

ORIGINAL

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January 19, 1999

BY HAND DELIVERY

Ms. Blanca Bayo, Director
Division of Records and Reporting
Room 110, Easley Building
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

RECEIVED - RECORDS AND REPORTING
99 JAN 19 PM 3:22
RECEIVED - FPSC

Re: Docket No. 981008-TP

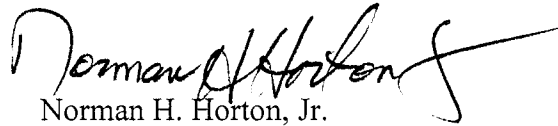
Dear Ms. Bayo:

Enclosed for filing on behalf of e.spire Communications, Inc. is an original and fifteen copies of e.spire's Motion for Confidential Treatment.

Please acknowledge receipt of these documents by stamping the extra copy of this letter "filed" and returning the same to me.

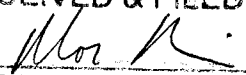
Thank you for your assistance with this filing.

Sincerely,


Norman H. Horton, Jr.

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- JPC _____
- RCH _____
- SEC _____
- WAS _____
- OTH _____

NHH/amb
Enclosures
cc: James C. Falvey, Esq.
Parties of Record

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

 JAN 19 99

FPSC-RECORDS/REPORTING

ORIGINAL

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Request for arbitration concerning)
complaint of American Communication)
Services of Jacksonville, Inc. d/b/a)
e.spire Communications, Inc. and ACSI)
Local Switched Services, Inc. d/b/a e.spire)
Communications, Inc. against BellSouth)
Telecommunications, Inc. regarding)
reciprocal compensation for traffic)
terminated to Internet service providers.)
_____)

DOCKET NO. 981008-TP
FILED: January 19, 1999

MOTION FOR CONFIDENTIAL TREATMENT

Comes now American Communication Services of Jacksonville, Inc. d/b/a e.spire Communications, and ACSI Local Switched Services, Inc. d/b/a e.spire Communications, Inc. (collectively "e.spire" or the "Company") and requests the Commission grant confidential treatment to the information specified and as basis would show:

1. On November 12, 1998 e.spire prefiled direct testimony of Kevin Cummings in this docket together with two exhibits. When the testimony and exhibits were filed, e.spire submitted a notice asserting that portions of prefiled exhibit KAC-2 contained information deemed proprietary and confidential pursuant to section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code.

2. The specific pages and material deemed confidential are as follows:

A. Invoices from e.spire to BellSouth Telecommunications, Inc. at pages 1, 2, 36, 37, 68, 69, 102, 103, 137, and 138. Contained on these invoices are minutes of use, total due and rate.

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DOCUMENT NUMBER-DATE
00680 JAN 19 99
FPC-RECORDS/REPORTING

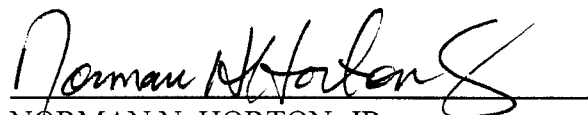
B. Daily peg count and usage data on pages 3 to 31, 38 to 65, 70 to 99, 104 to 134, and 139 to 167. The columns on these pages reflect message counts and usage on a daily basis for the months shown.

C. Summary of daily terminating and originating local messages and minutes on pages 32 and 33 . The columns on these pages and summary box include terminating and originating messages and usage.

3. All of the information on the exhibit which is deemed confidential represents usage data or data from which usage can be calculated (i.e., invoices). Usage data is highly sensitive information which reflect the business plans and efforts of e.spire and such information has a value to e.spire and its competitors. If usage data is publicly released, competitors can analyze the success of a business plan, develop traits and patterns and can use the product of e.spire's efforts to their benefit. e.spire has treated and continues to treat usage data as confidential and such data is included within the protected information of section 364.183, Florida Statutes.

Wherefore, for the reasons cited, e.spire requests the entry of an order finding the listed data to be confidential business information pursuant to section 364.183, Florida Statutes.

Respectfully submitted on January 19, 1999.



NORMAN N. HORTON, JR.
Messer, Caparello & Self, P.A.
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Tallahassee, FL 32302-1876
(850) 222-0720

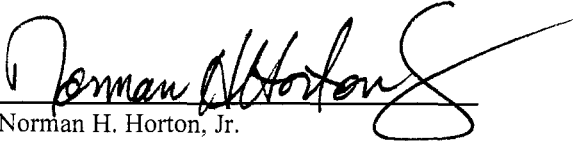
Attorneys for e.spire Communications, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that true and correct copies of e.spire Communications, Inc.'s Motion for Confidential Treatment have been served upon the following parties by Hand Delivery (*) and/or U. S. Mail this 19th day of January, 1999.

Beth Keating, Esq.*
Division of Legal Services, Room 370
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

Ms. Nancy White*
c/o Ms. Nancy Sims
BellSouth Telecommunications, Inc.
150 S. Monroe Street, Suite 400
Tallahassee, FL 32301


Norman H. Horton, Jr.