### RECEIVED-FPSC

Legal Department

E. EARL EDENFIELD, JR. General Attorney

BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (404) 335-0763 00 NOV -2 PM 4: 32

RECORDS AND REPORTING

November 2, 2000

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

Re: Docket No. 990649-TP (UNEs)

Dear Ms. Bayó:

Enclosed please find the original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Confidential Classification which we ask that you file in the above referenced matter.

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 to the parties shown on the attached Certificate of Service.

Sincerely,

E. Earl Edenfield, Jr. (M)

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

(x-ref. 13824-00)

This confidentiality request was filed by or for a "telco" for DN 1 4218-00 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.

DOCUMENT NUMBER - DATE

14217 NOV-28

### 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 2nd day of November, 2000 to the following:

Wayne D. Knight
Staff Counsel
Florida Public Service
Commission
Division of Legal Services
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
Tel. No. (850) 413-6216
Fax. No. (850) 413-6217
wknight@mail.psc.state.fl.us

Joseph A. McGlothlin (+)
Vicki Gordon Kaufman (+) \*
McWhirter, Reeves, McGlothlin,
Davidson, Decker, Kaufman, Arnold,
& Steen, P.A.
117 South Gadsden Street
Tallahassee, FL 32301
Tel. No. (850) 222-2525
Fax. No. (850) 222-5606
Attys. For FCCA
\*Atty. for BlueStar
jmcglothlin@mac-law.com

Karen Jusevitch
AT&T Communications
101 North Monroe Street
Suite 700
Tallahassee, FL 32301
Tel. No. (850) 425-6313
Fax. No. (850) 425-6361
kjusevit@att.com

Jim Lamoureux (+)
AT&T Communications
1200 Peachtree Street, N.E.
Room 8068
Atlanta, Georgia 30309
Tel. No. (404) 810-4196
Fax. No. (404) 877-7648
jlamoureux@att.com

Richard D. Melson (+)
Gabriel E. Nieto
Hopping Green Sams & Smith, P.A.
Post Office 6526
123 South Calhoun Street
Tallahassee, FL 32314
Tel. No. (850) 222-7500
Fax. No. (850) 224-8551
Atty. For MCI
Atty. for Rhythms Link
rmelson@hgss.com

Dulaney L. O'Roark
MCI Telecommunications Corporation
6 Concourse Parkway
Suite 600
Atlanta, GA 30328
Tel. No. (770) 284-5498
Fax. No. (770) 284-5488
De.ORoark@mci.com

Floyd Self
Messer, Caparello & Self
Post Office Drawer 1876
215 South Monroe Street, Suite 701
Tallahassee, FL 32302-1876
Tel. No. (850) 222-0720
Fax. No. (850) 224-4359
Atty. for AT&T
fself@lawfla.com

Terry Monroe
Vice President, State Affairs
Competitive Telecomm. Assoc.
1900 M Street, N.W.
Suite 800
Washington, D.C. 20036
Tel. No. (202) 296-6650
Fax. No. (202) 296-7585
tmonroe@comptel.org

Jeremy Marcus (+)
Kristin Smith
Blumenfeld & Cohen
1625 Massachusetts Ave., Ste. 300
Washington, D.C. 20036
Tel. No. (202) 955-6300
Fax. No. (202) 955-6460
Represents Rhythms Links, Inc.
jeremy@technologylaw.com
kristin@technologylaw.com

Kimberly Caswell (+)
GTE Florida Incorporated
One Tampa City Center
201 North Franklin Street
Tampa, Florida 33602
Tel. No. (813) 483-2617
Fax. No. (813) 204-8870
kimberly.caswell@verizon.com

Karen M. Camechis (+)
Pennington, Moore, Wilkinson &
Dunbar, P.A.
215 South Monroe Street, 2nd Flr.
Tallahassee, Florida 32301
Tel. No. (850) 222-3533
Fax. No. (850) 222-2126
Represents Time Warner
Karen@penningtonlawfirm.com

Carolyn Marek (+)
Vice President of Regulatory Affairs
Southeast Region
Time Warner Communications
233 Bramerton Court
Franklin, Tennessee 37069
Tel. No. (615) 376-6404
Fax. No. (615) 376-6405
Carolyn.Marek@twtelecom.com

