeltaCom's DS0 loops, analog loops, and switches.

(c) Page 58, line 23 and page 59, line 4 of Joseph Gillan's rebuttal testimony reveals confidential information regarding ITC^DeltaCom's collocation and voice capabilities in certain named LATAs.

(d) Page 59, lines 16 and 17 of Joseph Gillan's rebuttal testimony reveals confidential information regarding the location of ITC^DeltaCom's switches.

4. This information contains specific proprietary information which ITC^DeltaCom considers to be trade secrets and proprietary, confidential business information which, if disclosed, would be of benefit to competitors and cause harm to ITC^DeltaCom and its customers. Such information provides ITC^DeltaCom an economic benefit, and is not known or readily ascertainable to other persons. Such information is economically valuable to ITC^DeltaCom and its competitors, and ITC^DeltaCom treats such information as confidential and maintains many processes and procedures to maintain its secrecy.

5. A trade secret is defined in section 688.002(4), Florida Statutes, the Uniform Secrets Act, to mean:

[I]nformation, including a formula, pattern, compilation, program, devise, method, technique, or process that:

(a) Derives independent economic value, actual or potential, from not being generally known to, and not be readily ascertainable by proper means by, other persons

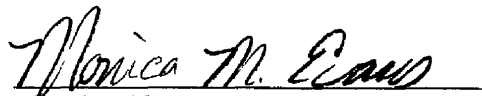
who can obtain economic value from its disclosure or use;
and

(b) Is the subject of efforts that are reasonable under the
circumstances to maintain its secrecy.

The information at issue fits plainly in this definition as set forth above. Accordingly, the Commission should grant the request for confidential classification and find the above testimony to be confidential and exempt from section 119.071(1), pursuant to section 364.183(3)(a) and (e).

WHEREFORE, based on the foregoing, ITC^DeltaCom 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,

for 
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the following parties by Hand Delivery (*) and/or U.S. Mail on this 19th day of March, 2004.

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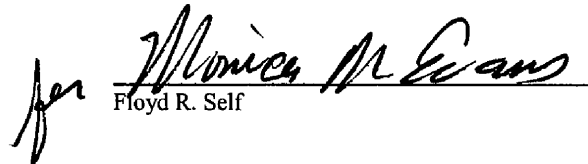
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