

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Amended Complaint of Qwest Communications Company, LLC against MCImetro Access Transmission Services (d/b/a Verizon Access Transmission Services); XO Communications Services, Inc.; tw telecom of florida, l.p.; Granite Telecommunications, LLC; Broadwing Communications, LLC; Access Point, Inc.; Birch Communications, Inc.; Budget Prepay, Inc.; Bullseye Telecom, Inc.; DeltaCom, Inc.; Ernest Communications, Inc.; Flatel, Inc.; Lightyear Network Solutions, LLC; Navigator Telecommunications, LLC; PaeTec Communications, Inc.; STS Telecom, LLC; US LEC of Florida, LLC; Windstream Nuvox, Inc.; and John Does 1 through 50, for unlawful discrimination.

DOCKET NO. 090538-TP

FILED: June 14, 2012

claim of confidentiality
 notice of intent
 request for confidentiality
 filed by OPC

For DN 03893-12, which is in locked storage. You must be authorized to view this DN.-CLK

REQUEST FOR CONFIDENTIAL CLASSIFICATION (CANFIELD)

Qwest Communications Company, LLC d/b/a CenturyLink ("QCC") by and through its undersigned counsel and in accordance with Rule 25-22.006, Florida Administrative Code, hereby requests that the Florida Public Service Commission ("Commission") enter an order protecting from public disclosure the Exhibits and portions of the Direct Testimony and Exhibits of Derek Canfield enumerated in Attachment "A" to this Request.¹ As grounds for this Request, QCC states:

1. On June 14, 2012, QCC submitted the direct testimony and exhibits of Derek Canfield.

Portions of Mr. Canfield's Direct Testimony and Exhibits contain proprietary confidential

COM business information which is the subject of this request.

APA
ECR 2. Most of the information for which QCC seeks confidential classification is information

GCL S
RAD J pertaining to the CLEC Respondents in this case. Much of the information was obtained by

SRC
ADM
OPC ¹QCC is also submitting today separate Requests for Confidential Classification for the Direct Testimony and Exhibits of William R. Easton and the Direct Testimony and Exhibits of Dennis L. Weisman.

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responses to subpoenas served on various IXCs and issued by the Commission in this case at QCC's request.² The IXCs provided this information to QCC under the terms of Non-disclosure Agreements (NDAs) between the IXCs and QCC and designated the information they provided as either "Confidential" or "Lawyers Only Confidential." The classification of information into these categories has no bearing on the status of the information as filed with the Commission. In accordance with section 364.183, F.S., and Rule 25-22.006, F.A.C., the information file with the Commission is either "public" or "confidential and exempt" from s. 119.07, F.S. As such, for the purposes of this Request and Attachment A, the term "confidential" encompasses both of these inter-party classifications.

3. Some of the information for which QCC seeks confidential classification is information that was provided to QCC by the respondent CLECs in their responses to discovery. The CLECs provided their responses under the terms of a Nondisclosure Agreement (NDA) entered among QCC and several Respondent CLECs and designated the information as either "Confidential" or "Lawyers Only Confidential" in accordance with the Agreement's terms. Again, these distinctions are relevant only as to how the information is handled by the parties, not to the classification of the information on file with the Commission.

4. Some of the information for which QCC claims confidential classification is QCC proprietary business information as defined in section 364.183, F.S.

5. Attachment A contains a list of the documents or portions of documents for which QCC claims confidential classification, as well as a description of the information and the justification for classifying the document as confidential under section 364.183, F.S.

² See, Subpoenas Duces Tecum without Deposition issued by the Commission on January 21, 2010 to AT&T, Sprint and MCI.

6. Two redacted copies of the confidential information are provided with this Request, as required by Rule 25-22.006, F.A.C. Many of the documents are agreements between IXCs and CLECs which have been deemed confidential by those parties in their entirety. The redacted copies of these documents consist of single pages marked redacted that are placeholders for the confidential documents.

7. Under separate cover, QCC is also filing on this same day a single copy of the confidential information as required by Rule 25-22.006, F.A.C. The confidential information is highlighted in those documents where only a portion of the information is confidential. Those documents which are confidential in their entirety are printed on yellow paper in lieu of highlighting (which would be impractical for these documents). In addition, all of the documents which contain confidential information include a stamp marking them as Confidential (or, in some cases, "Lawyers Only Confidential" for the purposes of the exchange of information among the parties).

