

ORIGINAL



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August 2, 2005

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

RECEIVED FPSC
03 AUG -2 PM 4:35
COMMISSION
CLERK

Re: Docket No. 041144-TP

Dear Ms. Bayó:

Enclosed for filing on behalf of Sprint-Florida, Incorporated are the original and 15 copies of Sprint's Request for Confidential Classification for Document Nos. 06561-05, 06560-05 and 06559-05

Confidential portions from document Nos. 06561-05, 06560-05 and 06559-05 are being filed under separate cover with this request.

Copies are being served on the parties in this docket pursuant to the attached certificate of service.

- CMP 1
- COM _____
- CTR _____
- ECR _____
- GCL 1
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC 1
- OTH 1 comp records

If you have any questions, please do not hesitate to call me at 850/599-1560.

Sincerely,

Susan S. Masterton

Enclosure

RECEIVED & FILED
SH

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

07475 AUG-2 05

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE
DOCKET NO. 041144-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by electronic and U.S. mail this 2nd day of August, 2005 to the following:

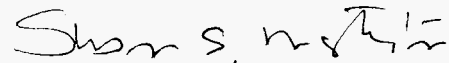
Division of Legal Services
Lee Fordham/ Beth Keating
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Nancy Pruitt/Ann Marsh
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

KMC Data LLC/KMC Telecom III LLC/KMC Telecom V, Inc.
Marva B. Johnson/Mike Duke
1755 North Brown Road
Lawrenceville, GA 30043-8119

Kelley Drye & Warren LLP
Chip Yorkgitis / Barbara Miller
1200 19th Street, N.W.,
Fifth Floor
Washington, DC 20036

Floyd Self, Esq.
Messer, Caparello & Self, P.A.
215 S. Monroe Street, Ste. 701
Tallahassee, FL 32302



Susan S. Masterton

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Complaint of Sprint-Florida, Incorporated)	Docket No. 041144-TP
Against KMC Telecom III LLC,)	
KMC Telecom V, Inc. and KMC Data LLC,)	
for failure to pay intrastate)	
Access charges pursuant to its interconnection)	Filed: August 2, 2005
Agreement and Sprint's tariffs and for violation of)	
Section 364.16(3)(a), Florida Statutes.)	
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Sprint-Florida, Incorporated's Request for Confidential Classification
Pursuant to Section 364.183(1), Florida Statutes

Sprint-Florida, Incorporated (hereinafter, "Sprint") hereby request that the Florida Public Service Commission ("Commission") classify certain documents and/or records identified herein as confidential, exempt from public disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order reflecting such a decision.

1. The information that is the subject of this request is confidential and proprietary as set forth in Attachment A. Sprint previously filed a Notice of Intent to Request Confidential Classification related to this information on July 12, 2005 and is filing this request pursuant to Rule 25-22.006, F.A.C. The following documents or excerpts from documents are the subject of this request:

1. **Highlighted information on pages 32, 33, 42- 43, 48, 50, 51, 54- 59, 63, 70, 71, 73-75, 77-79, 91-93, 95, 96, 97, 99, 102, 103, 109, 111 and 112 of Ritu Aggarwal's Deposition**
2. **Ritu Aggarwal Late-filed Deposition Exhibit No. 1 (Corrected transit for Co 39)**
3. **Ritu Aggarwal Deposition Exhibit Nos. 3 (Sprint LTD (Co. 27)) and 4 (Sprint LTD (Co. 39))**
4. **Highlighted information on pages 33, 34, 38, 39, 42, 47, 48, 83 and 85 of Christopher M. Schaffer's Deposition**
5. **Christopher M. Schaffer Deposition Exhibit Nos. 1 (E-mails) 2 (KMC Correlated Call Records) and 3 (IXC Analysis)**

DOCUMENT NUMBER-DATE

07475 AUG-2 05

FPSC-COMMISSION CLERK

6. Christopher M. Schaffer Late-filed Deposition Exhibit No. 4 (Inventory of 60 Telephone numbers)

7. Highlighted Information on pages 9-22, 23-72, and 73-84 of the Deposition of Sam Allen Miller

8. Sam Allen Miller Deposition Exhibit Nos. 2-9 Consulting Statement of Work for KMC Access Bypass Study (Versions)

2. Two redacted copies of the information are attached to this request. One unredacted copy of the information was filed under separate cover and designated as Document Nos. 06561-05, 06560-05 and 06559-05 filed on July 12, 2005. One unredacted version of Sam Miller's deposition is being filed under separate cover with this request.

