

State of Florida



ORIGINAL
Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

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

RECEIVED-PPSC
07 FEB 19 PM 3:19
COMMISSION CLERK

DATE: February 14, 2007

TO: Patrick K. Wiggins, Attorney Supervisor, Office of the General Counsel
Lee Eng Tan, Attorney, Office of the General Counsel

FROM: Melinda H. Watts, Engineering Specialist III, Division of Competitive Markets & Enforcement

RE: **BellSouth Telecommunications, Inc.'s Request for Confidential Classification in Docket No. 060650-TL;** Joint petition against BellSouth Telecommunications, Inc., Embarq Florida, Inc., and Verizon Florida Inc. for billing charges unauthorized by Telecommunications Consumer Protection Act and request for refunds, by Citizens of the State of Florida and Attorney General.

On January 10, 2007, BellSouth Telecommunications, Inc. (BellSouth) filed its request pursuant to Rule 25-22.006, F.A.C., and Section 364.183(1), Florida Statutes, for confidential classification and treatment of the information contained in **FPSC Document Number 00271-07** which consists of BellSouth's responses to staff's First Request for Production of Documents, Item 3, Attachment C. BellSouth claims that the information contained in the documents are proprietary for the following reason:

This information contains confidential, proprietary contractual data between BellSouth and third-parties. Specifically, this information relates to Billing Processing Service Clearinghouse Operating Agreements entered into between BellSouth and third-party billing aggregators. These agreements are considered proprietary by the parties to such agreements. The disclosure of this information could impair BellSouth's ability to contract for goods or services on favorable terms. Accordingly the agreements are exempt from disclosure pursuant to Section 364.1 83 (3)(d).

CMP _____

COM _____

CTR _____

ECR _____

GCL _____

OPC _____

RCA _____

SCR _____

SGA _____

SEC _____

OTH *Marquente*

Upon review of the information contained in the documents, technical staff concurs with BellSouth 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.

cc: Della Fordham
Blanca Bayo

DOCUMENT NUMBER-DATE

01608 FEB 19 5

FPSC-COMMISSION CLERK

J. Phillip Carver
Senior Regulatory Counsel

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(404) 335-0710

ORIGINAL

January 10, 2007

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

RECEIVED - FPSC
07 JAN 10 PM 3:32
COMMISSION
CLERK

Re: Docket No. 060650-TL
In Re: Joint Petition against BellSouth Telecommunications, Inc.,
Embarq Florida, Inc., and Verizon Florida Inc. for billing charges
unauthorized by Telecommunications Consumer Protection Act and
request for refunds, by Citizens of the State of Florida and Attorney
General

Dear Ms. Bayó:

Enclosed is an original and 15 copies of BellSouth Telecommunications, Inc.'s
Request for Specified Confidential Classification, which we ask that you file in the
captioned docket.

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

Confidential DNs 00269-07 thru 00273-07

*Redacted DNs
00274-07 thru
00278-07*

Sincerely,

J. Phillip Carver
J. Phillip Carver

- CMP
- COM
- CTR
- ECR
- GCL Enclosure
- OPC
- RCA cc: All parties of record
- SCR Jerry D. Hendrix
- SGA E. Earl Edenfield, Jr.
- SEC
- OTH *1 copy records*

cc: All parties of record
Jerry D. Hendrix
E. Earl Edenfield, Jr.
James Meza III

RECEIVED & FILED

May
FPSC BUREAU OF RECORDS

Request CC.
DOCUMENT NUMBER - DATE
00268 JAN 10 6

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE
Docket No. 060650-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and First Class U.S. Mail this 10th day of January, 2007 to the following:

Jason Fudge
Kira Scott
Patrick Wiggins
Theresa Tan
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
jfudge@psc.state.fl.us
kscott@psc.state.fl.us
pwiggins@psc.state.fl.us
ltan@psc.state.fl.us

Embarq Florida, Inc.
Mr. F. B. (Ben) Poag
MC FLTLHO0107
P.O. Box 2214
Tallahassee, FL 32316-2214
Tel. No. (850) 599-1027
Fax. No. (850) 878-0777
ben.poag@mail.sprint.com
susan.masterston@embarq.com

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Fax. No. (850) 681-9676
mgross@fcta.com



J. Phillip Carver

**BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION**

In re: Joint Petition Against BellSouth, Embarq)
and Verizon for Billing Charges Unauthorized)
by Telecommunications Consumer Protection)
Act and Request for Refunds, by Citizens of)
the State of Florida and Attorney General.)
_____)

Docket No: 060650-TL

Filed: January 10, 2007

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION**

COMES NOW, BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, and files its Request for Specified Confidential Classification.

1. On December 20, 2006, BellSouth filed its Responses to Florida Public Commission Staff's (hereinafter "Staff") First Set of Interrogatories and First Request for Production of Documents. BellSouth's Responses to Staff's Request for Production of Documents, Item Nos. 2 and 3 contain information that is proprietary to BellSouth.

2. Pursuant to Rule 25-22.06(3)(a), BellSouth hereby files this Request for Specified Confidential Classification because the information contained in BellSouth's Response to Staff's First Request for Production of Documents contains customer specific proprietary information utilized by BellSouth to conduct its business. BellSouth's Responses also contain confidential business information of both BellSouth and third-parties as it relates to the terms and conditions associated with the provision of service by BellSouth as a billing agent to the third-party billing aggregators. A more specific

description of this information is contained in Attachment A. Public disclosure of this information would cause harm to BellSouth. Therefore, such information should be classified as confidential business information pursuant to Section 364.24 and Section 364.183, *Florida Statutes*. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

3. Attachment A to BellSouth's Request for Confidential Classification contains an explanation of the proprietary information along with a list that identifies the location of the information designated by BellSouth as confidential.

