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Legal Department

E. Earl Edenfield
General Attorney

00 OCT -6 PM 4:47

BellSouth Telecommunications, Inc.
150 South Monroe Street
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Tallahassee, Florida 32301
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RECORDS AND
REPORTING

October 6, 2000

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

RE: Docket No. 990649-TP (UNEs)

Dear Mrs. Bayo:

Enclosed are an original and 15 copies of BellSouth Telecommunications, Inc.'s Request for Confidential Classification of its response to Staff's Third Request for Production of Documents (Nos. 12, 32, 33 and 34) and Fourth Set of Interrogatories (Nos. 8, 9, 39c and 3, 42b and 43d) to AT&T Communications of the Southern States, Inc. and MCI WorldCom, Inc. Please file these documents in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served on the parties shown on the attached Certificate of Service.

Sincerely,

E. Earl Edenfield Jr.
(Ed)

E. Earl Edenfield, Jr.

Enclosures

cc: All Parties of Record
Nancy B. White
Marshall M. Criser III
R. Douglas Lackey

(x-ref. 11634-00)

This confidentiality request was filed by or for a "telco" for DN 12820-00. 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.

RECEIVED & FILED

[Signature]
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

12819 OCT-68

FPSC-RECORDS/REPORTING

**CERTIFICATE OF SERVICE
Docket No. 990649-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

Electronic Mail and U.S. Mail this 6th day of October, 2000 to the following:

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E. Earl Edenfield, Jr.

(+) Signed Protective Agreement

219337

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into)
Pricing of Unbundled Network) Docket No.: 990649-TP
Elements)
_____) Filed: October 6, 2000

**BELLSOUTH TELECOMMUNICATIONS, INC.'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION**

BellSouth Telecommunications, Inc., ("BellSouth") pursuant to Rule 25-22.006, Florida Administrative Code, hereby files this Request for Confidential Classification, and states the following:

1. On August 24, 2000, Staff filed its Third Request for Production of Documents and Fourth Set of Interrogatories to AT&T Communications of the Southern States, Inc. ("AT&T") and MCI WorldCom, Inc. ("MCI"). On September 15, 2000, in response to Staff's Request, AT&T and MCI filed their joint responses, some of which contains proprietary, confidential information of BellSouth. At that same time, AT&T and MCI filed a Notice of Intent to Request Confidential Classification.

2. BellSouth hereby files this Request for Confidential Classification of responses to Interrogatory Item Nos. 8, 9, 39c and d, 42b and 43d and Request for Production of Documents Item Nos. 12, 32, 33 and 34 because the information contained in the responses includes vendor-specific pricing information, confidential business information and customer proprietary information. Attachment "A" to BellSouth's Request for Confidential Classification contains the specific justification for the request for confidential

DOCUMENT NUMBER-DATE

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classification along with a list that identifies the location of the information designated by BellSouth as confidential.

3. Attachment "B" to BellSouth's Request for Confidential Classification contains two copies of the documents with the confidential information redacted.

4. Attachment "C" to BellSouth's Request for Confidential Classification is a sealed envelope containing one copy of the documents including those portions that are confidential and proprietary.

5. The information contained in AT&T and MCI's responses to Staff's requests include vendor-specific pricing information, confidential business information and customer proprietary information that is considered proprietary to BellSouth. Public disclosure of this information would provide competitors with an unfair advantage in future negotiations. This same information on competitors is not available to BellSouth. Therefore, such information should continue to be classified as confidential business information and customer proprietary information pursuant to Section 364.24 and Section 364.183(3)(e), Florida Statutes. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

6. BellSouth has treated and intends to continue to treat the information for which confidential classification is sought as private, and this information has not been generally disclosed.

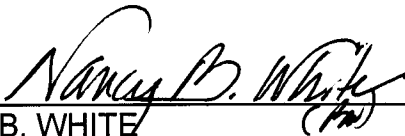
7. The original of this Request was filed today with the Division of Records and Reporting, and a copy was served on the Parties.

WHEREFORE, based on the foregoing, BellSouth respectfully requests that the Commission enter an order declaring the information described above to

be confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 6th day of October, 2000.

BELLSOUTH TELECOMMUNICATIONS, INC.



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ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 990649-TP
Request for Confidential Classification
Page 1 of 6
10/06/00

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T/MCI
WORLDCOM'S JOINT RESONSES TO STAFF'S THIRD REQUEST FOR
PRODUCTION OF DOCUMENTS (POD NOS. 12, 32, 33 AND 34) AND
FOURTH SET OF INTERROGATORIES (ITEM NOS. 8, 9, 39C AND D, 42B
AND 43D) FILED SEPTEMBER 15, 2000 IN FLORIDA DOCKET NO. 990649-
TP**