3. The information for which the Request is submitted contains proprietary confidential business information. Detailed justification for the request for confidential classification is set forth in Attachment A.

4. Section 364.183(3), F.S., provides:

(3) The term "proprietary confidential business information" means information, regardless of form or characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. The term includes, but is not limited to:

(a) Trade Secrets.

(b) Internal auditing controls and reports of internal auditors.

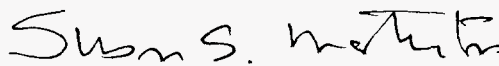
(c) Security measures, systems, or procedures.

(d) Information concerning bids or other contractual data, the disclosure of which would impair the efforts of the company or its affiliates to contract for goods or services on favorable terms.

- (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
 - (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.
5. Section 364.24, Florida Statutes, prohibits a telecommunications company from intentionally disclosing customer account records, except as authorized by the customer or allowed by law.
6. The subject information has not been publicly released by Sprint.

Based on the forgoing, Sprint respectfully requests that the Commission grant the Request for Confidential Classification, exempt the information from disclosure under Chapter 119, Florida Statutes and issue any appropriate protective order, protecting the information from disclosure while it is maintained at the Commission.

RESPECTFULLY SUBMITTED this 2nd day of August, 2005.



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ATTORNEY FOR SPRINT

Document and page and line numbers	Justification for Confidential Treatment
Highlighted information on pages 32, 33, 42- 43, 48, 50, 51, 54- 59, 63, 70, 71, 73-75, 77-79, 91-93, 95, 96, 97, 99, 102, 103, 109, 111 and 112 of Ritu Aggarwal's Deposition	This information is KMC and other customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential.
Ritu Aggarwal Late-filed Deposition Exhibit No. 1 (Corrected transit for Co 39)	This information is KMC customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential.
Ritu Aggarwal Deposition Exhibit No. 3 (Sprint LTD (Co. 27))	This information is KMC customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential.
Ritu Aggarwal Deposition Exhibit No. 4 (Sprint LTD (Co. 39))	This information is KMC customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential.
Highlighted information on pages 33, 34, 38, 39, 42, 47, 48, 83 and 85 of Christopher M. Schaffer's Deposition	This information is KMC and other customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential.

<p>Christopher M. Schaffer Deposition Exhibit Nos. 1 (E-mails)</p>	<p>This information is KMC and other customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential.</p>
<p>Christopher M. Schaffer Deposition Exhibit No. 2 (KMC Correlated Call Records)</p>	<p>This information is KMC and other customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential. (Confidential Information also is being requested for this same information as part of the Request filed August 1, 2002 for Document No. 01781-05, specifically highlighted information in response to POD No. 6)</p>
<p>Christopher M. Schaffer Deposition Exhibit No. 3 (IXC Analysis)</p>	<p>This information is KMC and other customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential. (Confidential Information also is being requested for this same information as part of the Request filed August 1, 2002 for Document No. 01781-05, specifically highlighted information in response to POD No. 7)</p>
<p>Christopher M. Schaffer Late-filed Deposition Exhibit No. 4 (Inventory of 60 Telephone numbers)</p>	<p>This information is KMC and other customer account information that Sprint is required by law (s. 364.24, F.S.) and/or contract (Sprint's interconnection agreements) to keep confidential. "</p>
<p>Highlighted Information on pages 9-22, 23-72, and 73-84 of the Deposition of Sam Allen Miller</p>	<p>This information is Agilent trade secret information and contractual information the release of which would impair Sprint's ability to contract for good or services on favorable terms. (Section 364.183(3) (a) and (d), F.S.)</p>

Sam Allen Miller Deposition Exhibit Nos. 2-9 Consulting Statement of Work for KMC Access Bypass Study (Versions)	This information is Agilent trade secret information and contractual information the release of which would impair Sprint's ability to contract for good or services on favorable terms. (Section 364.183(3) (a) and (d), F.S.)
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