Mark E. Buechele, Esquire Supra Telecom 1311 Executive Center Drive Koger Center - Ellis Building Suite 200 Tallahassee, FL 32301-5027 Tel. No. (850) 402-0510 Fax. No. (850) 402-0522 mbuechele@stis.com

Donna Canzano McNulty, Esq. (+)
MCI WorldCom, Inc.
325 John Knox Road
The Atrium Bldg., Suite 105
Tallahassee, FL 32303
Tel. No. (850) 422-1254
Fax. No. (850) 422-2586
donna.mcnulty@wcom.com

Michael A. Gross (+)
VP Reg. Affairs & Reg. Counsel
Florida Cable Telecomm. Assoc.
310 North Monroe Street
Tallahassee, FL 32301
Tel. No. (850) 681-1990
Fax. No. (850) 681-9676
mgross@fcta.com

Florida Public Telecomm. Assoc. Angela Green, General Counsel 125 South Gadsden Street #200 Tallahassee, FL 32301-1525 Tel. No. (850) 222-5050 Fax. No. (850) 222-1355 abgreen@nettally.com

Intermedia Communications, Inc. Scott Sapperstein (+)
Sr. Policy Counsel
One Intermedia Way
Tampa, FL 33647
Tel. No. (813) 829-4093
Fax. No. (813) 829-4923
SASapperstein@intermedia.com

Charles J. Rehwinkel (+)
1313 Blair Stone Road
Tallahassee, FL 32301
Tel. No. (850) 847-0244
Fax. No. (850) 878-0777
Counsel for Sprint
charles.j.rehwinkel@mail.sprint.com

John P. Fons (+)
Ausley & McMullen
227 South Calhoun Street
Tallahassee, FL 32301
Tel. No. (850) 224-9115
Fax. No. (850) 222-7560
Counsel for Sprint
ifons@ausley.com

Brian Sulmonetti
MCI WorldCom, Inc.
6 Concourse Parkway
Suite 3200
Atlanta, GA 30328
Tel. No. (770) 284-5500
Brian.Sulmonetti@wcom.com

Catherine F. Boone, Esq. (+)
Regional Counsel
Covad Communications Company
10 Glenlake Parkway
Suite 650
Atlanta, GA 30328-3495
Tel. No. (678) 579-8388
Fax. No. (678) 320-9433
cboone@covad.com

Charles J. Beck
Deputy Public Counsel
Office of the Public Counsel
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400
Tel. No. (850) 488-9330
Fax. No. (850) 488-4491
beck.charles@leg.state.fl.us

Eric J. Branfman (+)
Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007-5116
Tel. No. (202) 424-7500
Fax. No. (202) 424-7645
Represents Florida Digital Network, Inc.
ejbranfman@swidlaw.com

John McLaughlin KMC Telecom. Inc. Suite 170 3025 Breckinridge Boulevard Duluth, GA 30096 Tel. No. (770) 931-5260 Fax. No. (770) 638-6796 jmclau@kmctelecom.com

Bettye Willis (+)
ALLTEL Communications
Services, Inc.
One Allied Drive
Little Rock, AR 72203-2177
bettye.j.willis@alltel.com

J. Jeffry Wahlen (+)
Ausley & McMullen
227 South Calhoun Street
Tallahassee, FL 32301
Tel. No. (850) 425-5471
Fax. No. (850) 222-7560
Atty. for ALLTEL
iwahlen@ausley.com

Stephen P. Bowen
Blumenfeld & Cohen
4 Embarcadero Center
Suite 1170
San Fransisco, CA 94111
Tel. No. (415) 394-7500
Fax. No. (415) 394-7505
stevebowen@earthlink.net

Norton Cutler (+)
General Counsel
BlueStar Networks, Inc.
5 Corporate Centre
801 Crescent Centre Drive
Suite 600
Franklin, Tennessee 37067
Tel. No. (615) 778-7316
norton.cutler@bluestar.com

Charles J. Pellegrini
Wiggins & Villacorta, P.A.
2145 Delta Boulevard, Suite 200
Tallahassee, FL 32303
Represents Intermedia
cjpellegrini@nettally.com

George S. Ford (+)
Chief Economist
Z-Tel Communications, Inc.
601 South Harbour Island Blvd.
Tampa, FL 33602
Tel. No. (813) 233-4630
Fax. No. (813) 233-4620
gford@z-tel.com

Jonathan E. Canis
Michael B. Hazzard
Kelley Drye & Warren, LLP
1200 19th Street, NW, Fifth Floor
Washington, DC 20036
Tel. No. (202) 955-9600
Fax. No. (202) 955-9792
jcanis@kelleydrye.com
mhazzard@kelleydrye.com
Counsel for Z-Tel Communications, Inc.

