

ORIGINAL

Legal Department

Nancy B. White
General Counsel - FL

BellSouth Telecommunications, Inc.
150 South Monroe Street
Room 400
Tallahassee, Florida 32301
(305) 347-5558

July 20, 2004

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

RECEIVED-FPSC
04 JUL 20 PM 4:39
COMMISSION
CLERK

**Re: Undocketed Matter:
2004 Incumbent Local Exchange Carrier (ILEC) Data Request**

Dear Ms. Bayó:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Specified Confidential Classification for BellSouth's Responses to Staff's data request dated June 3, 2004 for Item Nos. 1, 4, 5 and 6 and *Supplemental* response to Item No. 1. These responses contain confidential information. Please file this Request in the captioned matter.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return a copy to me.

Sincerely,

Nancy B White/px
Nancy B. White

- CMP _____
- COM _____
- CTR _____
- ECR _____ Enclosures
- GCL 1 cc: All Parties of Record
- OPC _____ Marshall M. Criser III
- MMS 1 R. Douglas Lackey
- RCA _____ Roberta S. Bass
- SCR _____
- SEC 1
- OTH 1 conf records

This request for confidentiality was filed by or on behalf of a telecommunications company for undocketed Confidential Document No. 07913-04. No ruling is required unless the material is subject to a request per 119.07, FS. Your division director must obtain written permission from the EXD/Tech for you to access the confidential material.

(See 07704-04 + 07853-04)

RECEIVED & FILED

[Signature]
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

07912 JUL 20 04

FPSC-COMMISSION CLERK

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

2004 Incumbent Local Exchange)
Carrier (ILEC) Data Request)
_____)

Undocketed

Filed: July 20, 2004

**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 July 15, 2004, BellSouth filed its Responses to the Florida Public Service Commission's ("Commission") Request related to the status of local competition in Florida. BellSouth's Responses to the Commission's Request, Item Nos. 1, 4, 5 and 6 produced on a proprietary CD-ROM, contain information that is proprietary to BellSouth. In addition, on July 15, 2004 BellSouth filed a Notice of Intent to Request Specified Confidential Classification.

2. On July 19, 2004, BellSouth filed its First Supplemental Response to the Commission's Request related to the status of local competition in Florida. BellSouth's Supplemental Response to the Commission's Request, Item No. 1 produced on a proprietary CD-ROM, contains information that is proprietary to BellSouth. Furthermore, on July 19, 2004 BellSouth filed a Notice of Intent to Request Specified Confidential Classification.

3. Pursuant to Rule 25-22.06(3)(a), BellSouth hereby files this Request for Specified Confidential Classification because the information contained on the CD-ROMs in BellSouth's Responses and Supplemental Response to the Commission's Request, Item No. 1, 4, 5, and 6, include proprietary data relating to confidential information of competing local exchange carriers

DOCUMENT NUMBER-DATE

07912 JUL 20 04

FPSC-COMMISSION CLERK

that is protected under the FCC's Customer Proprietary Network Information Rules and confidential business information utilized by BellSouth to conduct business. A more specific description of this information is contained in Attachment A. Public disclosure of such information would disadvantage BellSouth's customers and potentially harm their ability to compete in the telecommunications market. Additionally, the disclosure of this information would cause competitive harm to BellSouth and provide competitors with an unfair advantage. Therefore, such information should be classified as confidential, customer proprietary 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.

4. 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.

5. Attachment B to BellSouth's Request for Confidential Classification is two CD-ROMs which include redacted copies of the document containing the confidential information.

6. Attachment C to BellSouth's Request for Confidential Classification is the CD-ROM which includes a highlighted copy of the document containing the confidential information.

7. 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, 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 20th day of July, 2004.

BELLSOUTH TELECOMMUNICATIONS, INC.



