

State of Florida



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-

DATE: September 4, 2007

TO: Lee Eng Tan, Senior Attorney, Office of the General Counsel

FROM: Frank Trueblood, Regulatory Analyst, Division of Competitive Markets & Enforcement

RE: AT&T Florida's Request for Confidential Classification of Document No. 07864-07 in Docket No. 050863-TP: Complaint by dPi Teleconnect, L.L.C., against BellSouth Telecommunications, Inc. d/b/a AT&T Florida for dispute arising under interconnection agreement.

On August 30, 2007, AT&T Florida filed its request pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, for confidential classification and treatment of the information contained in FPSC Document Number 07025-07, which is AT&T's responses to dPi's Request for Information, Nos. 1-3, 1-16, 1-17, and 1-22. AT&T claims that the information contained in these documents are proprietary for the following reasons:

The information contained in the above responses includes confidential business information that could cause competitive harm to dPi and or AT&T Florida, and such information is confidential and proprietary. Public disclosure of this information would provide competitors of AT&T Florida and dPi with an unfair marketing advantage because such proprietary information is not available to the general public. The information in this request for specified confidential classification is valuable and both AT&T Florida and dPi strive to keep it secret. AT&T claims that this information should be classified as proprietary, confidential business information pursuant to Section 364.183(3)(e), Florida Statutes and exempt from public disclosure requirements of Section 119.07, Florida Statutes.

AT&T Florida's response to dPi's Request for Information No. 1-3 contains customer specific information that details by account and month, the billing activity of one of AT&T's customers, dPi Teleconnect. The response to Request Nos. 1-16 and 1-17 contains end user customer specific information that consists of phone numbers and/or addresses of dPi's end users. The response to Request No. 1-22 consists of email and P-3 forms that document AT&T Florida's market planning processes and provide product analysis used to develop and roll out a retail promotion. Upon review of the aforementioned documents, technical staff concurs with AT&T Florida that the information meets the requirements for confidential classification pursuant to Section 354.183, Florida Statutes, and Rule 25-22.006(5), Florida Administrative Code, and the information should be treated as confidential.

cc: Ann Cole, Commission Clerk-PSC, Office of Commission Clerk
 Marguerite Lockard, Commission Deputy Clerk II, Office of Commission Clerk
 Timolyn Henry, Deputy Clerk, Office of the General Counsel
 Brenda Merritt, Statistician II, Division of Competitive Markets & Enforcement

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