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September 28, 2005

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

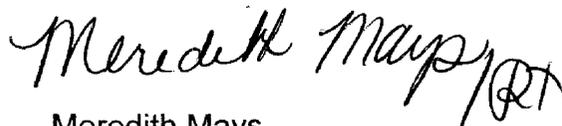
**Re: Docket No. 041269-TP**

Dear Ms. Bayó:

Enclosed are an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification regarding its proprietary responses to Covad's First Set of Interrogatories (No. 1) and First Request for Production of Documents (No. 1), 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,



Meredith Mays

cc: All Parties of Record  
Jerry Hendrix  
R. Douglas Lackey  
Nancy B. White

603938

DOCUMENT NUMBER-DATE

09244 SEP 28 05

FPSC-COMMISSION CLERK

**CERTIFICATE OF SERVICE**  
**Docket No. 041269-TP**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and U.S. Mail this 28<sup>th</sup> day of September, 2005 to the following:

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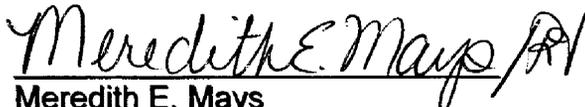
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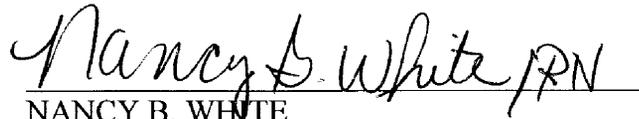
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Meredith E. Mays  
Meredith E. Mays

(+ )signed Protective Agreement  
(\* ) via FedEx

Respectfully submitted this 28<sup>th</sup> day of September, 2005.

BELLSOUTH TELECOMMUNICATIONS, INC.

Handwritten signature of Nancy B. White in cursive, followed by the initials "RN" in a stylized font.

NANCY B. WHITE  
c/o Nancy H. Sims  
150 So. Monroe Street, Suite 400  
Tallahassee, FL 32301  
(305) 347-5558

Handwritten signature of R. Douglas Lackey in cursive, followed by the initials "RN" in a stylized font.

R. DOUGLAS LACKEY  
JAMES MEZA III  
ROBERT CULPEPPER  
Suite 4300, BellSouth Center  
675 W. Peachtree St., NE  
Atlanta, GA 30375  
(404) 335-0769

COUNSEL FOR BELLSOUTH  
TELECOMMUNICATIONS, INC.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: )  
 ) Docket No. 041269-TP  
Petition to Establish Generic Docket to )  
Consider Amendments to Interconnection )  
Agreements Resulting From Changes of Law ) Filed: September 28, 2005  
 )

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

COMES NOW, BellSouth Telecommunications, Inc. ("BellSouth"), pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, and files its Request for Specified Confidential Classification.

1. On September 7, 2005, BellSouth filed its Responses to DIECA Communications, Inc. d/b/a Covad Communications Company's (hereinafter "Covad") First Set of Interrogatories and First Request for Production of Documents. BellSouth's Response to Covad's First Set of Interrogatories, Item No. 1 contains information that is proprietary to BellSouth. BellSouth's Response to Covad's First Request for Production of Documents, Item No. 1 contains information that the CLECs may consider to be proprietary. In addition, on September 7, 2005 BellSouth filed a Notice of Intent to Request Specified Confidential Classification.

2. Pursuant to Rule 25-22.06(3)(a), BellSouth hereby files this Request for Specified Confidential Classification because the information contained in BellSouth's Responses to Covad's First Set of Interrogatories and First Request for Production of Documents includes information that is proprietary to BellSouth and information that the CLECs may consider to be confidential business information, respectively. A more specific description of this information is contained in Attachment A. Public disclosure of this information may cause harm to

BellSouth and the CLECs. Therefore, absent further information by the CLECs, such information should be classified as confidential business information pursuant to Section 364.24 and Section 364.183, *Florida Statutes*. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

3. Attachment A to BellSouth's Request for Confidential Classification contains an explanation of the proprietary information along with a list that identifies the location of the information designated by BellSouth as confidential.

4. Attachment B to BellSouth's Request for Confidential Classification is redacted copies of the document containing the confidential information.

5. Attachment C to BellSouth's Request for Confidential Classification is a highlighted copy of the document containing the confidential information.

6. The original of this Request was filed today with the Division of the Commission Clerk and Administrative Services and a copy was served on the Parties.

