

State of Florida



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COMMISSION
CLERK

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

DATE: January 20, 2009

TO: Marguerite H. McLean, Commission Deputy Clerk II, Office of the Commission Clerk

FROM: Brenda J. Merritt, Statistician II, Division of Regulatory Compliance *BJM*

RE: Confidential Documents in Closed Dockets November/December 2008 *MM*

Attached is a listing of confidential documents in dockets closed during the months of November/December 2008 identifying whether each document should be retained at the Commission or returned to their source. Of the 39 documents listed, 10 may be returned and 29 retained. If you have any questions, please call me or Sally Simmons.

Attachment

cc:	Charles Hill	Toni Earnhart	Curtis Williams
	Beth Salak (w/att.)	Michael Barrett	Bob Casey
	Dale Mailhot	Ray Kennedy	Lisa Harvey
	Ann Cole	Laura King	
		Sally Simmons	

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 SGA _____
 ADM _____
 CLK *McLean*

DOCUMENT NUMBER-DATE

00642 JAN 27 08

FPSC-COMMISSION CLERK

Inventory of Confidential Documents in Dockets Closed During November 2008

Division of Regulatory Compliance

<u>DOCKET</u>	<u>DOCKET TITLE</u>	<u>DOCUMENT</u>	<u>LEAD STF./ATT.</u>	<u>STATUS</u>	<u>DESCRIPTION</u>	<u>RETAIN</u>	<u>RETURN</u>
011403-EI	Request for confidential classification of material provided pursuant to Audit No. 01-073-4-1, by Florida Power & Light Company.	13412-01	Freeman Cibula	Order issued	FPSC (RGO/Vandiver) - (CONFIDENTIAL) Working Papers, Volume 8 of 8 for FPL (Audit Control No. 01-073-4-1). [x-ref. DN 13656-01]	✓	—
		13656-01	Freeman Cibula	Order issued	FPL (Stone) - (CONFIDENTIAL) Material provided pursuant to Audit No. 01-073-4-1. [x-ref. DN 13412-01]	✓	—
030137-TP	Petition for arbitration of unresolved issues in negotiation of interconnection agreement with BellSouth Telecommunications, Inc. by ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom.	04481-03	King Teitzman	Confidential claim per 364.183(1), F.S.	ITC^DeltaCom (Self) - (CONFIDENTIAL) Jerry Watts' direct testimony Exhibit No. JW-1, (admitted as Hearing Exhibit No. 6) [provided on CD and hard copy] and Don J. Wood's direct testimony Exhibit No. DJW-3 [hard copy only].	—	✓

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00642 JAN 27 '08
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030137-TP	Petition for arbitration of unresolved issues in negotiation of interconnection agreement with BellSouth Telecommunications, Inc. by ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom.	05688-03	King Teitzman	Confidential claim per 364.183(1), F.S.	ITC^DeltaCom (Self) - (CONFIDENTIAL) Exhibit JW-3 [on CD-ROM] of rebuttal testimony of Jerry Watts. [admitted as Hearing Exhibit No. 8.]	—	—
		08113-03	King Teitzman	Confidential claim per 364.183(1), F.S.	ITC^DeltaCom (Self) - (CONFIDENTIAL) Responses to FPSC staff's 2nd set of interrogatories, Item No. 20 on CD-ROM, and 22 in paper form. [Item No. 22 included in Hearing Exhibit No. 3.]	—	—
		08252-03	King Teitzman	Filed by staff	(CONFIDENTIAL) Hearing Exhibit No. 3 from 9/3-4/03 hearing, described as BellSouth's responses to staff's PODs No. 4 [DN 06803-03 -	—	—

