

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for a rate ) DOCKET NO. 920188-TL  
 increase by GTE FLORIDA ) ORDER NO. PSC-92-1380-CFO-TL  
 INCORPORATED. ) ISSUED: 12/2/92

ORDER GRANTING IN PART AND DENYING IN  
 PART CONFIDENTIAL TREATMENT TO DOCUMENT NO 11152-92

On September 24, 1992, pursuant to Rule 25-22.006, Florida Administrative Code, GTE Florida Inc. (GTEFL or the Company), filed a Request for Confidential Treatment of certain material contained in the Rebuttal testimony of GTEFL witnesses Scudder and Barrett. On November 12, 1992, the company filed an Amended Request which included the required line and column references to the material. We have assigned Document No. 11152-92 to the material (cross reference Documents Nos.13321-92, 10156-92, and 10157-92).

GTEFL asserts that the information at issue relates to unregulated affiliates of GTEFL. Specifically, the Company argues that the material in Mr. Scudder's testimony for which confidential classification is sought contains detailed information regarding GTE Data Services (GTEDS) pricing, vendor pricing, and GTEDS' relative pricing position within the industry. GTEFL contends that the material in Mr. Barrett's testimony contains information regarding GTE Communications Corporation (GTECC) revenues/expenses associated with its services and operations.

The Company argues that the material relates to competitive interests, and that disclosure of the material would cause competitive harm to the unregulated affiliates. As such, the Company asserts that material falls within the definition of proprietary business information as set forth at Section 364.183(3)(e), Florida Statutes and is, therefore, entitled to confidential classification. The specific material for which the Company seeks confidential treatment is found within the referenced documents at:

MR. BARRETT		
PAGE NO.	LINE NOS.	COLUMNS
Rebuttal Testimony, Page 3	13	
Rebuttal Schedule 1, Page 1	1 - 8	A - E
Rebuttal Schedule 2, Page 1	1 - 39	A - F

DOCUMENT NUMBER-DATE

14004 DEC-2 1992

ORDER NO. PSC-92-1380-CFO-TL  
DOCKET NO. 920188-TL  
PAGE 2

MR. BARRETT		
PAGE NO.	LINE NOS.	COLUMNS
Rebuttal Schedule 2, Page 2	1 - 35	A - F
Rebuttal Schedule 2, Page 3	1 - 29	A - F
Rebuttal Schedule 2, Page 4	1 - 28	A - F
Rebuttal Schedule 2, Page 5	1 - 33	A - F
Rebuttal Schedule 2, Page 6	1 - 29	A - F
Rebuttal Schedule 2, Page 8	1 - 17	A - F
Rebuttal Schedule 2, Page 9	1 - 17	A - F
Rebuttal Schedule 2, Page 10	1 - 31	A - F
Rebuttal Schedule 2, Page 11	1 - 17	A - F
Rebuttal Schedule 2, Page 12	1 - 17	A - F
Rebuttal Schedule 2, Page 13	1 - 31	A - F
Rebuttal Schedule 2, Page 14	1 - 38	A - G
Rebuttal Schedule 2, Page 15	1 - 7	A - G
Rebuttal Schedule 2, Page 16	1 - 38	A - N
Rebuttal Schedule 2, Page 17	1 - 37	A - N
Rebuttal Schedule 2, Page 18	1 - 43	A - N
Rebuttal Schedule 2, Page 7	1 - 11	A - B

MR. SCUDDER		
PAGE NO.	LINE NOS.	COLUMNS
Rebuttal Schedule 2, Page 2	1 - 14	A - D
Rebuttal Schedule 2, Page 3	1 - 7	A - K
Rebuttal Schedule 2, Page 4	1 - 10	A - H
Rebuttal Schedule 2, Page 5	1 - 9	A - H
Rebuttal Schedule 2, Page 6	1 - 9	A - G
Rebuttal Schedule 2, Page 7	1 - 9	A - H
Rebuttal Schedule 2, Page 8	1 - 11	A - H
Rebuttal Schedule 2, Page 9	1 - 11	A - H
Rebuttal Schedule 2, Page 10	1 - 8	A - F

Upon review of the pleading and the material at issue, with one exception, I find the material to be as represented by the Company and agree that disclosure of the material would cause competitive harm to the aforementioned GTEFL affiliates. The exception is the vendor averages in columns A-D, line 10, page 2 of 10, TFS-2. This material has been previously disclosed in other versions of the pleading and therefore cannot be granted confidential treatment under the Statute. Thus, I shall grant the Company's Amended Request for Confidential Treatment of Document No. 11152-92 with the exception of the previously disclosed numbers found on line 10, page 2 of 10, TFS-2.

Therefore, it is

ORDERED by Chairman Thomas M. Beard, as Prehearing Officer, that the GTE Florida Incorporated's Amended Request for Confidential Treatment of Document No. 11152-92 is hereby granted except for the disclosed numbers on line 10, page 2 of 10, TFS-2. (Cross reference Documents Nos.13321-92, 10156-92, and 10157-92.) It is further

ORDERED that pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, the

ORDER NO.  
DOCKET NO. 920188-TL  
PAGE 4

confidentiality granted to the documents specified herein shall expire eighteen (18) months from the date of issuance of this Order in the absence of a renewed request for confidentiality pursuant to Section 364.183. It is further

ORDERED that this Order will be the only notification by the Commission to the parties concerning the expiration of the confidentiality time period.

By ORDER of Chairman Thomas M. Beard, as Prehearing Officer, this 2nd day of December, 1992.



THOMAS M. BEARD, Chairman  
and Prehearing Officer

( S E A L )

CWM

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

ORDER NO. PSC-92-1380-CFO-TL  
DOCKET NO. 920188-TL  
PAGE 5

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.