

July 26, 2004



RECEIVED-FPSC

Ms. Roberta S. Bass, Chief
Office of Monitoring & Strategic Analysis
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399

undocketed

Dear Ms. Bass:

Enclosed is the US LEC of Florida Inc. (TX165) response to your data request of June 3, 2004. The filing consists of the questionnaire, data table files 1, 2, and 3, and the December 2003 FCC Form 477 for the state of Florida filed in electronic format as specified in the data request. Additionally, a paper copy is provided to assure that the formal response document is marked as Confidential and Trade Secret.

US LEC hereby files notice of intent to provide **confidential information to the Florida PSC**. Because the specificity of the Florida PSC data request, much information about US LEC's customer base, business plan, and operations can be determined from the US LEC response. Each of the items requested by the PSC and provided by US LEC is marked "Confidential" and "Trade Secret" in order to make the specifics of our operations "non-public". US LEC understands the need of the PSC to make and publish data concerning competition in the aggregate, but requests the enclosed **confidential information** be exempt from public access under FS 119.07(1), General Policy on public records.

If you have questions concerning this response, please contact me at (704) 319-1476 or egriffin@uslec.com.

- CMP _____ Sincerely,
- COM _____
- CTR _____ *[Signature]*
- ECR _____ Edward H. Griffin
- GCL 1 _____ Regulatory Manager
- OPC _____ enclosures
- MMS 1 _____
- RCA _____
- SCR _____
- SEC 1 _____
- OTH 1 *conf records*

This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DN 08203-04. 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.

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