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	ITC^DeltaCom Communications, Inc. d/b/a ITC^DeltaCom.				Declass 4/24/05]; BellSouth's responses to staff's interrogatories Nos. 46, 47, 68, and 87 [DN 07972-03 - Declass 4/24/05]; and ITC's responses to staff's 2nd set of interrogatories (DN 08113-03; Item No. 22 only). (CONFIDENTIAL) Composite Hearing Exh No. 3 (CONF-1) from 4/26-28/05 hearing. [CCA note: Exhibit consists of confidential DNs 02544-05, 02757-05, and 03959-05]		
040130-TP	Joint petition by NewSouth Communications Corp., NuVox Communications, Inc., and Xspedius Communications, LLC, on behalf of its operating subsidiaries Xspedius Management Co. Switched Services, LLC and Xspedius Management Co. of Jacksonville, LLC, for arbitration of certain issues arising in negotiation of interconnection	04248-05	Bellak Bellak	Req forwarded to staff for recom			✓

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041269-TP	agreement with BellSouth Telecommunications, Inc. Petition to establish generic docket to consider amendments to interconnection agreements resulting from changes in law, by BellSouth Telecommunications, Inc.	10645-05	Bellak Bellak	Filed by staff	(CONFIDENTIAL) Hearing Exhibit No. 8 from 11/2/05 hearing.	—	✓
		10671-05	Bellak Bellak	Filed by staff	(CONFIDENTIAL) Hearing Exhibit No. 44 from 11/2/05 hearing.	—	✓
060598-TL	Petition to recover 2005 tropical system related costs and expenses, by BellSouth Telecommunications, Inc.	09896-06	Bellak Bellak	Confidential claim per 364.183(1), F.S.	RCA/Vandiver - (CONFIDENTIAL) Working papers Vol 2 for BellSouth, for petition to recover 2005 tropical system related costs and expenses (Audit	✓	—

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		10765-06	Bellak Bellak	Confidential claim per 364.183(1), F.S.	Control No. 06-255-1-1). [See DN 10431-06] RCA/Vandiver - (CONFIDENTIAL) Supplemental working papers Vol 2 of 2 for BellSouth, for petition to recover 2005 tropical storm system related costs and expenses (Audit Control No. 06-255-1-1). [See DN 11421-06]	✓	—
060644-TL	Petition to recover 2005 tropical system related costs and expenses, by Embarq Florida, Inc.	10730-06	Bellak Bellak	Confidential claim per 364.183(1), F.S.	RCA/Vandiver - (CONFIDENTIAL) Working papers Vol 2 of 3 for Embarq, for storm cost recovery 2005 audit (Audit Control No. 06-277-4-1).	✓	—
		10731-06	Bellak Bellak	Confidential claim per 364.183(1), F.S.	RCA/Vandiver - (CONFIDENTIAL) Working papers Vol 3 of 3 for Embarq, for storm cost recovery 2005 audit (Audit Control No. 06-277-4-1).	✓	—

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080436-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Tampa Electric Company.	00535-08	Gervasi Gervasi	Order issued	TECO (Beasley) - (CONFIDENTIAL) Highlighted information contained on Bates stamped pages 128-770, 773, and 774-777 of responses to staff's first data request (Nos. 1-14). [CLK note: This document moved from Docket 080000 to Docket 080436 per DN 05841-08.]	✓	—
		05184-08	Gervasi Gervasi	Order issued	TECO (Beasley) - (CONFIDENTIAL) Highlighted information contained on Bates stamp pages 20, 23, 24, 30, and 31 of staff's draft audit report dated 6/08 (sic) of review of fuel procurement hedging practices of Florida's investor-owned electric utilities. [See Confidential DN	✓	—

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		05270-08	Gervasi Gervasi	Order issued	05270-08] [CLK note: This document moved from Docket 080000 to Docket 080436 per DN 05841-08.] TECO (Beasley) - (CONFIDENTIAL) One page identified as Attachment B to staff's draft audit report dated 6/08 which has heading "companies' hedging strategies comparative analysis."; document inadvertently omitted from 6/18/08 filing [DN 05184-08]. [CLK note: This document moved from Docket 080000 to Docket 080436 per DN 05841-08.]	✓	—