4. Attachment B to BellSouth's Request for Confidential Classification is redacted copies of the document containing the confidential information.

5. Attachment C to BellSouth's Request for Confidential Classification is a highlighted copy of the document containing the confidential information.

6. The original of this Request was filed today with the Division of the Commission Clerk and Administrative Services and a copy was served on the Parties.

WHEREFORE, based on the foregoing, BellSouth respectfully requests that, pursuant to Section 364.183, Florida Statutes, the Commission enter an order declaring the information described above to be confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 10th day of January, 2007.

BELLSOUTH TELECOMMUNICATIONS, INC.

James Meza III/RN

JAMES MEZA III

MANUEL GURDIAN

c/o Nancy H. Sims

150 So. Monroe Street, Suite 400

Tallahassee, FL 32301

(305) 347-5558

E. Earl Edemfield Jr./RN

E. EARL EDEMFIELD JR.

J. PHILLIP CARVER

Suite 4300, BellSouth Center

675 W. Peachtree St., NE

Atlanta, GA 30375

(404) 335-0757

ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No: 060650-TL
Request for Confidential Classification
Page 1 of 3
12/20/06**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION TO
STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS,
ITEM NOS. 2 AND 3, FILED DECEMBER 20, 2006 IN
FLORIDA DOCKET NO. 060650-TL**

Explanation of Proprietary Information

1. This information contains business information related to competitive interests of BellSouth that is proprietary to BellSouth. Specifically, this information relates to customer specific proprietary information contained in customer complaints that is not publicly available, i.e. customer name, telephone number, etc. Disclosure of this data would impair the competitive business and cause harm to BellSouth. Consequently, this information should be classified as proprietary, confidential business information pursuant to Section 364.183(3)(e), Florida Statutes and is exempt from the Open Records Act.
2. This information contains confidential, proprietary contractual data between BellSouth and third-parties. Specifically, this information relates to Billing Processing Service Clearinghouse Operating Agreements entered into between BellSouth and third-party billing aggregators. These agreements are considered proprietary by the parties to such agreements. The disclosure of this information could impair BellSouth's ability to contract for goods or services on favorable terms. Accordingly the agreements are exempt from disclosure pursuant to Section 364.183 (3)(d).

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No: 060650-TL
Request for Confidential Classification
Page 2 of 3
12/20/06

REQUEST FOR CONFIDENTIAL CLASSIFICATION TO
STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS,
ITEM NOS. 2 AND 3, FILED DECEMBER 20, 2006 IN
FLORIDA DOCKET NO. 060650-TL

Production of Documents, Item No. 2

Location

Reason

Attachment A

All Pages - Customer Name, Account #, Address;
Complainant Call Back Name & No.

1

Attachment B

Columns Labeled

Billing Tel No, Customer Name

Production of Documents, Item No. 3

Attachment A

All pages with the exception of
Operating Agreements cover sheets &
Master Tables of Contents;
Umbrella Agreements cover sheet;
Principal Operating Agreements
cover sheets & Tables of Contents;
Exhibits A-D cover sheets & Contents;
Attachments 1-3 cover sheets;
all of Appendix 1;
Appendix 2 cover sheet

2

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No: 060650-TL
Request for Confidential Classification
Page 3 of 3
12/20/06

REQUEST FOR CONFIDENTIAL CLASSIFICATION TO
STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS,
ITEM NOS. 2 AND 3, FILED DECEMBER 20, 2006 IN
FLORIDA DOCKET NO. 060650-TL

Production of Documents, Item No. 3

Location

Reason

Attachment B

All pages with the exception of
Operating Agreements cover sheets &
Master Tables of Contents;
Umbrella Agreements cover sheet;
Principal Operating Agreements
cover sheets & Tables of Contents;
Exhibits A-D cover sheets & Contents;
Attachments 1-3 cover sheets;
all of Appendix 1;
Appendix 2 cover sheet

2

Attachment C

All pages with the exception of
Operating Agreements cover sheets &
Master Tables of Contents;
Umbrella Agreements cover sheets;
Principal Operating Agreements
cover sheets & Tables of Contents;
Exhibits A-D cover sheets & Contents;
Attachments 1-3 cover sheets;
all of Appendix 1;
Appendix 2 cover sheet

2

ATTACHMENT B

**BellSouth Telecommunications, Inc.
FPSC Docket No: 060650-TL
Request for Confidential Classification
Page 1 of 1
12/20/06**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION TO
STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS,
ITEM NOS. 2 AND 3, FILED DECEMBER 20, 2006 IN
FLORIDA DOCKET NO. 060650-TL**

TWO REDACTED COPIES FOR PUBLIC DISCLOSURE

ATTACHMENT C

**BellSouth Telecommunications, Inc.
FPSC Docket No: 060650-TL
Request for Confidential Classification
Page 1 of 1
12/20/06**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION TO
STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS,
ITEM NOS. 2 AND 3, FILED DECEMBER 20, 2006 IN
FLORIDA DOCKET NO. 060650-TL**

ONE HIGHLIGHTED COPY