

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate) DOCKET NO. 920188-TL
increase by GTE FLORIDA) ORDER NO. PSC-92-0846-CFO-TL
INCORPORATED.) ISSUED: 08/20/92

ORDER GRANTING IN PART AND DENYING IN PART
REQUEST FOR CONFIDENTIAL CLASSIFICATION
OF DOCUMENT NO. 6653-92

On June 23, 1992, GTE Florida Incorporated (GTEFL or the Company) filed a Notice of Intent to Seek Confidential Classification for responses provided by GTE Communications Corporation (GTECC), through GTEFL, to the Office of Public Counsel's (OPC) Interrogatory Nos. 311, 315, 318, 323 in this docket. On July 14, 1992, GTEFL filed its Request for Confidential Classification of the material at issue. On July 22, 1992, the Company filed an Amended Request for Confidential Classification. The material has been assigned Document No. 6653-92.

Interrogatory No. 311

GTEFL asks that information found on page 1, lines 1-3 be held to be confidential because it reveals the GTECC departments and organizations involved in the sale of simple inside wiring maintenance plans and the respective percentage of inside wire maintenance plan sales of each of those organizations.

Interrogatory No. 315

The Company asks that information found on page 1, line 4 and page 2, lines 1-4 be held to be confidential because it reveals the number of GTECC employees who perform simple inside wire maintenance with that data broken down by title, compensation, and percentage of compensation charged to inside wire codes.

Interrogatory No. 318

The Company asks that information found on page 2, lines 5-7 be held to be confidential because it reveals, by title, the number of employees of the intrastate regulated portion of GTECC whose time is normally charged to complex inside wiring operations.

Interrogatory No. 323

The Company asks that information found on page 2, line 8 and page 3, lines 1-3 be held to be confidential because it reveals the number of GTECC employees who perform complex inside wire

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maintenance and installation with that data broken down by title, compensation and percentage of compensation charged to inside wire codes.

The Company asserts that both GTEFL and GTECC treat the aforementioned material---provided in response to Interrogatory Nos. 311, 315, 318, and 323---as private, that it has not been disclosed, and that disclosure of the material would harm the competitive interests of GTECC.

Upon review, I find that the requested information provided in response to Interrogatory Nos. 311 and 323 is entitled to protection from disclosure by Section 364.183, Florida Statutes, and shall grant the Company's request for confidential treatment of the material. This is because the material has not been publicly disclosed, involves the competitive interests of GTECC, and public disclosure would harm those interests. The same is true of the numbers and percentages found on the lines requested by the Company for its responses to Interrogatory Nos. 315 and 318. However, I find that the words on the lines requested by the Company for its responses to Interrogatory Nos. 315 and 318 do not reveal information which would harm the competitive interests of GTECC. Thus, I shall grant the Company's request for confidential classification of the numbers and percentages provided in response to Interrogatory Nos. 315 and 318, and deny confidential classification of the words provided in response to those Interrogatories.

Therefore, it is

ORDERED by Chairman Thomas M. Beard, as Prehearing that GTE Florida Inc.'s Amended Request for Confidential Classification of Document No. 6653-92 is hereby granted in part and denied in part as set forth in the body of this Order. It is further

By ORDER of Chairman Thomas M. Beard, as Prehearing Officer, this 20th day of August, 1992.


THOMAS M. BEARD, Chairman
and Prehearing Officer

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.038(2), Florida Administrative Code, if issued by a Prehearing Officer; (2) reconsideration within 15 days pursuant to Rule 25-22.060, Florida Administrative Code, if issued by the Commission; or (3) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Director, Division of Records and Reporting, in the form prescribed by Rule 25-22.060, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.