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080436-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Tampa Electric Company.	05368-08	Gervasi Gervasi	Order issued	TECO (Beasley) - (CONFIDENTIAL) Highlighted information contained in Bates stamp page 1 of responses to staff's 3rd data request (Nos. 1-2) regarding review of IOU's fuel and purchased power hedging programs. [CLK note: This document moved from Docket 080000 to Docket 080436 per DN 05841-08.]	✓	—
		05436-08	Gervasi Gervasi	Order issued	TECO (Beasley) - (CONFIDENTIAL) Highlighted information contained on Bates stamp pages 1-10 of certain audit staff workpapers utilized by staff. [CLK note: This document moved from Docket 080000 to Docket 080436 per DN 05841-08.]	✓	—

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080436-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Tampa Electric Company.	06505-08	Gervasi Gervasi	Order issued	CMP (sic)/Coston - (CONFIDENTIAL) Documents relating to staff's workpapers for the review of fuel hedging practices of Florida's five investor-owned electric utilities [from DNs 05270-08, 05368-08, and 05436-08].	✓	—
080437-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Progress Energy-Florida.	05188-08	Gervasi Gervasi	Order issued	Progress (Burnett) - (CONFIDENTIAL) Information contained in staff's draft report titled fuel procurement hedging practices of Florida's investor-owned electric utilities. [See DN 05532-08] [CLK note: This document moved from Docket 080000 to Docket 080437 per DN 05841-08.]	✓	—

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080437-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Progress Energy-Florida.	05532-08	Gervasi Gervasi	Order issued	Progress (Burnett) - (CONFIDENTIAL) Certain information contained in staff's audit work papers and data request responses pertaining to fuel procurement hedging practices of Florida's investor-owned utilities. [See DN 05188-08] [CLK note: This document moved from Docket 080000 to Docket 080437 per DN 05841-08.] [See DN 06684-08]	/	—
		06684-08	Gervasi Gervasi	Order issued	CMP (sic)/Coston - (CONFIDENTIAL) Documents relating to staff's workpapers for review of fuel hedging practices of Florida's five investor-owned electric utilities [from DN 05532-08].	/	—

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080438-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Florida Power & Light.	05193-08	Gervasi Gervasi	Order issued	FPL (Butler) - (CONFIDENTIAL) Certain information provided to staff in connection with Section 3.0 of review of fuel procurement hedging practices of Florida's investor-owned utilities, No. PA-07-11-007 (FPL hedging review). [CLK note: This document moved from Docket 080000 to Docket 080438 per DN 05841-08.]	✓	—
		05706-08	Gervasi Gervasi	Order issued	FPL (Butler) - (CONFIDENTIAL) Certain workpapers prepared in connection with "review of fuel procurement hedging practices of Florida's investor-owned utilities" (No. PA-07-11-007). [CLK note: This document moved from Docket 080000	✓	—

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		07404-08	Gervasi Gervasi	Order issued	to Docket 080438 per DN 05841-08.] [See DNs 07404-08 and 07436-08] RCP/Coston - (CONFIDENTIAL) Documents relating to staff's workpapers for review of fuel hedging practices of Florida's five investor-owned electric utilities. [See DNs 05706-08 and 07436-08]	✓	—
		07436-08	Gervasi Gervasi	Order issued	RCP/Coston - (CONFIDENTIAL) Documents relating to staff's workpapers for review of fuel hedging practices of Florida's five investor-owned electric utilities. [See DNs 05706-08 and 07404-08]	✓	—

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080439-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Gulf Power Company.	05229-08	Gervasi Gervasi	Order issued	GPC (Ritenour) - (CONFIDENTIAL) Certain information contained in staff's final report on review of fuel procurement hedging practices of Florida's IOUs. [CLK note: This document moved from Docket 080000 to Docket 080439 per DN 05841-08.]	✓	—
		05516-08	Gervasi Gervasi	Order issued	GPC (Griffin) - (CONFIDENTIAL) Certain documents produced by staff and GPC in connection with a 2008 management review of GPC's fuel procurement hedging practices (PA-07-11-007). [CLK note: This document moved from Docket 080000 to Docket 080439 per DN 05841-08.] [See DN 06503-08]	✓	—

