

Matilda Sanders

From: Fatool, Vicki [Vicki.Fatool@BellSouth.COM]
Sent: Thursday, October 05, 2006 2:50 PM
To: Filings@psc.state.fl.us
Subject: 060598-TL BellSouth's Motion for Temporary Protective Order
Attachments: 060598-T.pdf

ORIGINAL

- A. Vicki Fatool
Legal Secretary to James Meza III and Manuel Gurdian
BellSouth Telecommunications, Inc.
150 South Monroe Street
Suite 400
Tallahassee, Florida 32301
(305) 347-5560
vicki.fatool@bellsouth.com
- B. Docket No. 060598-TL: In Re: Petition to recover 2005 tropical system related costs and expenses by BellSouth Telecommunications, Inc.
- C. BellSouth Telecommunications, Inc.
on behalf of James Meza III and Manuel A. Gurdian
- D. 4 pages total (including letter, certificate of service and pleading)
- E. BellSouth Telecommunications, Inc.'s Motion for Temporary Protective Order

.pdf version attached

<<060598-T.pdf>>

The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential, proprietary, and/or privileged material. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon this information by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from all computers. GA624

CMP _____
 COM _____
 CTR _____
 ECR _____
 GCL _____
 OPC _____
 RCA _____
 SCR _____
 SGA _____
 SEC 1
 OTH Lockard
Kun.P.

10/5/2006

DOCUMENT NUMBER-DATE

09205 OCT-5 06

FPSC-COMMISSION CLERK

James Meza III
General Counsel - FL

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5558

ORIGINAL

October 5, 2006

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

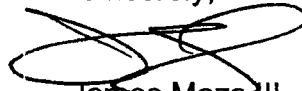
Re: Docket No. 060598-TL: Petition by BellSouth Telecommunications, Inc., pursuant to Florida Statutes §364.051(4), to Recover 2005 Tropical System Related Costs and Expenses

Dear Ms. Bayó:

Enclosed is BellSouth Telecommunications, Inc.'s Motion for Temporary Protective Order, which we ask that you file in the captioned docket.

Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,



James Meza III

cc: Jerry D. Hendrix
E. Earl Edenfield, Jr.

DOCUMENT NUMBER-DATE

09205 OCT-5 06

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket No. 060598-TL

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via
Electronic Mail and Overnight Mail this 5th day of October, 2006 to the following:

Patrick Wiggins
Adam Teitzman
Staff Counsels
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
pwiggins@psc.state.fl.us
ateitzma@psc.state.fl.us

Charlie Beck
Deputy Public Counsel
Office of Public Counsel
111 West Madison Street, Room 812
Tallahassee, FL 32399-1400
Phone: (850) 488-9330
Fax No. (850) 488-4491
Beck.Charles@leg.state.fl.us

Vicki Gordon Kaufman
Moyle Flanigan Katz Raymond
& Sheehan, PA
118 North Gadsden Street
Tallahassee, FL 32301
(850) 681-3828
vkaufman@moylelaw.com
Represents NuVox
Represents CompSouth


James Meza III

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by BellSouth Telecommunications, Inc.,) Docket No. 060598-TL
pursuant to Florida Statutes § 364.051(4) to Recover)
2005 Tropical System Related Costs and Expenses)
October 5, 2006

**BELLSOUTH TELECOMMUNICATIONS, INC.'S MOTION FOR A
TEMPORARY PROTECTIVE ORDER**

COMES NOW BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), and files, pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, a Motion for Temporary Protective Order ("Motion") in connection with its responses to Florida's Citizens (Citizens or OPC) First Set of Interrogatories (Nos. 1-4) and First Request for Production of Documents (Nos. 1-10) (collectively referred to as the "Discovery"), dated September 11, 2006.

On October 5, 2006, BellSouth filed its Response and Objections to Citizens's First Request for Production of Documents, portions of which are deemed to be confidential and proprietary by BellSouth. Some of the information that will be conveyed to and reviewed by Citizens in connection with the responses to the Production of Documents contains proprietary, confidential business information which should not be publicly disclosed. Thus, pursuant to the Commission's Rule on confidentiality, Rule 25-22.006(5)(c), Florida Administrative Code, BellSouth moves the Prehearing Officer to issue a Temporary Protective Order exempting these documents from § 119.07(1), Florida Statutes. The proprietary information in question includes, but is not limited to, confidential business and financial information related to tropical system related costs and expenses BellSouth experienced in 2005. Once OPC notifies BellSouth that any of the proprietary documents are to be used in a proceeding for the Commission, BellSouth

DOCUMENT NUMBER-DATE

09205 OCT-5 06

FPSC-COMMISSION CLERK


will file a detailed Motion for Protective Order specifically addressing each of the documents identified in accordance with Rule 25-22.006, Florida Administrative Code.

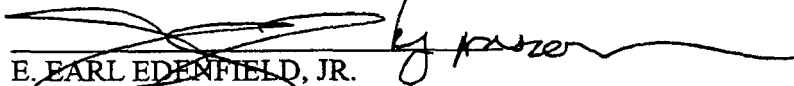
Counsel for BellSouth contacted counsel for OPC on October 4, 2006 and advises that OPC does not object to the Motion but that OPC reserves the right to challenge the confidential status of any particular document.

WHEREFORE, BellSouth respectfully requests the Commission to grant its Motion for Temporary Protective Order in regard to its Response to Citizens's First Request for Production of Documents dated September 11, 2006.

Respectfully submitted this 5th day of October, 2006.

BELLSOUTH TELECOMMUNICATIONS, INC.


JAMES MEZA III
MANUEL A. GURDIAN
c/o Nancy H. Sims
150 So. Monroe Street, Suite 400
Tallahassee, FL 32301
(305) 347-5558


E. EARL EDENFIELD, JR.
Suite 4300
675 W. Peachtree St., NE
Atlanta, GA 30375
(404) 335-0763