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May 14, 2008

VIA Hand Delivery

Ms. Ann Cole
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Docket No. 080065-TX - In re: Investigation of Vilaire Communications, Inc.'s eligible telecommunications carrier status and competitive local exchange company certificate status in the State of Florida.

Dear Ms. Cole:

Enclosed for filing in the above-referenced docket, please find an original and 15 copies of VCI's Request for Confidentiality, along with one highlighted and two redacted copies of each document for which VCI seeks confidential classification.

Thank you for your kind assistance with this filing. Please do not hesitate to call me if you have any questions whatsoever.

Sincerely,

Beth Keating

Beth Keating
AKERMAN SENTERFITT
106 East College Avenue, Suite 1200
Tallahassee, FL 32302-1877
Phone: (850) 224-9634
Fax: (850) 222-0103

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This confidentiality request was filed by or for a "telco" for DN ~~XXXX~~. No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

(See DNS 00428-08 &

03368-08)

Enclosures

1 con records
(TL158487.1)

2

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation of Vilaire Communications, Inc.'s eligible telecommunications carrier status and competitive local exchange company certificate status in the State of Florida.	DOCKET NO. 080065-TX DATED: May 14, 2008
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VCI COMPANY D/B/A VILAIRE COMMUNICATIONS INC'S PETITION
FOR CONFIDENTIAL CLASSIFICATION OF CERTAIN DOCUMENTS
SUBMITTED TO STAFF ON JANUARY 16, 2008
IN RESPONSE TO POST-AUDIT QUESTIONS
AND SUBMITTED BY STANLEY JOHNSON ON APRIL 24, 2008
AS EXHIBITS TO HIS TESTIMONY

VCI Company d/b/a Vilaire Communications ("Company" or "Petitioner"), pursuant to §§350.121, 366.093, 364.183(1) and F.S., and Rule 25-22.006(2) and (5), F.A.C., submits this Petition for Confidential Classification ("Petition") of the information ("Confidential Information") described below. The Confidential Information was submitted to the Florida Public Service Commission ("Commission") on January 16, 2008 in response to certain post-audit questions posed by Commission staff ("Staff") during a January 9, 2008 teleconference and on April 24, 2008 as Confidential Exhibits attached to the testimony of Stanley Johnson. The Company provides the following information in support of its Petition:

1. The exact name of Petitioner and the address of its principal office are:

VCI Company (doing business in Florida as Vilaire Communications)
2228 S. 78th Street
Tacoma, Washington 98409-9050

2. The names and addresses of the persons authorized to receive correspondence and communications with respect to this Petition are:

Stanley J. Johnson, President Stan Efferding, Secretary/Treasurer VCI Company 2228 S 78 th Street Tacoma, Washington 98409-9050 Tel Johnson: (253) 973-2476 Tel Efferding: (206) 419-5948 E-mail: stanj@vcicompany.com (Johnson) E-mail: Vilaire@Comcast.net (Efferding)	Stacey A. Klinzman, Regulatory Attorney VCI Company 2228 S. 78 th Street Tacoma, Washington 98409-9050 Tel: (253) 830-0056 E-mail: staceyk@vcicompany.com
Bruce Culpepper Akerman/Senterfitt, Attorneys at Law 106 East College Ave., Suite 1200 Tallahassee, FL 32301 Telephone: (850) 521-8002 Facsimile: (850) 222-0103 E-mail: beth.keating@akerman.com	

3. Staff's final report for Audit Control No. 07-250-1-2 was issued November 19, 2007. Staff subsequently requested VCI Company to attend a teleconference to be held January 9, 2008 at which additional questions would be posed by Staff based upon the final audit report.

4. During the teleconference, Staff confirmed that the audit previously conducted under Audit Control Number 07-250-1-2 was closed. At the end of the teleconference, Staff requested VCI to submit additional information, in writing, in response to questions raised during the teleconference (the "January 14, 2008 Questions"). VCI submitted responses to the post-audit January 14, 2008 Questions to the Commission on January 16, 2008.

