

ORIGINAL

**McWHIRTER REEVES**  
ATTORNEYS AT LAW

TAMPA OFFICE:  
400 NORTH TAMPA STREET, SUITE 2450  
TAMPA, FLORIDA 33602  
P. O. BOX 3350 TAMPA, FL 33601-3350  
(813) 224-0866 (813) 221-1854 FAX

PLEASE REPLY TO:

TALLAHASSEE

TALLAHASSEE OFFICE:  
117 SOUTH GADSDEN  
TALLAHASSEE, FLORIDA 32301  
(850) 222-2525  
(850) 222-5606 FAX

May 3, 2002

**VIA HAND DELIVERY**

Blanca S. Bayo, Director  
Division of Records and Reporting  
Betty Easley Conference Center  
4075 Esplanade Way  
Tallahassee, Florida 32399-0870

RECEIVED-FPSC  
02 MAY -3 PM 4:14  
COMMISSION  
CLERK

Re: Docket No.: 011119-TP

Dear Ms. Bayo:

On behalf of XO Florida, Inc. (XO), enclosed for filing and distribution are the original and 1 copy of the following:

- ▶ XO Florida, Inc.'s Notice of Intent to Request Specified Confidential Classification for Confidential Responses to Staff's First Set of Interrogatories (Nos. 1 - 9) to XO Florida, Inc.

Please acknowledge receipt of the above on the extra copy of each and return the stamped copies to me. Thank you for your assistance.

Sincerely,

*Vicki Gordon Kaufman*

Vicki Gordon Kaufman

AUS \_\_\_\_\_  
CAF \_\_\_\_\_  
CMP \_\_\_\_\_  
COM \_\_\_\_\_  
CTR \_\_\_\_\_  
ECR \_\_\_\_\_  
GCL \_\_\_\_\_  
OPC \_\_\_\_\_  
MMS \_\_\_\_\_  
SEC \_\_\_\_\_  
OTH \_\_\_\_\_

VGK/bae  
Enclosure

RECEIVED & FILED  
*RJM*  
FPSC-BUREAU OF RECORDS

McWHIRTER, REEVES, MCGLOTHLIN, DAVIDSON, DECKER, KAUFMAN, ARNOLD & STEEN, P.A.

DOCUMENT NUMBER-DATE  
04845 MAY-32  
FPSC-COMMISSION CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition by XO Florida,  
Inc. for arbitration of  
Unresolved issues with BellSouth  
Telecommunications, Inc.

Docket No.: 011119-TP  
Filed: May 3, 2002

**XO FLORIDA, INC.'S NOTICE OF INTENT TO REQUEST SPECIFIED  
CONFIDENTIAL CLASSIFICATION FOR CONFIDENTIAL RESPONSES TO  
STAFF'S FIRST SET OF INTERROGATORIES (Nos. 1 – 9) TO XO FLORIDA, INC.**

XO Florida, Inc. (XO), pursuant to Rule 25-22.006, Florida Administrative Code, files this Notice of Intent to Request Specified Confidential Classification.

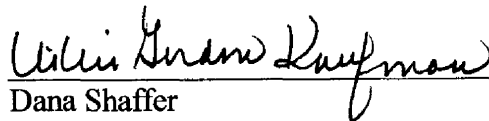
1. On May 3, 2002, XO filed its responses to Staff's First Set of Discovery to XO. XO's response to Interrogatory 1(a) contains information regarding the types of loops XO purchases from BellSouth under the current Interconnection Agreement. XO's response to Interrogatory 4 (b) contains information regarding the structure of XO's network. XO's response to Interrogatory 5 (c) contains information regarding the type of service XO provides, and where it serves customers. XO considers this information to be confidential proprietary business information. Disclosure of this information could severely harm XO's competitive interests in the marketplace.

2. Because the discovery responses contain information XO considers to be confidential proprietary business information, XO files this Notice of Intent to Request Specified Confidential Classification pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, in order to allow Commission Staff to take possession of the discovery responses without delay. XO will file a Request for Confidential Classification 21 days from the filing of this Notice. The original of this Notice has been filed with the Division of Records and Reporting, and a copy has been served on all parties of record.

DOCUMENT NUMBER-DATE

04845 MAY-30

FPSC-COMMISSION CLERK



Dana Shaffer  
XO Communications, Inc.  
105 Molloy Street, Suite 300  
Nashville, Tennessee 37201-2315  
(615) 777-7700 (telephone)  
(615) 345-1564 (fax)

John Doyle  
Parker, Poe, Adams & Bernstein  
Post Office Box 389  
1400 First Union Capital Center  
Raleigh NC 27602-0389  
(919) 890-4173 (telephone)  
(919) 835-4541 (fax)

Vicki Gordon Kaufman  
McWhirter, Reeves, McGlothlin, Davidson,  
Decker, Kaufman, Arnold & Steen, P.A.  
117 South Gadsden Street  
Tallahassee, Florida 32301  
(850) 222-2525 (telephone)  
(850) 222-5606 (fax)

Attorneys for XO Florida, Inc.

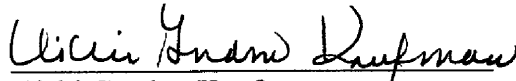
**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing XO Florida, Inc.'s Notice of Intent to Request Specified Confidential Classification has been furnished by (\*) hand delivery or by U. S. Mail on this 3rd day of May 2002 to the following:

(\*) Jason Fudge  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399

(\*) James Meza  
BellSouth Telecommunications, Inc.  
c/o Nancy Sims  
150 South Monroe Street  
Suite 400  
Tallahassee, Florida 32301

Patrick Turner  
BellSouth Telecommunications, Inc.  
675 West Peachtree Street, Suite 430  
Atlanta, Georgia 30375

  
Vicki Gordon Kaufman