



Writer's Direct Dial Number: (850) 521-1706
Writer's E-Mail Address: bkeating@gunster.com

November 1, 2011

Hand Delivery

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

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Re: Docket No. 110056-TP - Complaint against Verizon Florida, LLC and MCI Communications Services, Inc. d/b/a Verizon Business Services for failure to pay intrastate access charges for the origination and termination of intrastate interexchange telecommunications service, by Bright House Networks Information Services (Florida), LLC.

Dear Ms. Cole:

Enclosed for filing in the referenced Docket, please find the original and ³ copies of Bright House Networks Information Services (Florida), LLC's Request for Confidentiality for information contained in the Direct Testimony of Mr. Michael Starkey, which has been filed in this Docket today, along with Mr. Starkey's Exhibit MTS-004. With this filing, BHNIS also submits one highlighted and two redacted copies of the information for which confidential treatment is requested.

As always, please don't hesitate to contact me if you have any questions or concerns. Thank you for your assistance with this filing.

Sincerely,

Beth Keating
Gunster, Yoakley & Stewart, P.A.
215 South Monroe St., Suite 601
Tallahassee, FL 32301
(850) 521-1706

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint against Verizon Florida, LLC and MCI Communications Services, Inc. d/b/a Verizon Business Services for failure to pay intrastate access charges for the origination and termination of intrastate interexchange telecommunications service by Bright House Networks Information Services (Florida), LLC

Docket No. 110056-TP

**BRIGHT HOUSE NETWORKS INFORMATION SERVICES (FLORIDA), LLC'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

In accordance with Rule 25-22.006(4), Florida Administrative Code, Bright House Networks Information Services (Florida), LLC, ("BHNIS") respectfully requests that the Commission afford confidential treatment to certain information provided by BHNIS in the prefiled direct testimony and exhibits of its witness Mr. Michael Starkey.

1. Pursuant to Order No. PSC-11-0417-PCO-EI, issued September 27, 2011 ("Order Establishing Procedure") in the captioned docket, BHNIS filed on the same date as this Request the prefiled direct testimony and exhibits of its witnesses, including Mr. Michael Starkey. Portions of Mr. Starkey's prefiled direct testimony and one prefiled direct exhibit contain certain information that pertains to private ownership and contractual relationships for which BHNIS is seeking confidential classification. BHNIS considers this information to be highly confidential, proprietary business information, and treats this information as such.

2. Specifically, BHNIS seeks confidential treatment for the following in the prefiled direct testimony of Mr. Starkey:

<u>Page</u>	<u>Line/Location</u>
Page 12	Highlighted portions of Footnote 16
Page 15	Highlighted portions of Footnote 18 (lines 3-8)
Page 21	Lines 3 - 7 and 12 - 18
Page 22	Lines 17 - 18 and 20 - 23
Page 25	Lines 9 - 13 and 15 - 19

BHNIS also seeks confidential treatment for all of direct prefiled CONFIDENTIAL Exhibit No. MTS – 004. The justification for confidential treatment for all of foregoing prefiled direct testimony and for CONFIDENTIAL Exhibit No. MTS – 004 is as stated in the following paragraph.

3. All of the information in the identified portions of Mr. Starkey’s prefiled direct testimony portions and all of CONFIDENTIAL Exhibit No. MTS – 004 include information relating to BHNIS’s network ownership and private contractual relationships, particularly, contractual relationships with Bright House Networks, LLC (“Bright House Cable”). Release of this information would allow competitors and others to easily derive private, confidential contract terms. BHNIS and Bright House Cable treat this information as private and confidential, and the information has not otherwise been publicly disclosed. Moreover, public disclosure of this information would be detrimental to both BHNIS and Bright House Cable, and their customers, in that disclosure would impair each party’s ability to negotiate with other service providers and suppliers on favorable terms and thereby would impair their competitive business interests and operations. Consequently, both BHNIS and Bright House Cable would be at a significant competitive disadvantage if this information were made publicly available. The

information set forth in the chart contained in numbered paragraph 2 above, therefore, meets the definition of “proprietary confidential business information” as set forth in Section 364.183(3), Florida Statutes, which provides:

(3) 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 public utility or its affiliates to contract for goods or 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.
- (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

BHNIS therefore asks that the information specified in numbered paragraph 2 above be afforded confidential classification and deemed exempt from Section 119.07, Florida Statutes.


3. Attachment A, contained in a separate envelope labeled “CONFIDENTIAL,” which is attached hereto and incorporated herein by reference, is a copy of the confidential version of the prefiled direct testimony of Mr. Starkey and CONFIDENTIAL Exhibit No. MTS – 004. On these documents, the confidential information has been highlighted, as indicated in numbered paragraph 2 above. Also, included with this filing are two redacted copies of Attachment A.

4. BHNIS asks that confidential classification be granted for a period of at least 18 months, consistent with the Commission’s rules. Should the Commission no longer find

that it needs to retain the document, BHNIS respectfully requests that the confidential information be returned to the Company.

WHEREFORE, BHNIS respectfully requests that the highlighted information contained in Attachment A hereto be classified as "proprietary confidential business information," exempt from Section 119.07, Florida Statutes.

Respectfully submitted this 1st day of November, 2011,

By: 

Christopher W. Savage
John C. Dodge
Davis Wright Tremaine, LLP
1919 Pennsylvania Avenue, NW
Suite 200
Washington, D.C. 20006
Tel: 202-973-4200
Fax: 202-973-4499
chrissavage@dwt.com
johndodge@dwt.com

Beth Keating
Gunster Law Firm
215 South Monroe Street
Suite 601
Tallahassee, FL 32301
Tel: 850-521-1706
Fax: 561-671-2597
bkeating@gunster.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Request for Confidentiality has been served upon the following by email and U.S. Mail this 1st day of November, 2011.

Adam Teitzman
Attorney Supervisor
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
ateitzma@psc.state.fl.us

David Christian
Verizon Florida, Inc.
106 East College Avenue
Tallahassee, FL 32301
David.christian@verizon.com


Beth Salak
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
bsalak@psc.state.fl.us

Martha Brown
Larry Harris
Senior Staff Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399
mbrown@psc.state.fl.us
lharris@psc.state.fl.us

Dulaney L. O'Roark III
Verizon
5055 North Point Parkway
Alpharetta, GA 30022
de.oroark@verizon.com

Kimberly Caswell
Verizon
P. O. Box 110, MC FLTP0007
Tampa, Florida 33601-0110
kimberly.caswell@verizon.com

Marva B. Johnson
Bright House Networks
301 E. Pine Street, Suite 600
Orlando, FL 32801
marva.johnson@mybrighthouse.com


Beth Keating
Gunster Yoakley & Stewart, P.A.
215 South Monroe Street, Suite 601
Tallahassee, FL 32301