5. VCI believes that the Confidential Information submitted to Staff in response to the post-audit January 14, 2008 Questions should be classified as confidential under § 364.183(1) and 25-22.006(4), Florida Administrative Code. Finally, to the extent this information contains personal identifying information of participants in VCI's Lifeline Assistance Program, the information is exempt from disclosure under § 364.107 F.S.

6. The Confidential Information submitted in response to the post-audit January 14, 2008

Questions is owned and controlled by VCI, is intended to be and is treated by the company as confidential, and constitutes trade secret information and proprietary confidential business information.¹

7. On April 24, 2008, VCI filed the testimony of Stanley Johnson to which were appended Confidential Attachments SJ1-A-SJ1-G and SJ2-A-SJ2-F (the "Confidential Information"). As set forth below, VCI believes that certain pages of Attachment SJ1-A through SJ1-G should be exempt from the public disclosure requirements of §§119.07(1), F.S. Furthermore, a formal claim of confidentiality was filed on December 4, 2008 (Item No. 7 to the December 4, 2008 claim) requesting confidential treatment of VCI's response to Audit Request No. 16 (SJ1-D). VCI reiterates the claim for confidentiality made on December 4, 2007 for VCI's response to Audit Request No. 16 and in addition claims that this information constitutes "proprietary confidential business information" exempt from disclosure pursuant to § 364.183, F.S.

8. The information submitted as Confidential Exhibit SJ2-A-SJ2-F consists of customer complaint records obtained from the Commission pursuant to VCI's public records request dated February 7, 2008.

9. Except as stated below, to the best of the Company's knowledge, the information submitted in response to the post-audit January 14 Questions and attached as Confidential Exhibits to Stanley Johnson's testimony has not been disclosed to the public.

10. VCI believes that all information claimed as confidential herein should be exempt from the public disclosure requirements of §119.07(1), F.S. The Company's justification for

¹ Proprietary confidential business information means information, regardless of form or 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 has not been disclosed unless disclosed pursuant to a statutory provision, an order of a court or administrative body, or private agreement that provides that the information will not be released to the public. Proprietary confidential business information 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 and services on favorable terms; (e) information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information, and (f) employee personnel information unrelated to compensation, duties, qualifications, or responsibilities. (§364.183(3) F.S).

confidential classification of the Confidential Information is as follows. Where information VCI considers confidential is contained in the post-audit January 14 Questions themselves, the Company has so indicated by using XXX.

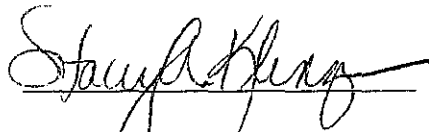
January 14 th Questions	Justification for Confidential Classification
<p>1. What is VCI's cost of providing Toll Limitation Service (TLS). Please provide a detailed breakdown of VCI's incremental cost showing any non-recurring and recurring costs VCI incurs to provide toll limitation service to Lifeline customers. Show how these costs are calculated.</p>	<p>The information provided in response to this question constitutes "proprietary confidential business information" the disclosure of which would provide competitors with knowledge of the Company's business operations and expenditures and may be used by competitors to harm the Company's competitiveness in the market. Such information is exempt from disclosure pursuant to § 364.183, F.S.</p>
<p>2. Please provide the rule that allows you to charge a TLS charge of XXX. Please explain VCI's interpretation of this rule, including the cost of providing the service and how it is calculated.</p>	<p>The question contains confidential information disclosed only to USAC on VCI's 497s. Further, the information provided in response to this question constitutes "proprietary confidential business information" the disclosure of which would provide competitors with knowledge of the Company's business operations and expenditures and may be used by competitors to harm the Company's competitiveness in the market. Documents appended to this response were previously requested confidential classification in connection with Audit Control No. 07- 250-12 in VCI's Petition filed with the Commission in December, 2007. Such information is exempt from disclosure pursuant to § 364.183, F.S.</p>
<p>3. What were the total number of VCI customers and total number of Lifeline customers in Florida for December 2007? (Also provide a definition of XXX and XXX) a) XXX b) XXX</p>	<p>The information provided in response to this question constitutes "proprietary confidential business information" the disclosure of which would provide competitors with knowledge of the Company's market share, business operations and expenditures and may be used by competitors to harm the Company's competitiveness in the market. Such information is exempt from disclosure pursuant to § 364.183, F.S.</p>
<p>4. Please provide a worksheet on over-collection of the 911 fee in Florida, with the change in amount from XXX to XXX. Provide a total amount of over-collection.</p>	<p>VCI has disclosed in Stanley Johnson's testimony, the number of customers who overpaid the 911 surcharge and the amount of the overpayment. All other information in this worksheet is confidential because it indicates the number of customers VCI served in each</p>

