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October 31, 2005

VIA HAND DELIVERY

Ms. Blanca S. Bayo, Director Division of the Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0870

Re: Docket No. 050693-TL; Alltel Florida, Inc.'s Petition to Reduce Intrastate Switched Access Rates in a Revenue Neutral Manner Pursuant to Section 364.164, Florida Statutes.

Dear Ms. Bayo:

Enclosed for filing on behalf of Alltel Florida, Inc. ("Alltel") are the original and fifteen (15) copies of Alltel's Fourth Motion for Temporary Protective Order.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning the same to this writer.

Thank you for your assistance in this matter.

Sincerely,

J. Jeffry Wahlen

Enclosures

cc: Charles J. Beck, Office of Public Counsel (w/encls.)
Jason Rojas, Staff Counsel (w/encls.)

DOCUMENT NUMBER-DATE

10518 OCT 318

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Alltel Florida, Inc.'s Petition)		
To Reduce Intrastate Switched Network)		
Access Rates In A Revenue Neutral	')	Docket No.:	050693-TL
Manner Pursuant to Section 364.164,)	Filed:	10.31.05
Florida Statutes)		
	_)		

ALLTEL'S FOURTH MOTION FOR TEMPORARY PROTECTIVE ORDER

Pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183(2), Florida Statutes, Alltel-Florida, Inc. ("Alltel") by and through its undersigned counsel, requests that the Florida Public Service Commission enter a Temporary Protective Order covering certain proprietary information provided to the Office of Public Counsel in response to Staff's Second Request for Production of Documents ("Staff Second RPD") and Staff's Second Set of Interrogatories ("Staff Second IRR"), exempting the information from Section 119.07(1), Florida Statutes. In support, Alltel states as follows:

- 1. Contemporaneous with the filing of this request, Alltel served its Answers to Staff's Second Set of Interrogatories and Response to Staff's Second Request for Production of Documents on counsel for the Staff and Office of Public Counsel. Alltel's answers and responses contain information that Alltel asserts is proprietary confidential business information, specifically, Alltel's Answers to Staff's Second Set of Interrogatories, Nos. 65, 67 and 68 [hereinafter "Confidential Material"]. This Confidential Material was provided to Staff on a CD that was filed with the Division of Commission Clerk and Administrative Services and Alltel's Fourth Notice of Intent to Request Confidential Classification.
 - 2. Section 364.183(2), Florida Statutes, provides in relevant part:

Any records provided pursuant to a discovery request for which proprietary confidential business information status is requested shall be treated by the commission and the Office of Public Counsel and any other party subject to the public records law as confidential and shall be exempt from s. 119.07(1), pending a formal ruling on such request by the commission or the return of the records to the person providing the records.

3. Alltel considers the Confidential Material described above to be proprietary and confidential. Pursuant to Rule 25-22.006(6)(c), Florida Administrative Code, Alltel is requesting this temporary protective order to protect the confidentiality of the information while in possession of the Office of Public Counsel and the Commission pending Alltel's submission of a Request for Confidential Classification and a determination as to whether the Confidential materials will be used in a proceeding before the Commission. Pending further ruling by the Commission regarding the confidential classification of the information, the information should be treated in a confidential manner pursuant to Section 364.183(2), Florida Statutes, and Rule 25-22.006. Florida Administrative Code.

WHEREFORE, Alltel requests a Temporary Protective Order exempting from s. 119.07(1), Florida Statutes, the Confidential Material described herein while in the possession of the Office of Public Counsel, pending Alltel's submission of a Request for Confidential Classification specifically addressing those materials.

DATED this 31st day of October, 2005.

J. JEFFRY WAHLEN
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Tallahassee, Florida 32302
850.425.5471 (direct)

and

STEPHEN B. ROWELL Alltel Communications One Allied Drive, B5F11 Little Rock, AR 72203-2177 (501) 905-8460

ATTORNEYS FOR ALLTEL FLORIDA, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct of the foregoing was served by hand delivery and electronic mail this 31st day of October, 2005, to the following:

Jason Rojas Florida Public Service Commission Division of Legal Services 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0850 Charles J. Beck, Deputy Public Counsel Office of Public Counsel c/o The Florida Legislature 111 West Madison Street, Room 812 Tallahassee, Florida 32399-1400

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