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CLERK

August 7, 2008

**Hand Delivery**

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

**Re: DOCKET NO. 070691-TP - Complaint and request for emergency relief against Verizon Florida LLC for anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Bright House Networks Information Services (Florida) LLC, and its affiliate, Bright House Networks, LLC**

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- ECR \_\_\_\_\_
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- ADM \_\_\_\_\_
- CLK \_\_\_\_\_

**DOCKET NO. 080036-TP - Complaint and request for emergency relief against Verizon Florida, L.L.C. for anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Comcast Phone of Florida, L.L.C. d/b/a Comcast Digital Phone.**

Dear Ms. Cole:

Enclosed for filing in the above-referenced consolidated Dockets, please find the original and 7 copies of Bright House Networks, LLC's Request for Confidential Treatment of portions of its Supplemental Responses to Verizon's First Set of Interrogatories ( 1- 23). Included with this filing is one copy of the document for which confidential classification is requested with the subject confidential information highlighted, as well as two additional copies of the document with the confidential information redacted.

This confidentiality request was filed by or for a "telco" for Docket No. 06947-08. 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.

{TL165306;1}

DOCUMENT NUMBER-DATE

06946 AUG-7 08

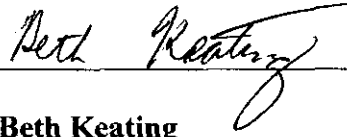
FPSC-COMMISSION CLERK

Ms. Ann Cole  
August 7, 2008  
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Thank you for your assistance with this filing. If you have any questions whatsoever, please do not hesitate to contact me.

Sincerely,



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

Enclosures

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Complaint and request for emergency relief against Verizon Florida LLC for anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Bright House Networks Information Services (Florida) LLC, and its affiliate, Bright House Networks, LLC

Docket No. 070691-TP

In re: Complaint and request for emergency relief against Verizon Florida, L.L.C. for anticompetitive behavior in violation of Sections 364.01(4), 364.3381, and 364.10, F.S., and for failure to facilitate transfer of customers' numbers to Comcast Phone of Florida, L.L.C. d/b/a Comcast Digital Phone.

Docket No. 080036-TP

Filed: August 6, 2008

**BRIGHT HOUSE NETWORKS' REQUEST FOR CONFIDENTIAL TREATMENT  
AND MOTION FOR PROTECTIVE ORDER**

Pursuant to Rule 25-22.006 (4) and (6), Florida Administrative Code, Bright House Networks Information Services (Florida), LLC, and its affiliate, Bright House Networks, LLC (together, "Bright House"), through their attorneys, respectfully submit this Request for Confidential Treatment and Motion for Protective Order regarding information contained in its Supplemental Responses to Verizon's First Set of Interrogatories ( 1- 23). Provided with this Request is a copy of the supplemental responses with the confidential information highlighted, as well as two, public redacted versions of the information. Confidential information contained in these supplemental responses has only been disseminated to parties in accordance with a signed protective agreement limiting disclosure.

In support of its request, Bright House states that certain information contained in these supplemental responses fits the definition of "proprietary confidential business information", which is defined as:

"Proprietary confidential business information" is defined as meaning "information, regardless of form or characteristics, which is owned or controlled by the ... company, is intended to be and is treated by the ... company as private in that the disclosure of the information would cause harm to the ratepayers or the 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."

§ 364.183(3), Fla. Stat.

Furthermore, Section 364.183, Florida Statutes, provides that information relating to a company's competitive interests, which if disclosed would negatively impact the company's competitive interests, shall be considered to be "proprietary confidential business information," and thus, exempt from Section 119.07 (1), Florida Statutes.

Certain information in the responses would, if disclosed, provide competitors with information regarding marketing strategies, and the effectiveness thereof, which would allow such competitors an unfair advantage in crafting competitive strategies targeted at Bright House's operations. Specifically, Bright House seeks confidential treatment of the highlighted information provided in response to Interrogatories 1, 2, 3, and 13. This information is not otherwise readily available in the market, and divulging it in this context would certainly provide competitors with an unfair market advantage. Bright House has, and continues to, treat this information as proprietary, confidential business information. Thus, Bright House respectfully asks that this information be granted confidential treatment and be made subject to an appropriate protective order.

Respectfully submitted this 7<sup>th</sup> day of August, 2008.

By:   
Beth Keating

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and

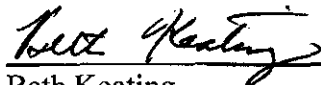
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*Attorneys for Bright House Networks  
Information Services, LLC  
Bright House Networks, LLC*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via Electronic Mail, U.S. Mail First Class, or Hand Delivery this 7th day of August, 2008, to the persons listed below:

Dulaney L. O'Roark, III, VP/General Counsel Verizon Florida, LLC P.O. Box 110, MC FLTC 0007 Tampa, FL 33601 de.oroark@verizon.com	David Christian Verizon Florida, Inc. 106 East College Ave. Tallahassee, FL 32301-7748 David.christian@verizon.com
Rick Mann, Staff Counsel Florida Public Service Commission, Office of the General Counsel 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 rmann@psc.state.fl.us	Beth Salak, Director/Competitive Markets and Enforcement 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 bsalak@psc.state.fl.us  Floyd R. Self, Esquire Messer, Caparello & Self, P.A. 2618 Centennial Place Tallahassee, FL 32308



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STATE OF FLORIDA



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CONFIDENTIAL

# Public Service Commission

## ACKNOWLEDGEMENT

DATE: August 7, 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 070691/080036 or, if filed in an undocketed matter, concerning portions of supplemental responses to Verizon's 1<sup>st</sup> set of Interrogatories (1-23), and filed on behalf of Bright House Networks, Llc. 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  
06947 AUG -7 08  
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