

LAW OFFICES

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January 22, 2004

COMMISSION CLERK

BY HAND DELIVERY

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

Re: Docket No. 030852-TP - Confidential Exhibit MJB-1 for the Rebuttal Testimony of

Marva Brown Johnson on behalf of KMC Telecom III, LLC

Dear Ms. Bayó:

KMC Telecom III, LLC, pursuant to Section 364.183(1), Florida Statutes, hereby claims that certain information provided in the Exhibit MJB-1 for the Rebuttal Testimony of Marva Brown Johnson on behalf of KMC Telecom III, LLC, contains confidential and proprietary business information that should be held exempt from public disclosure. Pursuant to Rule 25-22.006(5), Florida Administrative Code, in the attached envelope is one paper copy of the confidential document.

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

Thank you for your assistance with this filing.

Sincefely,

Floyd R. Self

FRS/amb Enclosures

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SEC 1

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cc: Parties of Record

This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DN 1 3 - 0 1 . The document is in locked storage pending advice on handling. To access the material, your name must be on the CASR. If undocketed, your division director must obtain written EXD/Tech permission before you can access it.

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