PATRICK W. TURNER General Attorney

BellSouth Telecommunications, Inc. 150 South Monroe Street Room 400 Tallahassee, Florida 32301 (404) 335-0761

ORIGINAL

June 21, 2002

Mrs. Blanca S. Bayó Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

Re: Docket No. 020119-TP (FDN)

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for BellSouth's Supplemental Response to Staff of the Florida Public Service Commission's ("Staff's") Subpoena Duces Tecum Without Deposition ("Subpoena") for customer records relating to discovery, which we ask that you file 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 to the parties shown on the attached Certificate of Service.

Sincerely,

Patrick W. Turner

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

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CAF

CMP

COM

CTR

ECR

GCL

OPC MMS SEC

OTH

This confidentiality request was filed by or for a "telco" for DNO6446-02 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.

(x-ref. DN 0517202)

DOCUMENT NUMBER-DATE

06444 JUN 21 8 FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE DOCKET NO. 020119-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Hand Delivery (*), Federal Express and Electronic Mail this 21st day of June, 2002 to the following:

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Patrick Turner

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for expedited review and)
Cancellation of BellSouth Telecommunications,) Docket No. 020119-TP
Inc.'s Key Customer promotional tariffs and for	·)
Investigation of BellSouth's promotional pricing)
and marketing practices, by Florida Digital)
Network, Inc.)
•) Filed: June 21, 2002

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

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

- 1. On May 31, 2002, BellSouth Telecommunications, Inc. produced supplemental documents in Response to the Staff of the Florida Public Service Commission's ("Staff's") Subpoena Duces Tecum Without Deposition ("Subpoena") for customer records relating to discovery in the captioned docket. BellSouth's supplemental responses to Staff's Subpoena contain confidential business information. A Notice of Intent to Request Specified Confidential Classification was filed on that same day for the proprietary information.
- 2. BellSouth is now filing a Request for Confidential Classification for the subject information because BellSouth's supplemental responses to Staff's Subpoena contain BellSouth's confidential and proprietary business information. These documents contain customer specific account information, which is proprietary to BellSouth and the customers.

- 3. A more specific description of this information is contained in Attachment A. This information is valuable and BellSouth strives to keep it secret. Therefore, such information should be classified as proprietary, confidential business information pursuant to Sections 364.183, Florida Statutes. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.
- 4. 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.
- 5. Appended hereto as Attachment B are two copies of the requested documents with the confidential information deleted.
- 6. Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material, which is confidential and proprietary.

WHEREFORE, based on the foregoing, BellSouth 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 21st day of June, 2002.

BELLSOUTH TELECOMMUNICATIONS, INC.

NANCY B. WHITE

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c/o Nancy Sims

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ATTACHMENT A

BellSouth Telecommunications, Inc. FPSC Docket No. 020119-TP Request for Confidential Classification Page 1 6/21/02

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF DOCUMENTS PRODUCED IN RESPONSE TO FPSC STAFF'S THIRD REQUEST FOR PRODUCTION OF DOCUMENTS, SUPPLEMENTAL RESPONSE TO ITEM 7, FILED ON MAY 31, 2002, SUBJECT FPSC STAFF'S SUBPOENA DUCES TECUM WITHOUT DEPOSITION IN DOCKET 020119-TP.

Explanation of Proprietary Information

1. The information is proprietary to BellSouth and includes customer specific account information. The Commission has always zealously protected customer specific information in order to protect the customer's privacy and prevent a competitor of the customer from obtaining an unfair advantage. This information is clearly confidential and proprietary under Florida Statutes, Section 364.183 and Rule 25-22.006, Florida Administrative Code. Pursuant to Section 364.183, Florida Statutes, such information is classified as proprietary, confidential business information which is exempt from Section 119.07(1) and Section 24(a), Art.1 of the State Constitution.

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