8. Section 364.183(3), F.S., provides:

(3) The term "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. The term 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 or services on favorable terms.
- (e) Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of information.
- (f) Employee personnel information unrelated to compensation, duties, qualifications, or responsibilities.

9. The QCC information is proprietary confidential business information related to the competitive interests of QCC the disclosure of which would impair the competitive business of the QCC as contemplated in s. 364.183(3)(e). Further, the information, as prepared and produced by QCC, is trade secret information, as described in s. 364.183(3)(a). The information related to the CLECs' respondents, which has been designated as confidential by the producing parties, would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data and/or under s. 364.183(e), which protects competitively sensitive proprietary confidential business information. QCC is bound by the terms of the parties' NDA to protect the confidentiality of this information both in QCC's possession and in QCC's use of the information in this proceeding. Allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.

10. The information that is designated as QCC-produced information is intended to be, and is, treated as confidential by QCC and, to the undersigned counsels' knowledge, has not been otherwise publicly disclosed.

11. For the information that has been designated by the producing IXCs and CLECs as confidential, QCC can confirm that while that information has been in QCC's possession it has been treated as confidential and protected by QCC. However, QCC does not have personal knowledge of, and therefore cannot represent that, such information has been treated as confidential in the possession of the producing parties.

12. Because of the way the information was designated by the producing IXC or CLEC there are some inconsistencies in the information that has been requested to be protected for various CLECs. For most CLECs the existence of the agreement between the CLEC and a specific IXC, as well as the effective dates of the agreement, are public information, while the rates and terms

of the agreement are confidential. However, a few CLECs have requested also to maintain confidentiality for the existence of the agreement with a particular IXC and/or the effective dates of the agreement, in addition to the rates and agreement terms. While QCC honors these CLECs' designations in this filing, QCC suggests that in the interests of administrative efficiency as this case proceeds before the Commission it may make sense for similar information for the various CLECs to be treated similarly as it relates to the confidential designations of their information.

WHEREFORE, QCC respectfully requests that the Commission enter an order protecting the documents enumerated in Attachment A as proprietary confidential business information that is not subject to public disclosure in accordance with section 364.183, F.S. and Rule 25-22.006, F.A.C.

Respectfully submitted this 14th day of June, 2012.



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ATTORNEYS FOR QWEST COMMUNICATIONS
COMPANY, LLC D/B/A CENTURYLINK QCC

CANFIELD ATTACHMENT "A"

SPECIFIC JUSTIFICATION FOR CONFIDENTIAL CLASSIFICATION

Location of Confidential Information	Description of Confidential Information	Specific Justification
<p>Canfield Direct Testimony, highlighted information on page 5, lines 14, 20, 22 and 23 and page 6, lines 1, 3, 4, 5, and 6</p>	<p>This information relates to QCC's usage and purchase of access services which information is proprietary confidential business information of QCC.</p>	<p>The information, as prepared and produced by QCC, is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information on page 9, lines 10, 17 and 18-21; page 10, lines 1, 2, 5, 6, and 20-24; page 11, lines 1, 5, 7-14, and 20-21; page 12, lines 8, 9, 13, 14, 16 and 20-24 and page 13, lines 1-18 (Broadwing)</p>	<p>This information relates to the financial analysis of overcharges to QCC by Broadwing as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with Broadwing. The information contains the IXC names, effective dates, rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or Broadwing as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits.</p> <p>In addition, the information relates to QCC's usage and purchase of access services from the</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>

	Respondent CLECs, which information is proprietary confidential business information of QCC.	
Canfield Direct Testimony, highlighted information on page 13, line 23; page 14, lines 6-10, lines 13-14 and line 24; and page 15, lines 2, and 5-7 (Budget)	This information relates to the financial analysis of overcharges to QCC by Budget as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with Budget. The information contains the IXC names, effective dates, rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by the producing IXCs as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.	The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process. In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).
Canfield Direct Testimony, highlighted information on page 16, lines 11-16 and lines 19-20; page 17 lines 4-5, 7, and 9; and page 18, line 7 (BullsEye)	This information relates to the financial analysis of overcharges to QCC by BullsEye as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with BullsEye. The information contains the	The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form

	<p>effective dates, rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or BullsEye as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information on page 19, lines 9 and 24; page 20, lines 1-6, 8-13, 16, and 18-23; page 21, line 22; page 22, lines 2-24 and page 23, lines 1-10 (DeltaCom)</p>	<p>This information relates to the financial analysis of overcharges to QCC by DeltaCom as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with DeltaCom. The information contains the rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or DeltaCom as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and</p>

