

BEFORE THE
FLORIDA PUBLIC SERVICE COMMISSION

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In Re: Petition of New Talk, Inc. For)
Designation as an Eligible Telecommunications)
Carrier)

COMMISSION
CLERK. 080673-TX

MOTION FOR CONFIDENTIAL TREATMENT OR CLASSIFICATION

COMES NOW New Talk, Inc. and requests confidential treatment or classification for a contractual document requested by Commission Staff its General Data Request dated December 10, 2008. In support of this request, New Talk shows as follows:

Question 3 requests in part "any ... Commercial agreements New Talk, Inc. currently has in Florida with other telecommunications carriers..." New Talk has a Commercial Agreement with AT&T Florida (formerly BellSouth) which is the subject of a non-disclosure agreement between the parties. New Talk believes that it is contractually obligated to seek confidential treatment of this document which is not available to competitors and is considered proprietary to the parties thereto.

A copy of this document is attached under seal. It is simultaneously being provided to Staff in sealed envelopes along with New Talk's responses to the General Data Requests.

COM _____
ECR _____
GCL 1
OPC _____
RCP
SSC _____
SGA _____
ADM _____
CLK 1

This confidentiality request was filed by or for a "telco" for DNO019509. 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

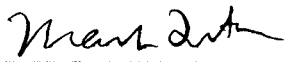
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FPSC-COMMISSION CLERK

WHEREFORE, PREMISES CONSIDERED, New Talk prays that the attached contract be deemed confidential and be granted all protections afforded to confidential information provides by Rule 25-22.006.

Respectfully submitted,

Mark Foster
Attorney at Law
702 Rio Grande Street
Austin, TX 78701
(512) 708-8700
(512) 697-0058/fax

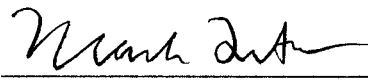
By: 
Texas Bar No. 07293850
mark@mfoosterlaw.com
Attorney for New Talk, Inc

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the above and foregoing document was served on the following individuals on this the 7th day of January, 2009.

Ms. Catherine Beard
Public Service Commission
Capital Circle Office Center
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Via email


Mark Foster

STATE OF FLORIDA

COMMISSIONERS:
MATTHEW M. CARTER II, CHAIRMAN
LISA POLAK EDGAR
KATRINA J. MCMURRIAN
NANCY ARGENZIANO
NATHAN A. SKOP



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
(850) 413-6770

Public Service Commission

ACKNOWLEDGEMENT

DATE: January 8, 2009

TO: Mark Foster, Attorney At Law

FROM: Ruth Nettles, Office of Commission Clerk

RE: **Acknowledgement of Receipt of Confidential Filing**

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 080673 or, if filed in an undocketed matter, concerning contractual document requested by staff in its General Data Request dated 12/10/08, and filed on behalf of New Talk. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

DOCUMENT NUMBER-DATE
00195 JAN-8 09
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