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RECORDS AND
REPORTING

July 31, 1998

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Docket No. 98000A-SP Spring-Florida Incorporated
Motion for Temporary Protective Order

(980733-TP)

Dear Ms. Bayo:

Enclosed for filing is the original and fifteen (15) copies of Sprint-Florida, Inc.'s Motion for Temporary Protective Order.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Sincerely,

Charles J. Rehwinkel

- ACK _____
- AFA 3
- APP _____
- CAF _____
- CMR 2
- CTR _____
- EAG _____
- LEG 2
- LIN 5
- OPC _____
- RCH 2
- SEC 1
- WAS _____
- OTH _____

CJR/th

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Enclosures

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

08083 JUL 31 88

FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re-Discovery for Study on)
Fair & Reasonable Rates and on)
Relationships Among Costs and)
Charges Associated with Certain)
Telecommunication Services)
Provided by LECS, as Required by)
Chapter 98-277)
_____)

Docket No. 980733-TP

Filed: July 31, 1998

**Sprint-Florida, Incorporated's Motion
For Temporary Protective Order**

Pursuant to Rule 25-22.034 and 25-22.006(6)(c), Florida Administrative Code, Sprint-Florida, Incorporated, by and through its undersigned counsel, requests that the Florida Public Service Commission enter a temporary protective order covering certain information to be produced in response to the Attorney General's and Citizens, Second Request for Production of Documents to Sprint-Florida, Incorporated ("Second POD"), and states:

1. The Second POD was served on Sprint by mail. Therein, the Attorney General and Office of Public Counsel request Sprint-Florida, Incorporated to produce its responses to certain data requests sent to Sprint-Florida, Incorporated by Staff on June 19, 1998. Some of the information included in its responses is confidential and should not be disclosed to the public. See Fla. Stat. §§ 364.24 and 119.07(3)(r) (1995). This information includes, but is not limited to, revenues,

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FPSC-RECORDS/REPORTING

units of services, and other sensitive proprietary. This kind of information is routinely considered confidential by the Commission. Any data request response submitted by the Company with this kind of data will be submitted with a claim of confidentiality under Section 364.183(l), Florida Statutes.

2. The Attorney General and Public Counsel have indicated their desire to have certain of the materials and information they have designed made available so that they may more closely review certain materials and information provided over a longer period of time and to be provided with copies of certain documents for review to their consultants.

3. One objective of this review would be to reduce the volume of materials and information actually taken by the Attorney General and Public Counsel and, ultimately, the volume of proprietary confidential materials and information that will be needed as evidence or supporting documentation in this special project. This review, in the Company's opinion, has the potential to significantly reduce the volume of material and information for which final proprietary confidential treatment must eventually be requested.

4. By this Motion, Sprint-Florida, Incorporated requests that the materials and information identified as confidential and made available for inspection or produced to the Attorney General and Public Counsel in response to the Second POD be granted the protection of a Temporary Protective Order as provided for by

Rule 22.006(5)(c), Florida Administrative Code.¹ A temporary protective order will temporarily exempt the confidential documents from the disclosure requirements for the Public Records Act and protect the materials and information from Public disclosure until the Attorney General and Public Counsel, their employees, agents, consultants, expert witnesses and others acting on their behalf complete their review of the materials and information.

5. For purposes of this motion and the resulting Temporary Protective Order, Sprint-Florida, Incorporated proposes and will follow these production procedures:

A. All documents that reflect information that Sprint-Florida, Incorporated believes to be confidential shall be stamped conspicuously with the word "confidential" and numbered for control. The portion of a document reflecting confidential information shall be highlighted with a yellow marker.

B. Documents stamped "confidential" shall be numbered and segregated from the non-confidential documents, and shall be sent to the Attorney General and Office of Public Counsel in envelopes marked "confidential" on the front.

C. The Attorney General and Office of Public Counsel shall exercise reasonable care to prevent the disclosure of documents stamped

¹Although this information will be provided to the Office of the Public counsel and the Attorney General pursuant to a discovery request, the information has ultimately been provided only because of and pursuant to a requirement of the Florida Public Service Commission in its June 19, 1998 Data Request(s). Therefor, to the extent that Sprint-Florida claims that the information is confidential, the information is deemed confidential by operation of law. Provisions of the FPSC Rule 25-22.006, F.A.C. to the contrary do not apply to this information.

"confidential" during their review of such documents.

D. Within a reasonable time before the workshops in this proceeding, the Attorney General and Office of Public Counsel will notify counsel for Sprint-Florida, Incorporated of their intent to use some or all of the confidential documents provided by Sprint-Florida, Incorporated so that Sprint-Florida, Incorporated can prepare and file a request for confidential classification and/or motion for permanent protective order in a timely manner.

E. Sprint-Florida, Incorporated, the Attorney General and the Office of Public Counsel shall cooperate in good faith to minimize the amount of confidential material to be used at the workshops in this case.

F. The Attorney General and Public Counsel attorneys, employees, agents, consultants, expert witnesses and other persons acting on their behalf may review all documents or answers stamped confidential. Such persons shall not disclose the contents of any document stamped confidential to anyone other than the Attorney General's or Public Counsel's attorneys, employees, agents, expert witnesses and other persons acting on their behalf without the prior written consent of Sprint-Florida, Incorporated.

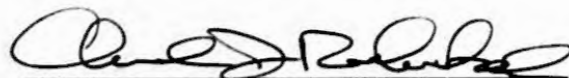
6. Sprint-Florida, Incorporated anticipates that the procedures outlined in this motion will greatly reduce the volume of materials for which proprietary confidential treatment must ultimately be sought. The alternative to this approach entails lengthy, but ultimately needless, review by the parties and by the Commission of materials which the Attorney General and Public Counsel do not

find necessary for their purposes in this docket.

7. Nothing in this Motion is intended to, nor shall it, create a precedent as to the confidentiality of any of the material sought to be protected, nor is it intended to preclude any party from challenging Sprint-Florida, Incorporated claim of proprietary confidential treatment for any material or information which the Company files its final Request for Confidential Classification.

WHEREFORE, Sprint-Florida, Incorporated moves for a Temporary Protective order covering materials produced by it in response to the Second POD in this docket.

DATED this 31st day of July, 1998.



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