Explanation of Proprietary Information

1. This information contains actual unit cost information for discrete cost elements for the item under study. These costs reflect BellSouth's long run incremental cost of providing these elements on a going forward basis. Public Disclosure of this information would provide BellSouth's competitors with an advantage in that they would know the price or rate below which BellSouth could not provide the service. The data is valuable to competitors and potential competitors in formulating strategic plans for entry, pricing, marketing, and overall business strategies concerning access services. This same information on competitors is not available to BellSouth. This information is valuable, it is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information is a trade secret which should be classified as proprietary, confidential business information pursuant to Section 364.1283, Florida Statutes and is exempt from the Open Records Act.
2. This information contains vendor specific information, and/or, vendor specific prices negotiated by BellSouth. Public disclosure of this information would impair BellSouth's ability to contract for goods and services on favorable terms. This information is valuable, it is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information is a trade secret which should be classified as proprietary, confidential business information exempt from the Open Records Act.
3. This information contains competitive business information. This information if released would be unfair to BellSouth for it would allow the competition to have free access to information which was developed at an expense to BellSouth. Competitors would then have an advantage in bidding for such business since they would have few, if any, expenses such as research and development to recover, and would bid below BellSouth's cost level. Accordingly, this information is entitled to confidential classification pursuant to Florida Statutes Section 364.183.

ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 990649-TP
Request for Confidential Classification
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T/MCI
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FOURTH SET OF INTERROGATORIES (ITEM NOS. 8, 9, 39C AND D, 42B
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TP**

Explanation of Proprietary Information

4. This information is derived from the Switching Cost Information System (SCIS) which is the property of Telcordia Technologies, Inc (Telcordia). Public disclosure of this information would violate BellSouth's agreement with Telcordia and would impair BellSouth's ability to contract for goods and/or services in the future. Pursuant to Section 364.183, Florida Statutes, such information is classified as proprietary, confidential business information which is exempt from the Open Records Act.

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 990649-TP
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T/MCI
WORLD COM'S JOINT RESONSES TO STAFF'S THIRD REQUEST FOR
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TP**

Interrogatory Item No. 8

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 1	1-8	1
Page No. 2	1	1

Interrogatory Item No. 9

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 2	13-15, 21	1
Page No. 3	1,2	1

Interrogatory Item No. 39c

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 29	20,21	3

ATTACHMENT A

**BellSouth Telecommunications, Inc.
FPSC Docket No. 990649-TP
Request for Confidential Classification
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T/MCI
WORLD COM'S JOINT RESONSES TO STAFF'S THIRD REQUEST FOR
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FOURTH SET OF INTERROGATORIES (ITEM NOS. 8, 9, 39C AND D, 42B
AND 43D) FILED SEPTEMBER 15, 2000 IN FLORIDA DOCKET NO. 990649-
TP**

Interrogatory Item No. 39d

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 30	7,9,18,20	2

Interrogatory Item No. 42b

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 33	10,11	3

Interrogatory Item No. 43d

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 35	14-17	2

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 990649-TP
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Page 5 of 6
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T/MCI
WORLDCOM'S JOINT RESONSES TO STAFF'S THIRD REQUEST FOR
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Pleading Response POD No. 32

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 37	4,5	3

Pleading Response POD No. 33

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 37	17-21	3
Page No. 38	1	3

Pleading Response POD No. 34

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page No. 38	9,10	3

POD No. 12

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Page 125 of 140	17	2

ATTACHMENT A

BellSouth Telecommunications, Inc.
FPSC Docket No. 990649-TP
Request for Confidential Classification
Page 6 of 6
10/06/00

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T/MCI
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TP**

POD No. 33

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
Pg 1 of 1	Entire Document	3

POD No. 34

<u>Page No.</u>	<u>Line No.</u>	<u>Reason</u>
1-49	Entire Doc	4

PROPRIETARY FILES ON CD

The following files located on the CD provided contain proprietary information:

<u>File</u>	<u>Reason</u>
2. 990649 attworldc	1,2,3,4
4. 990649 attworldc	1,2,3,4
10. darnell more work	1,2,3,4
11. darnell workpaper	1,2,3,4
12. pitts,%growth	1,2,3,4
13. pitts, alternativem	1,2,3,4
14. pitts,CMRLiness	1,2,3,4
15. pitts, featuresusi	1,2,3,4

STATE OF FLORIDA

Commissioners:
J. TERRY DEASON, CHAIRMAN
E. LEON JACOBS, JR.
LILA A. JABER
BRAULIO L. BAEZ



DIVISION OF RECORDS & REPORTING
BLANCA S. BAYÓ
DIRECTOR
(850) 413-6770

Public Service Commission

ACKNOWLEDGMENT

DATE: 10/6/00

TO: E. Edenfield

FROM: R. Williams, Division of Records and Reporting

RE: Acknowledgment of Receipt of Confidential Filing

12820-00

This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No.

990649-TP or (if filed in an undocketed matter) concerning Resp. to

Staff's 3rd PDR & 4th set of questions, and

filed on behalf of Bell South. The

document will be maintained in locked storage.

Any questions regarding this matter should be directed to Kay Flynn at (850) 413-6744.

PSC/RAR 19 (8/00)