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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

Petition by Embarq Florida, Inc. under section 364.025(6)(d), Florida Statutes, for relief from its carrier of last resort obligations	Docket No. 060763-TL  Filed: December 13, 2006
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**Embarq Florida, Inc.'s Request for Confidential Classification**  
**Under Section 364.183 (1), Florida Statutes**

Embarq Florida Inc., (hereinafter, "Embarq") hereby request that the Florida Public Service Commission ("Commission") classify certain documents identified herein as confidential and 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 described in paragraph 3. The following documents or excerpts from documents are the subject of this request:

- a) Highlighted information on pages 5 of Direct Testimony of Michael J. DeChellis
- b) Highlighted information on pages 3, 4 and 5 of Testimony of Kent W. Dickerson
- c) Entire Exhibit KWD-1, attached to the Direct Testimony of Kent W. Dickerson
- d) Highlighted information on line 1-12 of column 2 and lines 13-23. of columns 2-21 of Exhibit KWD-2, attached to the Direct Testimony of Kent W. Dickerson.

CMP 1  
 COM \_\_\_\_\_  
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2. A redacted copy of the information is attached to this request. One unredacted copy of the confidential information is being filed under seal on this same day with the Division of Records and Reporting. The confidential information is highlighted in yellow.

3. The information for which the Request in Submitted includes information concerning the location and type of Embarq's facilities, information concercing

DOCUMENT NUMBER-DATE

11433 DEC 13 06

FPSC-COMMISSION CLERK

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Embarq's projected penetration rates and information concerning Embarq's costs and revenues, or information from which this information could be derived. This information is information relating to Embarq's competitive interests, the disclosure of which would impair Embarq's competitive business (see, section 364.183(3)(e), Florida Statutes). In addition, protection of the location and type of Embarq's facilities is necessary to protect Embarq's security interests. (Section 364.183(3)(c), F.S.). Detailed justification for the request is set forth in Attachment A.

4. Section 364.193(3), F.S., provides:

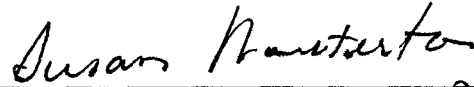
(3) The term "proprietary confidential business information" means information, regardless of form and characteristics, which is owned or controlled by the person or company, is intended to be and is treated by the person or company as private in that the disclosure of the information would cause harm to the ratepayers or the person's or company's business operations, and order of a court 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 interest, 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. The subject information has not been publicly released by Embarq.

Based on the forgoing, Embarq respectfully request that the Commission grant Embarq's Request for Confidential Classification, exempt the information from disclosure under chapter 119, Florida Statutes, and issue any appropriate protective orders, protecting that information from disclosure.

Respectfully submitted this 13<sup>th</sup> day of December, 2006



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## ATTACHMENT A

Documents page and line numbers	Justification for Confidential Treatment
<p>Highlighted information on page 5 of Direct Testimony of Michael J. Dechellis</p>	<p>This information includes Embarq's projected penetration rates at the Treviso Bay Development. This information is relating to Embarq's competitive interest, the disclosure of which would impair the competitive business of Embarq. (s. 364.183(3)(e), F.S.)</p>
<p>Highlighted information on pages 3, 4 and 5 of Direct Testimony of Kent W. Dickerson</p>	<p>This information includes the location Embarq's facilities, Embarq's projected penetration rate and Embarq's projected cost and revenues associated with serving the Treviso Bay Development. This is information relating to Embarq's competitive interests, the disclosure of which would impair the competitive business of Embarq. (s. 364.183(3)(e), F.S.) Protection of the location and type of Embarq's facilities is necessary to protect Embarq's security interests. (s.364.193 (3)©, F.S.)</p>
<p>Entire Exhibit KWD-1, attached to Direct Testimony of Kent W. Dickerson</p>	<p>This is a map that depicts the location and type of Embarq's facilities. This information relating to Embarq's competitive interests, the disclosure of which would impair the competitive business of Embarq's . In addition, protection of the location and type of Embarq's facilities is necessary to protect Embarq's security interests. (s. 364.183(3)(e), F.S.)</p>
<p>Highlighted information on line 1-12 of column 2 and lines 13-23. of columns 2-21 of Exhibit KWD-2, attached to the Direct Testimony of Kent W. Dickerson.</p>	<p>This information includes Embarq's projected penetration rate and projected cost and revenues associated with serving the Treviso Bay Development. This information relating to Embarq's competitive interests, the disclosure of which would impair the competitive business of Embarq. (s. 364.193 (3)(e), F.S.)</p>