Rodney L. Joyce
Shook, Hardy & Bacon, LLP
600 14th Street, N.W., Suite 800
Washington, D.C. 20005-2004
Tel. No. (202) 639-5602
Fax. No. (202) 783-4211
rjoyce@shb.com
Represents Network Access Solutions

Russell M. Blau Thomas R. Lotterman (+) Michael Sloan (+) Robert Ridings (+) Swidler Berlin Shereff Friedman 3000 K Street, N.W. Suite 300 Washington, D.C. 20007-5116 Tel. No. (202) 424-7755 Fax. No. (202) 424-7643 Attys. for Broadslate Networks, Inc. Attys. for Cleartel Comm. MCSloan@swidlaw.com rmblau@swidlaw.com riridings@swidlaw.com trlotterman@swidlaw.com

John Spilman
Director Regulatory Affairs and
Industry Relations
Broadslate Networks, Inc.
675 Peter Jefferson Parkway
Suite 310
Charlottesville, VA 22911
Tel. No. (804) 220-7606
Fax. No. (804) 220-7701
john.spilman@broadslate.net

Gary Cohen (+)
Blumfeld & Cohen
1625 Massachusetts Ave., N.W.
Suite 320
Washington, D.C. 20036
Represents Rhythms Links, Inc.
gary@technologylaw.com

Hope G. Colantonio
Legal & Regulatory Manager
Cleartel Communications, Inc.
1255 22nd Street N.W., 6th Floor
Washington, D.C. 20037
Tel. No. (202) 715-1300
h.colantonio@cais.com

Nancy B. White

(+) Signed Protective Agreement

219337

URIGINAL

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Investigation into	)	
Pricing of Unbundled Network	)	Docket No.: 990649-TP
Elements	)	
	)	Filed: November 2, 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 October 12, 2000, BellSouth served copies of Exhibit 151, a document marked as such for identification purposes, identified by Joseph Riolo in a late-filed exhibit to his deposition. The document identified as Exhibit 151 includes proprietary, confidential business information of BellSouth. At that same time, BellSouth filed a Notice of Intent to Request Confidential Classification.
- 2. BellSouth hereby files this Request for Confidential Classification of the document identified as Exhibit 151 because the information contained in the document includes confidential business information. Attachment "A" to BellSouth's Request for Confidential Classification contains the specific justification for the request for confidential 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 reducted.

DOCUMENT NUMBER-DATE

- 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 BellSouth's Exhibit 151 includes confidential business 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 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 2<sup>nd</sup> day of November 2000.

### BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE

MICHAEL P. GOGGIN

c/o Nancy Sims

150 South Monroe Street, Suite 400

Tallahassee, FL 32301

(305) 347-5558

E. EARL EDENFIELD JR.

Suite 4300

675 W. Peachtree St., NE

Atlanta, GA 30375 (404) 335-0763

198521v29

#### ATTACHMENT A

BellSouth Telecommunications, Inc. FPSC Docket No. 990649-TP Request for Confidential Classification Page 1 of 2 11/02/00

# REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH EXHIBIT 151 FILED OCTOBER 12, 2000 IN FLORIDA DOCKET NO. 990649-TP

### **Explanation of Proprietary Information**

1. 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 Page 2 of 2 11/02/00

# REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH EXHIBIT 151 FILED OCTOBER 12, 2000 IN FLORIDA DOCKET NO. 990649-TP

### Exhibit 151

<u>Location</u> Reason

Entire Document 1

#### 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 \_\_\_\_\_, Division of Records and Reporting RE: Acknowledgment of Receipt of Confidential Filing 14218-00 This will acknowledge receipt of a CONFIDENTIAL DOCUMENT filed in Docket No. \_\_\_\_ or (if filed in an undocketed matter) concerning \_\_\_\_\_ 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)

PSC Website: http://www.floridapsc.com