	<p>addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information at page 23, lines 21-24; page 24, lines 1-4, 7-8, 16-21 and 23-24; page 25, lines 1 and 22; page 26, lines 2-24 and page 27, lines 1-2 (Ernest)</p>	<p>This information relates to the financial analysis of overcharges to QCC by Ernest as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with Ernest. The information contains the IXC names, effective dates, rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by the producing IXCs as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information at page 27, lines 6, 13-17, and 20-21; page 28, lines 6-7 and lines 9-11; page 29,</p>	<p>This information relates to the financial analysis of overcharges to QCC by Flatel as a result of QCC being billed higher rates than the</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as</p>

<p>lines 8 and lines 12-24; and page 30, lines 1-8</p> <p>(Flatel)</p>	<p>IXCs that had the benefit of off-price list agreements with Flatel. The information contains the IXC names, effective dates, rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by the producing IXCs as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information at page 30, lines 19-24; page 31, lines 1, 4-5, 13-15, 21 and 23; page 32, line 20; page 33, lines 2-24 and page 34, line 1</p> <p>(Granite)</p>	<p>This information relates to the financial analysis of overcharges to QCC by Granite as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with Granite. The information contains the effective dates, rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or Granite as explained in Attachment A to the Request for Confidential Classification related</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by</p>

	to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.	QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).
Canfield Direct Testimony, highlighted information at page 34, line 18; page 35, lines 7-9, 15 and 17; page 36, line 15; page 37, lines 1-9 and lines 11-24; and page 38, lines 1-19 (MCI)	This information relates to the financial analysis of overcharges to QCC by MCI as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with MCI. The information contains the rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or MCI as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.	The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process. In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).
Canfield Direct Testimony, highlighted information at page 39,	This information relates to the financial analysis of overcharges to	The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs

<p>line 20; page 40, lines 9-10; 13 and 15; page 41, lines 13 and 17-24; and page 42, lines 1-17</p> <p>(Navigator)</p>	<p>QCC by Navigator as a result of QCC being billed higher rates than the IXC's that had the benefit of off-price list agreements with Navigator. The information contains rates or terms of agreements entered into by Respondent CLECs with IXC's, which have been designated confidential by either the producing IXC's or Navigator as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information at page 43, line 19; page 44, lines 18-20; page 45, lines 4 and 6-9; page 46, line 7</p> <p>(PAETEC)</p>	<p>This information contains information regarding the financial analysis of the overcharges to QCC as a result of being billed higher rates than the IXC's that had the benefit of off-price list agreements with PAETEC. The information is information related to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>The information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>

<p>Canfield Direct Testimony, highlighted information at page 48, line 19; page 49, lines 8-10 15 and 17; and page 50, line 20</p> <p>(TW Telecom)</p>	<p>This information relates to the financial analysis of overcharges to QCC by TW Telecom as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with TW Telecom. The information contains the rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or TW Telecom as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information at page 52, lines 8 and 23-24; page 53, lines 3-8, 14-15, 20, 22 and 24; page 54, lines 1-2; page 55, lines 2-3, 10-16, and 19-24; and page 56, lines 1-19</p> <p>(US LEC)</p>	<p>This information relates to the financial analysis of overcharges to QCC by US LEC as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with US LEC. The information contains the rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to</p>

	<p>IXCs or US LEC as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.</p>	<p>protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
<p>Canfield Direct Testimony, highlighted information at page 57, line 20; page 58, lines 9-11, 13-16, and 18-19; page 59, lines 5, 7, 9-10, 12-13 and 14; page 60, lines 21-24; and page 61, lines 1-21</p> <p>(Windstream NuVox)</p>	<p>This information relates to the financial analysis of overcharges to QCC by Windstream NuVox as a result of QCC being billed higher rates than the IXCs that had the benefit of off-price list agreements with Windstream NuVox. The information contains the rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or Windstream NuVox as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary</p>	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), F.S. which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>