WHEREFORE, based on the foregoing, BellSouth respectfully requests that, pursuant to Section 364.183, Florida Statutes, unless articulated otherwise by the CLECs because it is their information, 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 28<sup>th</sup> day of September, 2005.

BELLSOUTH TELECOMMUNICATIONS, INC.

Handwritten signature of Nancy B. White in cursive, followed by the initials "RN" in a stylized font.

NANCY B. WHITE

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Handwritten signature of R. Douglas Lackey in cursive, followed by the initials "RN" in a stylized font.

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COUNSEL FOR BELLSOUTH  
TELECOMMUNICATIONS, INC.

**ATTACHMENT A**

**BellSouth Telecommunications, Inc.**  
**FPSC Docket No. 041269-TP**  
**Request for Confidential Classification**  
**Page 1 of 4**  
**09/28/05**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF RESPONSES TO COVAD'S  
FIRST INTERROGATORY, ITEM NO. 1 AND FIRST REQUEST FOR PRODUCTION  
OF DOCUMENTS, ITEM NO 1, FILED SEPTEMBER 28, 2005 IN  
FLORIDA DOCKET NO. 041269-TP**

**Explanation of Proprietary Information**

1. This information contains business information related to competitive interests of BellSouth that is proprietary to BellSouth. Disclosure of this data would impair the competitive business and cause harm to BellSouth. Specifically, this information relates to line counts of HDSL UNE Loops and information consisting of the number of working lines detailed by wire center. Consequently, this information should be classified as proprietary, confidential business information pursuant to Section 364.183(3)(e), Florida Statutes and is exempt from the Open Records Act.
2. This information arguably contains confidential business information related to competitive interests of the CLECs. The CLECs may argue that the disclosure of this data would impair the competitive business and cause harm to the CLECs.

ATTACHMENT A

BellSouth Telecommunications, Inc.  
FPSC Docket No. 041269-TP  
Request for Confidential Classification  
Page 2 of 4  
09/28/05

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF RESPONSES TO COVAD'S  
FIRST INTERROGATORY, ITEM NO. 1 AND FIRST REQUEST FOR PRODUCTION  
OF DOCUMENTS, ITEM NO 1, FILED SEPTEMBER 28, 2005 IN  
FLORIDA DOCKET NO. 041269-TP

Location Reason

**Interrogatory, Item No. 1**

<u>Pages</u>	<u>Column Labeled</u>	
All	Wire Center	1
All	Total HDSL UNE Loops	1

**Production of Documents, Item No. 1**

<u>Location</u>	<u>Bate Stamped Page Numbers</u>	
BellSouth wire center CLLI code(s)	2, 5, 8, 13, 19, 21, 22, 25, 27, 29, 32, 54, 69, 78, 82	1
BellSouth wire centers listed in SBC's Response to BellSouth's Admission (SBC used the service copy of BellSouth's Admission to prepare its responses.)	87, 88	1, 2
CLEC's Response to BellSouth's Admission	2, 5, 6, 10, 15, 22, 27, 29, 32 54, 69, 78, 82	2
Entire 3 <sup>rd</sup> paragraph	25	2
ITC^DeltaCom's Confidential Attachment A	44-47	2
FDN Communications Confidential Attachment	67	2

**ATTACHMENT B**

**BellSouth Telecommunications, Inc.  
FPSC Docket No. 041269-TP  
Request for Confidential Classification  
Page 3 of 4  
09/28/05**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF RESPONSES TO COVAD'S  
FIRST INTERROGATORY, ITEM NO. 1 AND FIRST REQUEST FOR PRODUCTION  
OF DOCUMENTS, ITEM NO 1, FILED SEPTEMBER 28, 2005 IN  
FLORIDA DOCKET NO. 041269-TP**

**TWO REDACTED COPIES FOR PUBLIC DISCLOSURE**

**ATTACHMENT C**

**BellSouth Telecommunications, Inc.  
FPSC Docket No. 041269-TP  
Request for Confidential Classification  
Page 4 of 4  
09/28/05**

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF RESPONSES TO COVAD'S  
FIRST INTERROGATORY, ITEM NO. 1 AND FIRST REQUEST FOR PRODUCTION  
OF DOCUMENTS, ITEM NO 1, FILED SEPTEMBER 28, 2005 IN  
FLORIDA DOCKET NO. 041269-TP**

**ONE HIGHLIGHTED COPY**