

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of XO Florida, Inc.
Against BellSouth Telecommunications,
Inc. for Refusal to Convert Circuits to
UNEs and for Expedited Processing

Docket No. 041114-TP

Filed: February 28, 2005

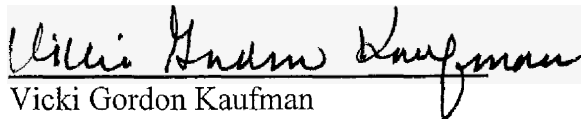
XO COMMUNICATIONS SERVICES, INC.'S
CLAIM OF CONFIDENTIALITY FOR LATE-FILED DEPOSITION EXHIBIT

XO Communications Services, Inc. f/k/a XO Florida, Inc. (XO), pursuant to Section 364.183(1), Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Claim of Confidentiality for late-filed deposition exhibit no. 4 to Gary Case's deposition.

1. On February 17, 2005, the Public Service Commission (Staff) deposed XO witness, Gary Case. In the course of the deposition, Mr. Case was asked to provide Late-filed deposition exhibit #4 that contains confidential circuit information as well as other confidential proprietary information belonging to XO.

2. Today XO has provided this confidential deposition exhibit. This exhibit contains confidential proprietary business information as defined in Section 364.183, Florida Statutes.

3. Therefore, XO asserts a claim of confidentiality pursuant to this section as to the proprietary information.



Vicki Gordon Kaufman
McWhirter, Reeves, Davidson,
Kaufman & Arnold, P.A.
117 South Gadsden Street
Tallahassee, Florida 32301
(850) 222-2525
(850) 222-5606 (fax)
vkaufman@mac-law.com

Attorneys for XO Communications Services, Inc.

DOCUMENT NUMBER-DATE

01995 FEB 28 05

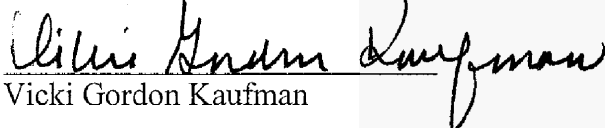
FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing XO Communications Services, Inc.'s Claim of Confidentiality for Late-Filed Deposition Exhibit was served on the following by hand delivery this 28th day of February 2005:

Jason Rojas
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

James Meza
C/o Nancy Sims
BellSouth Telecommunications, Inc.
150 South Monroe Street, Suite 400
Tallahassee, Florida 32301


Vicki Gordon Kaufman