	confidential business information of QCC.	
Canfield Direct Testimony, highlighted information on page 62, lines 12 and 13-22	This information contains the effective date and rates or terms of agreements entered into by Respondent CLECs with IXCs, which have been designated confidential by either the producing IXCs or CLECs as explained in Attachment A to the Request for Confidential Classification related to William Easton's Direct Testimony and Exhibits. In addition, the information relates to QCC's usage and purchase of access services from the Respondent CLECs, which information is proprietary confidential business information of QCC.	<p>The information derived from the IXC/CLEC agreements has been provided to QCC in accordance with NDAs between the parties and has been designated as confidential by the producing parties. Generally, as claimed by the producing parties, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p> <p>In addition, the information, as prepared and produced by QCC is trade secret information, as described in s. 364.183(3)(a). Further, the QCC access usage and purchase information is information related to QCC's competitive interests, the release of which would impair the competitive business of QCC, as described in s. 364.183(3)(e).</p>
Exhibit DAC-1, Broadwing/Focal Overcharge Analysis Summary, highlighted information in columns 2, 3, and 4 at the top of page 1; highlighted information in columns 1, 3, 4, and 5 on pages 2-6; and highlighted information in the Assumptions on page 6, numbers 3, 4, 7, 8 and 10	See, explanation related to Canfield Direct Testimony (Broadwing) above.	See, justification related to Canfield Direct Testimony (Broadwing) above.
Exhibit DAC-2, Broadwing/Focal Overcharge Analysis Detail, ,	See, explanation related to Canfield Direct Testimony (Broadwing)	See, justification related to Canfield Direct Testimony (Broadwing) above.

<p>highlighted information in columns 2, 3 and 4 at the top of page 1; highlighted information on line 6, page 1; highlighted information in column 1, pages 1-10; highlighted information in columns 3-9 on pages 1-7 and columns 3,4 and 5 and pages 8 and 9; and highlighted information in the Assumptions on page 10, numbers 3, 4 7 and 8</p>	<p>above.</p>	
<p>Exhibit DAC-3, Budget Overcharge Analysis Summary, highlighted information in columns 2, 3 and 4 and 5 a the top of page 1; highlighted information in columns 1 and 3-5 on pages 1-3; and highlighted information in the Assumptions on page 3, number 1</p>	<p>See, explanation related to Canfield Direct Testimony (Budget) above.</p>	<p>See, justification related to Canfield Direct Testimony (Budget) above.</p>
<p>Exhibit DAC-4, Budget Overcharge Analysis Detail, highlighted information in columns 1, 2 and 3 at the top of page 1 and columns 1, 3-9 on pages 1 through 6; and highlighted information in the Assumptions on page 6, number 1</p>	<p>. See, explanation related to Canfield Direct Testimony (Budget) above.</p>	<p>See, justification related to Canfield Direct Testimony (Budget) above.</p>
<p>Exhibit DAC-5, BullsEye Overcharge Analysis, highlighted information in columns 1, 2 and 3 at the top of page 1 and highlighted information in columns 1, 3, 4, and 5 on pages 1 through 3</p>	<p>See, explanation related to Canfield Direct Testimony (BullsEye) above.</p>	<p>See, justification related to Canfield Direct Testimony (BullsEye) above.</p>
<p>Exhibit DAC-6, BullsEye Overcharge Analysis Detail,</p>	<p>See, explanation related to Canfield Direct Testimony (BullsEye) above.</p>	<p>See, justification related to Canfield Direct Testimony (BullsEye) above.</p>

highlighted information in columns 2, 3 and 4 at the top of page 1, column 1 on pages 1 through 7, columns 3-9 on pages 1 through 6 and columns 3-5 on pages 6 and 7		
Exhibit DAC-7, DeltaCom Overcharge Summary highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 2-5 on pages 1 through 5	See, explanation related to Canfield Direct Testimony (DeltaCom) above.	See, justification related to Canfield Direct Testimony (DeltaCom) above.
Exhibit DAC-8, DeltaCom Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-8 on pages 1-3, columns 3-10 on pages 3-11	See, explanation related to Canfield Direct Testimony (DeltaCom) above.	See, justification related to Canfield Direct Testimony (DeltaCom) above.
Exhibit DAC-9, Ernest Overcharge Analysis Summary, highlighted information in columns 2, 3 and 4 at the top of page 1 and information in columns 1, 3-5 on pages 1 through 5; and highlighted information in the Assumptions on page 5, numbers 5 & 6	See, explanation related to Canfield Direct Testimony (Ernest) above.	See, justification related to Canfield Direct Testimony (Ernest) above.
Exhibit DAC-10 Ernest Overcharge Summary Detail, highlighted information in columns 2, 3 and 4 at the top of page 1; highlighted information in column 1 of pages 1 through 10; highlighted information in columns 3-9 of pages 1 through 9;	See, explanation related to Canfield Direct Testimony (Ernest) above.	See, justification related to Canfield Direct Testimony (Ernest) above.

