

ORIGINAL

Legal Department

NANCY B. WHITE
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BellSouth Telecommunications, Inc.
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May 24, 2004

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CLERK

040535-TL

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

Re: Review of BellSouth Telecommunications, Inc.'s Maintenance and Repair Practices

Dear Ms. Bayó:

On May 24, 2004, BellSouth Telecommunications, Inc. provided certain information to Staff in connection with their request in the captioned matter. In that regard, BellSouth is now filing its Request for Specified Confidential Classification for certain information provided in connection that request.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me.

Sincerely,

Nancy B. White,
Nancy B. White KH

- CMP 1
- COM _____
- CTR _____
- ECR _____
- GCL 1 cc: Marshall M. Criser III
- OPC _____ R. Douglas Lackey
- MMS _____ Lisa Harvey
- RCA _____
- SCR _____
- SEC 1
- OTH Conf records

cc: Marshall M. Criser III
R. Douglas Lackey
Lisa Harvey

This request for confidentiality was filed by or on behalf of a telecommunications company for undocketed Confidential Document No. 05934-04. No ruling is required unless the material is subject to a request per 119.07, FS. Your division director must obtain written permission from the EXD/Tech for you to access the confidential material.

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DOCUMENT NUMBER-DATE
05933 MAY 24 04
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ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Review of BellSouth Telecommunications, Inc.'s)
Maintenance and Repair Practices)
_____)

Undocketed

Filed: May 24, 2004

**BELLSOUTH TELECOMMUNICATIONS, INC.'S REQUEST FOR
SPECIFIED CONFIDENTIAL CLASSIFICATION**

BellSouth Telecommunications, Inc. ("BellSouth") hereby files, pursuant to Rule 25-22.006, Florida Administrative Code, this Request For Specified Confidential Classification and states the following:

1. On April 8, 2004, the Staff of the Florida Public Service Commission (the "Staff") sent out its *Draft* Report of the Review of BellSouth's Maintenance and Repair Practices. The Staff also sent out a *Revised Draft Report* on April 28, 2004. BellSouth filed its *Initial Comments* on April 30, 2004. On May 14, 2004, the Staff issued the *Final Report*. The Staff also issued updated pages to the Final Report on May 20 and May 24, 2004. BellSouth's *Final Comments* are due to the Commission today. The Staff's Final Report, including updated pages, and BellSouth's Final Comments contain confidential business information.

2. Pursuant to Rule 25-22.06(3)(a), BellSouth is now filing a Request for Specified Confidential Classification for the Staff's Final Report, including updated pages, and BellSouth's Final Comments which contain, among other things, competitive business information that is considered confidential and proprietary to BellSouth. A more specific description of this information is contained in Attachment A.

3. 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.

DOCUMENT NUMBER-DATE

05933 MAY 24 3

FPSC-COMMISSION CLERK

4. Appended hereto as Attachment B are two copies of the requested documents with the confidential information deleted.

5. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.


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

Respectfully submitted this 24th day of May, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.



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539194

ATTACHMENT A

**BellSouth Telecommunications, Inc.
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Request for Specified Confidential Classification
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**Review of BellSouth Telecommunications, Inc.'s
Maintenance and Repair Practices**

Explanation of Proprietary Information

1. The information requested concerns competitive business information. This information if released would be unfair to BellSouth for it would allow the competition to have free access to intellectual property which was developed at significant expense to BellSouth. Competitors would then have an advantage in bidding for such business since they would have few, if any, expenses such as market research and market development to recover, and would bid below BellSouth's cost level. Accordingly, this information is entitled to confidential classification pursuant to Florida Statutes Section 364.183.
2. Information Derived from Internal Audits – With respect to the portions of the documents contained in the Staff's audit report and BellSouth's comments for the Maintenance and Repair Practices Audit, containing internal audit report or information derived from internal audit reports, including the specific findings, conclusions, or recommendations contained in such reports, this information is entitled to confidential classification pursuant to Section 364.183(3)(b), Florida Statutes. BellSouth has noted the readily identifiable portions in Staff's Final Report which contain references to internal audit reports, findings, conclusions, recommendations and related information and requests that this information be classified as confidential information, and therefore exempt from the public inspection and examination provisions of Section 119.07(1)(a), Florida Statutes.

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3. Audit Strategy, Controls, Work Programs and Methodologies of External Auditors –
With respect to the portions of Staff's Final Report and BellSouth's Final Comments containing information relating to the auditing strategy, controls, work programs, and methodologies used by BellSouth's external auditors, this information is entitled to confidential classification on the basis that they constitute the proprietary work product of such firm and is considered competitively valuable by these external auditors. Thus, pursuant to Section 364.183(3)(e), Florida Statutes, this information is entitled to confidential classification.

LOCATION

REASON

STAFF'S FINAL REPORT:

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Page 15, lines 3-10 (the chart)	1
Page 16, lines 15-17	1
Page 16, lines 23-38	1
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BELLSOUTH'S FINAL COMMENTS

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