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080439-EI	Request for confidential classification of portions of review of fuel procurement hedging practices of Florida's investor-owned electric utilities, by Gulf Power Company.	06503-08	Gervasi Gervasi	Order issued	CMP (sic)/Coston - (CONFIDENTIAL) Documents relating to staff's workpapers for review of fuel hedging practices of Florida's five investor-owned electric utilities [from DN 05516-08]. GPC (Griffin) - (CONFIDENTIAL) Certain documents produced by staff and GPC in connection with a 2008 management review of GPC's fuel procurement hedging practices (PA-07-11-007). [CLK note: Document provided on CD-ROM only.] SKYNET360 (Boger) - (CONFIDENTIAL) Financial statements, Exhibit B to CLEC application [DN 06849-08].	✓	—
		06717-08	Gervasi Gervasi	Order issued		✓	—
080524-TX	Application for certificate to provide competitive local exchange telecommunications service by SKYNET360, LLC.	06851-08	Earnhart McKay	Confidential claim per 364.183(1), F.S.		—	✓

Total number of records: 31

Inventory of Confidential Documents in Dockets Closed During December 2008

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080065-TX	Investigation of Vilaire Communications, Inc.'s eligible telecommunications carrier status and competitive local exchange company certificate status in the State of Florida.	10380-07	Bellak Bellak	Confidential claim per 364.183(1), F.S.	RCA/Vandiver - (CONFIDENTIAL) Working papers Vol 2 of 2 for Vilaire, for Vilaire Communications, Inc. (Audit Control No. 07-250-1-2). [CLK note: This document moved to Docket 080065 per DN 02914-08.]	✓ —	—
		02804-08	Bellak Bellak	Order issued	GCL/Tan - (CONFIDENTIAL) Pages 15, 17, 18, and Exh Nos. 13, 15, 19, 21, and 23 of direct testimony of Robert J. Casey.	✓ —	—
		02805-08	Bellak Bellak	Order issued	GCL/TAN - (CONFIDENTIAL) Exh IT-3 of direct testimony of Intesar Terkawi.	✓ —	—

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	certificate status in the State of Florida.	03863-08	Bellak Bellak	Order issued	GCL/Tan - (CONFIDENTIAL) Pg 4 and Exhs RJC-32 and RJC-33 of Robert J. Casey's direct (sic - rebuttal) testimony.	✓	—
		04016-08	Bellak Bellak	Order issued	Vilaire (Keating) - (CONFIDENTIAL) Information in response to certain post-audit questions posed by Commission staff during 1/9/08 teleconference and confidential exhibits attached to testimony of Stanley Johnson. [See DNs 00428-08 and 03368-08]	✓	—

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080065-TX	Investigation of Vilaire Communications, Inc.'s eligible telecommunications carrier status and competitive local exchange company certificate status in the State of Florida.	04976-08	Bellak Bellak	Confidential claim per 364.183(1), F.S.	AT&T Florida (Gurdian) - (CONFIDENTIAL) Response to staff's request for list of Vilaire's customers; provided on CD only.	✓	—
080157-TX	Application for designation as an eligible telecommunications carrier by BLC Management, LLC d/b/a Angles Communication Solutions.	06209-08	Williams McKay	Confidential claim per 364.183(1), F.S.	BLC (Steinhart) - (CONFIDENTIAL) Profit and loss statement for period ending 12/31/07 and balance sheet as of 12/31/07, filed in conjunction with data request responses.	—	✓
080602-TX	Request for approval of transfer and name change on CLEC Certificate No. 8602 from Interlink Global Corp., effective 12/31/08, to NET TALK.COM, INC., effective 1/1/09.	08783-08	Earnhart McKay	Confidential claim per 364.183(1), F.S.	Interlink (Kyriakides) - (CONFIDENTIAL) Financial Capabilities.	—	✓

Total number of records: 8