highlighted information in columns 2, 3 and 4 at the top of page 10 and columns 3-5 on the remainder of page 10; and highlighted information in the Assumptions on page 10, numbers 5 and 6		
Exhibit DAC-11, Flatel Overcharge Analysis Summary, highlighted information in columns 2,3 and 4 at the top of page 1 and highlighted information in columns 1 and 2-5 on pages 1 and 2; highlighted information in the Assumptions on page 2, numbers 5 and 6	See, explanation related to Canfield Direct Testimony (Flatel) above.	See, justification related to Canfield Direct Testimony (Flatel) above.
Exhibit DAC-12, Flatel Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1; highlighted information in columns 1 and 3-10 of pages 1 through 3; and highlighted information in the Assumptions on page 3, numbers 5 and 6	See, explanation related to Canfield Direct Testimony (Flatel) above.	See, justification related to Canfield Direct Testimony (Flatel) above.
Exhibit DAC-13, Granite Overcharge Analysis Summary, highlighted information in columns 2, 3 and 4 at the top of the page and highlighted information in columns 1 and 3-5 of pages 1 though 4; and highlighted information in the Assumptions on page 4, number 5.	See, explanation related to Canfield Direct Testimony (Granite) above.	See, justification related to Canfield Direct Testimony (Granite) above.
Exhibit DAC-14 Granite Overcharge Analysis Detail,	See, explanation related to Canfield Direct Testimony (Granite) above.	See, justification related to Canfield Direct Testimony (Granite) above.

<p>highlighted information in columns 2, 3, and 4 at the top of page 1; highlighted information in column 1 of pages 1 through 10; highlighted information in columns 3-9 of pages 1 through 3 and columns 3-10 on pages 4-10; and highlighted information in the Assumptions on page 10, number 5</p>		
<p>Exhibit DAC-15 MCI Overcharge Summary, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-5 of pages 1 and 2</p>	<p>See, explanation related to Canfield Direct Testimony (MCI) above.</p>	<p>See, justification related to Canfield Direct Testimony (MCI) above.</p>
<p>Exhibit DAC-16, MCI Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-9 of pages 1 through 4</p>	<p>See, explanation related to Canfield Direct Testimony (MCI) above.</p>	<p>See, justification related to Canfield Direct Testimony (MCI) above.</p>
<p>Exhibit DAC-17, MCI Internal Calculation, entire document</p>	<p>This information discusses information related to the MCI-ATT switch access agreement that was provided by MCI to QCC in response to discovery in Colorado and designated confidential under the terms of the parties' NDA. (See also, Exhibit WRE-29B)</p>	<p>QCC is requesting confidentiality for this information because it has been provided in accordance with the terms of the NDA between QCC and MCI and designated as confidential by MCI. Generally, as claimed by the MCI, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p>
<p>Exhibit DAC-18, Alternative MCI</p>	<p>See, explanation related to Canfield</p>	<p>See, justification related to Canfield Direct Testimony</p>

<p>Overcharge Analysis Summary, highlighted information in columns 1, 2 and 3 at the top of page 1 and highlighted information in columns 2 and 3 of pages 1 and 2; and</p>	<p>Direct Testimony (MCI) above.</p>	<p>(MCI) above.</p>
<p>Exhibit DAC-18, Alternative MCI Overcharge Analysis, highlighted information in the Assumptions on page 2 number 2</p>	<p>This information discusses information related to the MCI-ATT switch access agreement that was provided by MCI to QCC in response to discovery in Colorado and designated confidential under the terms of the parties' NDA. (See also, Exhibit WRE-29B)</p>	<p>QCC is requesting confidentiality for this information because it has been provided in accordance with the terms of the NDA between QCC and MCI and designated as confidential by MCI. Generally, as claimed by the MCI, the information would appear to fall under s. 364.183(d), which protects proprietary confidential business information in the form of contractual data, or 364.183(e), which protects competitively sensitive proprietary confidential business information. Further, allowing parties to exchange proprietary confidential business information subject to protection under voluntarily executed NDAs facilitates the discovery process.</p>
<p>Exhibit DAC-19 Alternative MCI Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-8 on pages 1 through 5</p>	<p>See, explanation related to Canfield Direct Testimony (MCI), above.</p>	<p>See, justification related to Canfield Direct Testimony (MCI) above.</p>
<p>Exhibit DAC- 19, highlighted information in the Assumptions on page 5, number 2</p>	<p>See, explanation related to Exhibit DAC-18 Assumptions above.</p>	<p>See, justification related to Exhibit DAC-18 Assumptions above.</p>
<p>Exhibit DAC-20, Navigator Overcharge Analysis Summary, highlighted information in columns 2, 3 and 4 at the top of page 1; highlighted information in columns 3-5 on pages 1 through 4; and highlighted information in the</p>	<p>See, explanation related to Canfield Direct Testimony (Navigator) above.</p>	<p>See, justification related to Canfield Direct Testimony (Navigator) above.</p>

