



Public Service Commission

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DATE: October 9, 2006
TO: Jason K. Fudge, Senior Attorney, Office of the General Counsel
FROM: David L. Dowds, Public Utilities Supervisor, Division of Competitive Markets & Enforcement
RE: Confidential Classification of Document No. 05803-06 in Docket No. 060479-TP

On June 28, 2006, Verizon Florida Inc. (Verizon) submitted certain documents under seal and filed a notice of intent to request confidential classification of them. On October 5, 2006, Verizon filed a Request for Confidential Classification and Motion for Protective Order for the aforementioned documents.

Docket No. 060479-TP pertains to a dispute between Verizon and XO Communications Services, Inc. (XO) regarding Verizon's classification of certain of its wire centers as "non-impaired,"; as a result of such classification XO and other competitive local exchange carriers can no longer obtain access to certain unbundled network elements at TELRIC-based prices.

The information for which confidential classification is requested is to two types. First, certain information consists of data specific to XO regarding the type, quantity, and location of facilities that XO has obtained from Verizon. Such data is typically deemed to be CPNI which Verizon is not entitled to make public absent XO's consent; Verizon asserts that XO considers this information to be confidential. Second, Exhibit 18 to Verizon's petition consists of data confidential to Verizon regarding the number of business lines and fiber-based collocators in certain Verizon wire centers.

Staff has reviewed the unredacted documents submitted by Verizon and agrees these materials comport with the definition of "proprietary confidential business information" pursuant to Section 365.183(3) and thus should be granted confidential classification.

cc: Della Fordham, Division of Competitive Markets & Enforcement
Kay Flynn, Chief of Records, Division of Commission Clerk and Administrative Services

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