

ORIGINAL

Legal Department

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BellSouth Telecommunications, Inc.  
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May 5, 2004

RECEIVED-PPSC  
05 MAY -5 PM 4:47  
COMMISSION  
CLERK

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

**Re: Docket No. 030300-TP (Petition of the Florida Public  
Telecommunications Association for Expedited Review of BellSouth  
Telecommunications Inc.'s Tariffs With Respect to Rates for  
Payphone Line Access, Usage, and Features)**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for its Responses to Florida Public Telecommunications Association's First Set of Interrogatories (No. 9) and First Request for Production of Documents (Nos. 2 and 9), which we ask that you file in the captioned matter.

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,

*Meredith E. Mays*  
Meredith E. Mays *PM*

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

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COM \_\_\_\_\_  
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This confidentiality request was filed by or for a "telco" for DN 05266-04. 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. 05116-04)  
DOCUMENT NUMBER-DATE

05265 MAY -5 3

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE  
DOCKET NO. 030300-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and FedEx this 5<sup>th</sup> day of May, 2004 to the following:

Lee Fordham  
Staff Counsel  
Florida Public Service Commission  
Gerald L. Gunter Building  
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Tallahassee, FL 32399-0850  
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Fax. No. (850) 656-5589  
[sbharvey@suzannesummerlinattorney.com](mailto:sbharvey@suzannesummerlinattorney.com)  
Represents Davel Communications

  
Meredith E. Mays

**(+) signed Protective Agreement**

**BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION**

In Re:	)	
	)	
Petition of Florida Public Telecommunications	)	Docket No. 030300-TP
Association for Expedited Review of	)	
BellSouth Telecommunications, Inc.'s Tariffs	)	Filed: May 5, 2004
With respect to Rates for Payphone Line Access,	)	
Usage, and Features	)	
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**BELLSOUTH TELECOMMUNICATIONS, INC.'S  
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION**

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

1. On May 3, 2004, BellSouth Telecommunications, Inc. filed its Response to the Florida Public Telecommunications Association's First Set of Interrogatories (Nos. 1-39) and First Request for Production of Documents (Nos. 1-30) in this docket. BellSouth's response to Interrogatory No. 9 and Request for Production Nos. 2 and 9 includes confidential business information that is considered proprietary to BellSouth. In addition, on May 3, 2004 BellSouth filed a Notice of Intent to Request Specified Confidential Classification.

2. Pursuant to Rule 25-22.06 (3)(a), BellSouth is now filing a Request for Confidential Classification with respect to Interrogatory No. 9 and Request for Production No. 9. Interrogatory No. 9 and certain documents produced in response to Request for Production No. 9 relate to confidential discussions between the parties to

this case, which information relates to competitive interests and competitive business information.

3. Request for Production No. 2 contains confidential and proprietary cost studies of various services, which information also relates to BellSouth's competitive interests and competitive business information.

4. BellSouth has treated and intends to continue to treat the information for which confidential classification is sought as private, and this information has not been generally disclosed in that disclosure would cause harm to BellSouth's business operation and would impair BellSouth's ability to compete.

5. BellSouth has appended to this Request for Confidential Classification a listing showing the location in the response of the information designated by BellSouth as confidential as Attachment A.

6. Appended hereto in an envelope designated as Attachment B are two copies of the information with the confidential information redacted.

7. Attached as Attachment C is a sealed envelope containing one copy of the information with the material which is confidential and proprietary.

8. BellSouth has treated and intends to continue to treat the material for which confidential classification is sought as private, and this information has not been generally disclosed.

WHEREFORE, based on the foregoing, BellSouth moves the Commission to enter an order declaring the information described above to be confidential proprietary business information, and thus not subject to public disclosure.

## **ATTACHMENT A**

**BellSouth Telecommunications, Inc.  
FPSC DOCKET 030300-TP  
Request for Confidential Classification  
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5/5/04**

### **REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S RESPONSE TO FPTA'S FIRST SET OF INTERROGATORIES, NO. 9 AND FIRST REQUEST FOR PRODUCTION, NOS. 2 AND 9 FILED MAY 3, 2004, IN FPSC DOCKET 030300-TP**

#### **Explanation of Proprietary Information**

1. This information contains business information related to competitive interests of BellSouth that is proprietary to BellSouth. The documents contain actual unit cost information for discrete cost elements. Public disclosure of this information would provide BellSouth's competitors with an advantage in that they would know the price or rate below which BellSouth could not provide the service. The data is valuable to competitors and potential competitors in formulating strategic plans for entry, pricing, marketing, and overall business strategies concerning these services. This same information on competitors is not available to BellSouth. Disclosure of this data would impair the competitive business and cause harm to BellSouth. Consequently, this information should be classified as proprietary, confidential business information pursuant to Section 364.183, Florida Statutes and is exempt from the Open Records Act.
2. This information contains competitive business information, in particular documents relating to settlement negotiations. Disclosure of this data would impair the competitive business of, and cause harm to, BellSouth. Consequently, this information should be classified as proprietary, confidential business information pursuant to Section 364.183, Florida Statutes and is exempt from the Open Records Act.

**ATTACHMENT A**

**BellSouth Telecommunications, Inc.  
FPSC DOCKET 030300-TP  
Request for Confidential Classification  
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5/5/04**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO  
FPTA'S FIRST SET OF INTERROGATORIES, NO. 9 AND FIRST REQUEST FOR  
PRODUCTION, NOS. 2 AND 9 FILED MAY 3, 2004, IN FPSC DOCKET 030300-TP**

**LOCATION**

**REASON**

**Interrogatory No. 9**

Response: Marked Begin Confidential  
Through End Confidential

2

**POD No. 2**

Entire Page:  
Bates Range BST000005 – B ST000110

1

**POD No. 9**

Entire Page:  
Bates Range BST000116 – B ST000126  
Bates Range BST000128 – B ST000138

2

2

**ATTACHMENT B**

**BellSouth Telecommunications, Inc.  
FPSC DOCKET 030300-TP  
Request for Confidential Classification  
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5/5/04**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO  
FPTA'S FIRST SET OF INTERROGATORIES, NO. 9 AND FIRST REQUEST FOR  
PRODUCTION, NOS. 2 AND 9 FILED MAY 3, 2004, IN FPSC DOCKET 030300-TP**

**TWO REDACTED COPIES**

**ATTACHMENT C**

**BellSouth Telecommunications, Inc.  
FPSC DOCKET 030300-TP  
Request for Confidential Classification  
Page 1  
5/5/04**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE TO  
FPTA'S FIRST SET OF INTERROGATORIES, NO. 9 AND FIRST REQUEST FOR  
PRODUCTION, NOS. 2 AND 9 FILED MAY 3, 2004, IN FPSC DOCKET 030300-TP**

**ONE HIGHLIGHTED COPY**



Respectfully submitted this 5<sup>th</sup> day of May 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.

*Nancy B. White* *rt*

NANCY B. WHITE

c/o Nancy H. Sims

150 South Monroe Street

Suite 400

Tallahassee, FL 32301

(305) 347-5558

*R. Douglas Lackey* *rt*

R. DOUGLAS LACKEY

MEREDITH E. MAYS

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