JAMES MEZA III Senior Regulatory Counsel

BellSouth Telecommunications, Inc. 150 South Monroe Street Koom 400 Tallahassee, Florida 32301 (404) 335-0769

March 15, 2005

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: <u>Docket No.: 040130-TP</u> Joint Petition of NewSouth Communications Corp., *et al.* for Arbitration with BellSouth Telecommunications, Inc.

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of BellSouth Telecommunications, Inc.'s Notice of Intent, which we ask that you file in the captioned docket.

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,

Games Meja III RN

Janies Meza III

Enclosures

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

> DOCUMENT NUMBER-DATE O 2 5 4 3 MAR 15 ප FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE DOCKET NO. 040130-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Hand Delivery (*), Electronic Mail and First Class U. S. Mail this 15th day of March, 2005 to the following:

Kira Scott (*) Jeremy Susac Staff Counsel Florida Public Service Commission Division of Legal Services 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850 Tel. No. (850) 413-6216 jsusac@psc.state.fl.us kscott@psc.state.fl.us

Jake E. Jennings Senior Vice President Regulatory Affairs and Carrier Relations Two North Main Center Greenville, SC 29601 Tel. No. (864) 672-5877 Fax. No. (864) 672-5105 Atty. for NewSouth jejennings@newsouth.com

Marva Brown Johnson, Esq. Senior Regulatory Policy Advisor 1755 North Brown Road Lawrenceville, GA 30043 Tel. No. (678) 985-6220 Fax. No. (678) 985-6312 Atty. for KMC marva.johnson@kmctelecom.com

Bo Russell, Vice President Regulatory and Legal Affairs SE 301 North Main Street, Suite 5000 Greenville, SC 29601 Tel. No. (864) 331-7323 Fax. No. (864) 313-1236 Atty. for NuVox James C. Falvey Sr. Vice President – Regulatory Affairs 7125 Columbia Gateway Drive Suite 200 Columbia, Maryland 21046 Tel. No. (301) 361-4298 Fax. No. (301) 361-7654 Atty. for Xspedius

John J. Heitmann Enrico C. Soriano Heather T. Hendrickson Stephanie Joyce KELLEY DRYE & WARREN LLP 1200 Nineteenth Street, N.W. Suite 500 Washington, D.C. 20036 Tel. No. (205) 955-9600 Fax. No. (205) 955-9792 iheitmann@kelleydrye.com esoriano@kelleydrye.com hhendrickson@kelleydrye.com

Norman H. Horton, Esq. MESSER CAPARELLO & SELF 215 South Monroe Street, Suite 701 Tallahassee, FL 32302 Tel. No. (850) 222-0720 Fax. No. (850) 224-4351 nhorton@lawfla.com

James Meza III

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

)

)

)

)

)

)

In re: Joint petition by NewSouth Communications Corp., NuVox Communications, Inc. KMC Telecom V, Inc., KMC Telecom III LLC, and Xspedius Communications, LLC, on behalf of its operating subsidiaries Xspedius Management Co. Switched Services LLC and Xspedius Management Co. of Jacksonville, LLC, for arbitration of certain issues arising in negotiation of interconnection agreement with BellSouth Telecommunications, Inc.

Docket No. 040130-TP

Filed: March 15, 2005

BELLSOUTH TELECOMMUNICATIONS, INC.'S NOTICE OF INTENT TO REQUEST SPECIFIED CONFIDENTIAL CLASSIFICATION

BellSouth Telecommunications, Inc. ("BellSouth"), and pursuant to Rule 25-22.006, Florida Administrative Code, files its Notice of Intent to Request Specified Confidential Classification.

1. On March 14, 2005, BellSouth Telecommunications, Inc. filed its Responses to Florida Public Commission Staff's (hereinafter "Staff") Third Set of Interrogatories and Third Requests for Production of Documents in the above-referenced docket. In response to Staff's Third Set of Interrogatories, Item Nos. 83, 84, 88, and 89 and Third Request for Production, Item No 20, BellSouth has produced documents that contain confidential business information that is considered proprietary. BellSouth has produced this information to Staff consistent with the terms of the protective agreement between the parties.

2. Because this information contains proprietary information, BellSouth is now filing this Notice of Intent to Request Specified Confidential Classification pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, in order to allow the Commission to take possession of these responses without delay. The original of this notice has been filed with the Division of Records and Reporting, and a copy has been served on all parties of record. BellSouth will be filing a Request for Confidential Classification within 21 days of the filing of this Notice of Intent.

Respectfully submitted this 15th day of March, 2005.

...

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE c/o Nancy H. Sims 150 So. Monroe Street, Suite 400 Tallahassee, FL 32301 (305) 347-5558

R. DOUGLAS LACKEY JAMES MEZA III ROBERT CULPEPPER Suite 4300, BellSouth Center 675 W. Peachtree St., NE Atlanta, GA 30375 (404) 335-0769

COUNSEL FOR BELLSOUTH TELECOMMUNICATIONS, INC.