

Legal Department

NANCY B. WHITE Assistant General Counsel-Florida

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

December 9, 1997

Mrs. Blanca S. Bayo Director, Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399

RE: Docket No. 971044-TP (National Tel.)

Dear Ms. Bayo:

Enclosed is an original and fifteen copies of BellSouth Telecommunications, Inc.'s Request for Confidential Classification for Exhibit MKT-1 to the Direct Testimony of Margaret K. Thompson, which we ask that you file in the captioned docket.

A copy of this letter is enclosed. Please mark it to indicate that the original was filed and return the copy to me. Copies have been served on the parties shown on the attached Certificate of Service.

Nancy B. White

Enclosures

cc: All Parties of Record

A. M. Lombardo

R. G. Beatty

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## CERTIFICATE OF SERVICE Docket No. 971044-TP

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

U.S. Mail this 9th day of December, 1997 to the following:

Florida Public Service Commission Division of Legal Services 2540 Shumard Oak Boulevard Tallahassee, FL 32399-0850

C. Everett Boyd, Jr.
ERVIN, VARN, JACOBS & ERVIN
305 South Gadsden Street
Tallahassee, Florida 32301
Tel. No. (850) 224-9135
Fax. No. (850) 222-9164
Atty. for National Tel.

Nancy B. White (SW)

PRIGINAL

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition by National	)	Docket No.: 971044-TP
Telecommunications, Inc., for	)	
Resolution of Dispute With	)	
BellSouth Telecommunications, Inc. )	)	
	)	Filed: December 9, 1997

# BELLSOUTH TELECOMMUNICATIONS, INC.'S REQUEST FOR CONFIDENTIAL CLASSIFICATION

BellSouth Telecommunications, Inc. ("BellSouth" or "Company"), hereby files, pursuant to Rule 25-22.006, Florida Administrative Code, its Request For Confidential Classification, and states the following:

- On November 18, 1997, BellSouth filed Direct Testimony for Margaret K. Thompson along with Exhibit MKT-1 along with a Notice of Intent to Request Confidential Classification for the subject information on this cost study Exhibit.
- BellSouth is filing a Request for Confidential Classification for the subject information because Exhibit MKT-1 contains confidential and proprietary business information.
- BellSouth has appended to this Request for Confidential
   Classification as Attachment A a listing of the location of the information
   designated by BellSouth as confidential.
- Appended hereto as Attachment B is two copies of the requested documents with the confidential information deleted.

- Appended hereto as Attachment C is a sealed envelope containing one copy of the documents including the material which is confidential and proprietary.
- The requested cost study exhibit contains information 6. considered to be confidential and proprietary to BellSouth, and includes information containing, among other things, cost, vendor specific and other company proprietary information. It contains competitively sensitive information that reflects specific areas of market growth. Public disclosure of this information would provide BellSouth's competitors with an unfair advantage. The market growth information is valuable to competitors and potential competitors in formulating plans for entry, marketing and overall business strategies. This same information on competitors is not available to BellSouth. This information is valuable, it is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information should be classified as proprietary, confidential business Section 364.183(3)(e), Statutes. Florida information pursuant to Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.
- BellSouth has treated and intends to continue to treat the information for which confidential classification is sought as private, and this information has not been generally disclosed.

8. The original of this Notice has been filed with the Division of Records and Reporting, and a copy has been served on the Division requesting the information.

WHEREFORE, based on the foregoing, BellSouth moves the Commission to enter an order declaring the information described above to be confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 9th day of December, 1997.

BELLSOUTH TELECOMMUNICATIONS, INC.

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150 South Monroe Street, Suite 400
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(305) 347-5555

WILLIAM J. ELLENBERG II J. PHILLIP CARVER 675 W. Peachtree Street Suite 4300 Atlanta, Georgia 30375 (404) 335-0711

## ATTACHMENT A

BellSouth Telecommunications, Inc. FPSC Docket 971044-TP Request for Confidential Classification Page 1 12/09/97

REQUEST FOR CONFIDENTIAL CLASSIFICATION OF DATA FILED AS AN EXHIBIT (MKT-1) TO THE DIRECT TESTIMONY OF MARGARET THOMPSON ON NOVEMBER 18, 1997 IN DOCKET 971044-TP.

#### **EXPLANATION OF PROPRIETARY INFORMATION**

This information contains actual unit cost information for discrete cost elements for the item under study. These costs reflect BellSouth's long run incremental cost of providing these elements on a going forward basis. Public Disclosure of this information would provide BellSouth's competitors with an advantage in that they would know the price or rate below which BellSouth could not provide the service. The data is valuable to competitors and potential competitors in formulating strategic plans for entry, pricing, marketing, and overall business strategies concerning access services. This same information on competitors is not available to BellSouth. This information is valuable, it is used by BellSouth in conducting its business and BellSouth strives to keep it secret. Therefore, such information is a trade secret which should be classified as proprietary, confidential business information pursuant to Section 364.183, Florida Statutes and is exempt from the Open Records Act.

#### LOCATION OF PROPRIETARY MATERIAL

#### ITEM

### BASIS FOR REQUEST

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