

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Comprehensive review of) DOCKET NO. 920260-TL
the requirements and rate) ORDER NO. PSC-96-0975-PCO-TL
stabilization plan of SOUTHERN) ISSUED: July 30, 1996
BELL TELEPHONE AND TELEGRAPH)
COMPANY.)
_____)

ORDER GRANTING BELL SOUTH CORPORATION'S MOTION FOR A
TEMPORARY PROTECTIVE ORDER REGARDING RESPONSES TO PUBLIC
COUNSEL'S FIRST SET OF POST-SETTLEMENT INTERROGATORIES AND
FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

By its Motion filed July 10, 1996, BellSouth Corporation (BSC) has requested temporary protective status for materials and documents to be produced by BSC in response to the Office of Public Counsel's (OPC) First Set of Post-Settlement Interrogatories (First Set) and First Request for Production of Documents (First POD) made to BellSouth Telecommunications, Inc. (BST), dated June 5, 1996. BSC is a non-party to this docket. BST is a subsidiary of BSC. In an effort to cooperate, BSC will respond on behalf of BST to those portions of the First Set and First POD that BellSouth cannot provide or answer due to lack of custody or control of the relevant documentation. BSC's request for a temporary protective order is made pursuant to Sections 364.183(1) and (2), Florida Statutes, and Rule 25-22.006(5)(c), Florida Administrative Code.

The purpose of a temporary protective order issued pursuant to Rule 25-22.006(5)(c), Florida Administrative Code, is to facilitate the examination of potentially confidential information by temporarily exempting the information from the disclosure provision of Florida's Public Records Act, Section 119.07(1), Florida Statutes. Under the rule, if information subject to a temporary protective order is to be used in a proceeding, then the utility must file a specific request for confidential treatment. Alternatively, if the material is not to be used in a proceeding, then the material shall be returned to the utility.

In view of the purpose of Rule 25-22.006(5)(c), it is appropriate to provide the relief requested. During the time this Order is in effect, the documents and information referenced herein shall be kept confidential and shall be exempt from disclosure under Section 119.07(1), Florida Statutes. Upon completion of its review of the documents, OPC shall notify BSC of the specific documents it intends to use in this proceeding. The remaining

DOCUMENT NUMBER-DATE

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documents shall be returned to BellSouth. It shall then be BSC's responsibility to request confidential treatment of those portions of the documents that it seeks to protect from disclosure.

Based on the foregoing, it is

ORDERED by Chairman Susan F. Clark, as Prehearing Officer, that BellSouth Corporation's Motion for Temporary Protective Order is granted as set forth in the text of this Order. It is further

ORDERED that this Temporary Protective Order shall expire upon a final determination of the confidential classification of the subject materials and information or upon the Office of Public Counsel's return of the subject materials and information to BellSouth Corporation. It is further

ORDERED that this Order shall have no effect on the subsequent determination of any request for specified confidential classification of any of the subject materials and information.

By ORDER of Chairman Susan F. Clark, as Prehearing Officer, this 30th day of July, 1996.



SUSAN F. CLARK, Chairman and
Prehearing Officer

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