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March 24, 2004

**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. 030852-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc. (hereinafter "MCI") are an original and fifteen copies of MCI's Request for Confidential Classification for information provided in its Supplemental Responses to BellSouth's First Set of Interrogatories (1, 4, 8 and 12) 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.

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FPSC-BUREAU OF RECORDS

Sincerely yours,



Floyd R. Self

FRS/amb  
Enclosures  
cc: Parties of Record

- AUS \_\_\_\_\_
- CAF \_\_\_\_\_
- CMP \_\_\_\_\_
- COM \_\_\_\_\_
- CTR \_\_\_\_\_
- ECR \_\_\_\_\_
- GCL
- OPC \_\_\_\_\_
- MMS \_\_\_\_\_
- SEC
- OTH \_\_\_\_\_

comp records

This confidentiality request was filed by or for a "telco" for DN 02275-04. 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 02275-04)  
DOCUMENT NUMBER-DATE  
03910 MAR 24 04

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In Re: Implementation of Requirements )  
Arising From Federal Communications )  
Commission Triennial UNE Review: )  
Location Specific Review For DS1, DS3, ) Docket No.: 030852-TP  
and Dark Fiber Loops And Route-Specific ) Filed: March 24, 2004  
Review for DS1, DS3, And Dark Fiber )  
Transport )  
\_\_\_\_\_ )

**MCI's REQUEST FOR CONFIDENTIAL CLASSIFICATION**

MCImetro Access Transmission Services, LLC and MCI WorldCom Communications, Inc. (hereinafter "MCI"), pursuant to section 364.183, Florida Statutes, and Rule 25-2.006, Florida Administrative Code, requests confidential classification of certain data previously filed in this docket pursuant to a claim for confidentiality. In support of this request MCI hereby states:

1. On February 17, 2004, MCI filed in the above-captioned proceeding its Supplemental Responses to BellSouth's First Set of Interrogatories (1, 4, 8 and 12). MCI's Supplemental Response to Interrogatory 1, contained confidential information that is considered proprietary. When MCI filed its Response, it filed the appropriate corresponding Claim for Confidential Treatment, in accordance with Rule 25-22.006(5) and section 364.183(1), Florida Statutes.

2. MCI hereby files this Request for Confidential Classification, in accordance with Rule 25-22.006(4), Florida Administrative Code, for its Response to Interrogatory 1. 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 February 17, 2004.

3. The information for which confidential classification is requested reveals confidential and proprietary business information. Specifically, the above response include confidential information regarding MCI's transport facilities.

4. MCI considers the above information to be trade secrets and information relating to competitive interests which, if disclosed, would be of benefit to competitors and cause harm to MCI and its customers. Such information provides MCI an economic benefit, and is not known or readily ascertainable to other persons. Such information is economically valuable to MCI and its competitors, and MCI treats such information as confidential and maintains many processes and procedures to maintain its secrecy.

5. The information contained in the confidential response contains market deployment data and other specific network information utilized by MCI to conduct its business. MCI has invested enormous amounts of time and money structuring and deploying its marketing strategies which will be wasted if this information is released to the public.

6. 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

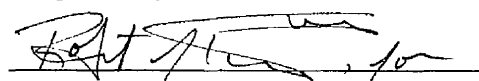
(b) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

The information at issue fits plainly in this definition as set forth above. Additionally, disclosure of this information will impair the competitive business of MCI. Therefore,

the Commission should grant the request for confidential classification and find the information contained in MCI's Response to Interrogatory 1 to be confidential and exempt from section 119.071(1), pursuant to section 364.183(3)(a) and (e).

WHEREFORE, based on the foregoing, MCI 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,



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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 (\*), electronic mail, and/or U. S. Mail this 24<sup>th</sup> day of March, 2004.

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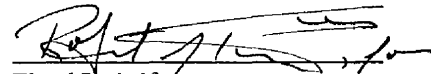
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