Assumptions on page 4, number 5		
Exhibit DAC-21 Navigator Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-9 on pages 1 and 2, columns 3-10 on pages 3-9 and columns 3-5 on pages 10 and 11; and highlighted information in the Assumptions on page 11, number 5.	See, explanation related to Canfield Direct Testimony (Navigator) above.	See, justification related to Canfield Direct Testimony (Navigator) above.
Exhibit DAC-22, PAETEC Overcharge Analysis Summary, highlighted information in columns 2, 3 and 4 in boxes at the top of page 1 and highlighted information in columns 3, 4 and 5 on pages 1 through 4	See, explanation related to Canfield Direct Testimony (PAETEC) above.	See, justification related to Canfield Direct Testimony (PAETEC) above.
Exhibit DAC-23, PAETEC Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-9 on page 1, columns 3-10 on pages 2-10	See, explanation related to Canfield Direct Testimony (PAETEC) above.	See, justification related to Canfield Direct Testimony (PAETEC) above.
Exhibit DAC-25, TW Telecom Overcharge Analysis Summary, highlighted information in columns 2, 3, and 4 at the top of page 1 and highlighted information in columns 3, 4 and 5 on pages 1 through 3	See, explanation related to Canfield Direct Testimony (TW Telecom) above.	See, justification related to Canfield Direct Testimony (TW Telecom) above.
Exhibit DAC-26, TW Telecom Overcharge Analysis Detail,	See, explanation related to Canfield Direct Testimony (TW Telecom)	See, justification related to Canfield Direct Testimony (TW Telecom) above.

<p>highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-9 on pages 1 through 6 and columns 3-5 on pages 7 and 8</p>	<p>above.</p>	
<p>Exhibit DAC-27, US LEC Overcharge Analysis Summary, highlighted information contained in columns 2-4 of the 1st box at the top of page 1, columns 2-7 of the 2nd box in the middle of page 1; columns 2-4 of the 3rd box at the bottom of page 1; highlighted information in columns 2-7 on pages 2 through 5; and highlighted information in the Assumptions on page 5, numbers 6, 7 8 and 9</p>	<p>See, explanation related to Canfield Direct Testimony (US LEC) above.</p>	<p>See, justification related to Canfield Direct Testimony (US LEC) above.</p>
<p>Exhibit DAC-28, US LEC Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-11 of pages 1 through 9; and highlighted information in the Assumptions on page 9, numbers 6, 7, 8, 9</p>	<p>See, explanation related to Canfield Direct Testimony (US LEC) above.</p>	<p>See, justification related to Canfield Direct Testimony (US LEC) above.</p>
<p>Exhibit DAC-29, Windstream NuVox Overcharge Analysis Summary, columns 2, 3 and 4 in the 1st box at the top of page 1 and columns 2-5 in the 2nd box in the middle of page 1; columns 3-5 on pages 1 through 6; and highlighted information in the Assumptions on</p>	<p>See, explanation related to Canfield Direct Testimony (Windstream NuVox) above.</p>	<p>See, justification related to Canfield Direct Testimony (Windstream Nuvox) above.</p>

page 6, number 6		
Exhibit DAC-30, Windstream NuVox Overcharge Analysis Detail, highlighted information in columns 2, 3 and 4 at the top of page 1 and highlighted information in columns 3-9 on pages 3 through 7 and columns 3-5 on pages 8 through 12; and highlighted information in the Assumptions on page 12, number 6	See, explanation related to Canfield Direct Testimony (Windstream NuVox) above.	See, justification related to Canfield Direct Testimony (Windstream NuVox) above.