



ORIGINAL Public Service Commission

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-M-E-M-O-R-A-N-D-U-M-

DATE: January 9, 2007
TO: Patrick Wiggins, Attorney Supervisor, Office of the General Counsel
Jason Fudge, Senior Attorney, Office of the General Counsel
FROM: Dale R. Buys, Regulatory Analyst III, Division of Competitive Markets & Enforcement DRB
RE: Embarq Florida, Inc.'s Request for Confidential Classification Under Section 364.183(1), Florida Statutes, in Docket No. 060763-TL; Petition by Embarq Florida, Inc. under section 364.025(6)(d), Florida Statutes, for relief from its carrier of last resort obligations.

On November 20, 2006, Embarq Florida, Inc. (Embarq) submitted its request for confidential classification of the information contained in FPSC Document Number 10660-06 which consists of information contained in Affidavits filed with Embarq's petition for relief from its carrier of last resort obligation at Treviso Bay. The following documents or excerpts from documents are the subject of Embarq's request:

- a) Highlighted information on page 5 of Attachment No. 1, Affidavit of Michael J. DeChellis.
b) Highlighted information on pages 3, 4 and 5 of Attachment No. 2, Affidavit of Kent W. Dickerson.
c) Entire Exhibit KWD-1, attached to the Affidavit of Kent W. Dickerson.
d) Highlighted information on lines 1-12 of column 2, and lines 13-23 of columns 2-21 of Exhibit KWD-2, attached to the Affidavit of Kent W. Dickerson.

Embarq claims that the information concerns the location and type of Embarq's facilities, information concerning Embarq's projected penetration rates and information concerning Embarq's costs and revenues, or information from which this information could be derived. This information relates 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.

Upon review of the information contained in the documents, technical staff concurs with Embarq that the information meets the requirements for confidential classification pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006(5), F.A.C., and as such, the information should be treated as confidential.

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cc: Della Fordham
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