January 14 th Questions	Justification for Confidential Classification
continued...	city, which constitutes trade secret information, as well as proprietary confidential business information. Disclosure of this information would provide competitors with knowledge of the Company's business operations and expenditures and may be used by competitors to harm the Company's competitiveness in the market. Furthermore, this information relates to internal auditing controls. Finally, this information is personal identifying information of participants in VCI's Lifeline Assistance Plan. Such information is exempt from disclosure pursuant to §§ 364.183 and 364.107, F.S.
4(a). What is VCI's proposed plan for refunding, including refunds to consumers who are no longer customers of VCI?	Although the Company has issued credits to customers who were overbilled the E911 charge, the information submitted in response to this question has not yet been accepted by Prosecutorial Staff as final, accepted settlement of this issue. As such, this information is "proprietary confidential business information" submitted in the context of settlement negotiations, the disclosure of which could impair future negotiations, and it is thus exempt from disclosure under § 364.183 F.S.

Confidential Exhibit SJ1-A-G to Stanley Johnson's Testimony	Justification for Confidential Classification
Audit Request No. 16 (SJ1-C)	Audit Request No. 16 discloses VCI's revenues and amounts paid to other telecommunications companies for the year ended December 31, 2006. This information is "proprietary confidential business information" that competitors could use to gain knowledge of the Company's business operations and expenditures and which may be used by competitors to harm the Company's competitiveness in the market. This information is exempt from disclosure pursuant to § 364.183(3), F.S.
Confidential Exhibit SJ2-A-F to Stanley Johnson's Testimony	Justification for Confidential Classification
All Pages of Exhibit	This information is personal identifying information of participants in VCI's Lifeline Assistance Plan and is exempt from disclosure pursuant to § 364.107(1), F.S.

11. For all of the reasons set forth above, the Company respectfully requests that the Commission grant this request for confidential classification of the information specified within and that the material be treated as confidential pursuant to § 364.183(1) F.S. and Rule 25-22.006(4), Access to company records, and/or § 350.121 F.S. and Rule 25-22.006(2), Material obtained during an inquiry, and/or § 364.107 F.S., personal identifying information of participants in VCI's Lifeline Assistance Plan and/or § 364.183(3) proprietary confidential business information. Thus, the Confidential Information should be deemed exempt from the public disclosure requirements of §119.07(1), F.S.

Dated this 13th day of May, 2008.



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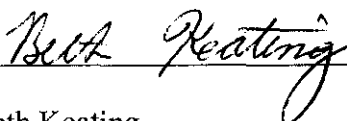
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Facsimile: (850) 222-0103

Attorneys for Vilaire Communications, Inc

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidentiality, along with redacted copies of the referenced materials, have been served via US Mail to the persons listed below this 14th day of May, 2008:

Lee Eng Tan, Senior Attorney* Florida Public Service Commission, Office of the General Counsel 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 LTan@psc.state.fl.us	
Adam Teitzman, Supervising Attorney* Florida Public Service Commission, Office of the General Counsel 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 ateitzma@psc.state.fl.us	Beth Salak, Director/Competitive Markets and Enforcement* 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 bsalak@psc.state.fl.us

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NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK
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COMMISSION CLERK
(850) 413-6770

CONFIDENTIAL

Public Service Commission

ACKNOWLEDGEMENT

DATE: May 14, 2008

TO: Beth Keating, Akerman Law Firm

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080065 or, if filed in an undocketed matter, concerning certain documents submitted to staff on 1/16/08 in response to post-audit questions and submitted by Stanley Johnson on 4/24/08 as Exhibit to his testimony, and filed on behalf of Vilaire. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER - DATE

04016 MAY 14 08

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