NANCY B. WHITE

JAMES MEZA III

c/o Nancy Sims

150 South Monroe Street, Suite 400

Tallahassee, FL 32301

(305) 347-5558



R. DOUGLAS LACKEY

675 W. Peachtree St., NE

Atlanta, GA 30375

(404) 335-0747

ATTACHMENT A

BellSouth Telecommunications, Inc.
Undocketed
Request for Confidential Classification
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08/06/04

**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE
TO THE COMMISSION'S REQUEST, ITEM NOS. 1, 4, 5 AND 6,
FILED ON JULY 15, 2004 AND JULY 19, 2004**

Explanation of Proprietary Information

1. This information contains third-party business information related to the competitive interests of third-party companies that is proprietary. Specifically, the subject information is confidential, customer-specific proprietary information that is also protected under the FCC's Customer Proprietary Network information rules, 47 CFR §64.2007. Disclosure of this data would impair the competitive business and cause harm to the third-party companies. 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 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 percentages and line counts of residential and business customers 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.

ATTACHMENT A

BellSouth Telecommunications, Inc.
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Request for Confidential Classification
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REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S RESPONSE
TO THE COMMISSION'S REQUEST, ITEM NOS. 1, 4, 5 AND 6,
FILED ON JULY 15, 2004 AND JULY 19, 2004

REQUEST, ITEM NO. 1, TABLE 1 (excel spreadsheet)

<u>Location</u>	<u>Reason</u>
<u>Column Labeled</u>	
Total VGE Lines	2

REQUEST, ITEM NO. 1, TABLE 2 (excel spreadsheet)

<u>Location</u>	<u>Reason</u>
<u>Column Labeled</u>	
CLEC Name	1
Total VGE Lines	1

REQUEST, ITEM NO. 1, TABLE 3 (excel spreadsheet)

<u>Location</u>	<u>Reason</u>
<u>Column Labeled</u>	
CLEC Name	1
Total Lines	1

ATTACHMENT A

BellSouth Telecommunications, Inc.
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REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE
TO THE COMMISSION'S REQUEST, ITEM NOS. 1, 4, 5 AND 6,
FILED ON JULY 15, 2004 AND JULY 19, 2004

REQUEST, ITEM NO. 1, TABLE 4 (excel spreadsheet)

<u>Location</u>	<u>Reason</u>
<u>Column Labeled</u>	
Total Lines	2

REQUEST, ITEM NO. 4 (word document)

<u>Location</u>	<u>Reason</u>
<u>Table, Column Labeled</u>	
% of Residential lines for which you or your (long distance) affiliate are the provider	2
% of Business lines for which you or your (long distance) affiliate are the provider	2

REQUEST, ITEM NO. 5 (word document)

RESPONSE :

<u>Table, Column Labeled</u>	
# Lines	2
Percentage	2

ATTACHMENT A

BellSouth Telecommunications, Inc.
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELL SOUTH'S RESPONSE
TO THE COMMISSION'S REQUEST, ITEM NOS. 1, 4, 5 AND 6,
FILED ON JULY 15, 2004 AND JULY 19, 2004**

REQUEST, ITEM NO. 6 (a) (word document)

Location

Reason

RESPONSE :

Percentage contained at end of first sentence

2

REQUEST, ITEM NO. 6 (b) (word document)

Location

Reason

Numerics contained in the three bullets

2

ATTACHMENT B

BellSouth Telecommunications, Inc.
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE
TO THE COMMISSION'S REQUEST, ITEM NOS. 1, 4, 5 AND 6,
FILED ON JULY 15, 2004 AND JULY 19, 2004**

TWO REDACTED CD-ROMs FOR PUBLIC DISCLOSURE

ATTACHMENT C

**BellSouth Telecommunications, Inc.
Undocketed
Request for Confidential Classification
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**REQUEST FOR CONFIDENTIAL CLASSIFICATION OF BELLSOUTH'S RESPONSE
TO THE COMMISSION'S REQUEST, ITEM NOS. 1, 4, 5 AND 6,
FILED ON JULY 15, 2004 AND JULY 19, 2004**

ONE HIGHLIGHTED PROPRIETARY CD ROM