



April 14, 2009

Via Overnight Delivery
Ms. Ann Cole, Commission Clerk
Office of the Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

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09 APR 15 AM 10:28
COMMISSION
CLERK

Re: **Docket 060476-TL; PayTel Communications, Inc. of the Southeast's Request for Confidential Classification of Materials filed in response to FPSC Staff's Second Set of Data Requests dated March 13, 2009**

Dear Ms. Cole:

Enclosed for filing in the above referenced Docket are an original and three copies (one highlighted and two redacted versions) of Pay Tel Communications, Inc. of the Southeast, ("PayTel") responses to the above-referenced Staff Data Request, dated March 13, 2009.

Pursuant to Section 364.183, Florida Statutes, and Rule 25-22.006, Florida Administrative Code, Pay Tel hereby makes a claim of confidentiality for and requests confidential treatment of these responses. The responses contain confidential trade secret and proprietary business information, the disclosure of which would materially impair the competitive business interests of PayTel.

Accompanying these materials, and also enclosed for filing in the above referenced Docket, are an original and three copies of PayTel's Request for Confidential Classification of its responses to the above referenced Staff Data Request.

Thank you in advance for your assistance in the processing of these filings, and please advise if there are any questions or further requirements regarding same, by calling the undersigned at (336) 852-7419, extension 227.

COM
ECR
GCL
OPC
RCP
SSC
SGA
ADM
CLK

cc: Parties of Record

Sincerely,

Vincent Townsend
President

This confidentiality request was filed by or for a "telco" for DN 03433-09. No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

(x-ref. 02690-09)

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CERTIFICATE OF SERVICE
Docket No. 060476-TL

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail and First Class U.S. Mail this 14th day of April, 2009 to the following Parties of Record and Interested Persons:

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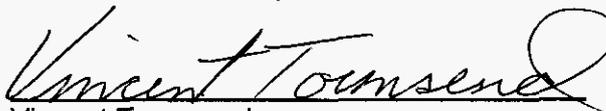
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PAY TEL COMMUNICATIONS, INC. OF THE SOUTHEAST

By:



Vincent Townsend
President

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition to Initiate Rulemaking to)
Amend Rules 25-24-630(1) and 25-24.516(1),)
F.A.C., By BellSouth Telecommunications, Inc.)

Docket No. 060476-TL
Filed: April 14, 2009

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PAY TEL COMMUNICATIONS, INC. OF THE SOUTHEAST'S
REQUEST FOR CONFIDENTIAL CLASSIFICATION

Pursuant to Commission Rule 25-33.006, Florida Administrative Code and Section 364.183, Florida Statutes, Pay Tel Communications, Inc. of the Southeast ("PayTel" or the "Company") hereby requests confidential classification from the Florida Public Service Commission ("Commission" or "FPSC") for specified information provided in response to Commission Staff's Data Request to PayTel, dated March 13, 2009, in the above captioned Docket. In support of this request for confidential classification, Pay Tel states as follows:

1. The subject information was previously filed with the Commission on March 25, 2009, pursuant to and accompanied by Pay Tel's Notice of Intent to Request Specified Confidential Classification for such information.
2. All of the information for which Pay Tel seeks confidential classification and treatment is "proprietary confidential business information", in the nature of "trade secrets", "information concerning bids or other contractual data", and "information relating to competitive interests" of the Company, as those terms are defined and used in Section 364.183, Florida Statutes, and as such should be held exempt from the public disclosure requirements of Section 119.07(1), Florida Statutes and Section 24(a), Article 1 of the State Constitution.
3. The subject information is neither made available nor has been previously disclosed in the normal course of business to the general public by PayTel. PayTel treats and handles this

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valuable proprietary and confidential business information with the utmost of internal security and secrecy, and as a part of its ongoing business practices protects such information from any disclosure to outside parties.

4. The subject information, including (a) all of the redacted numbers and figures shown on the Staff provided data request spreadsheet and (b) the redacted information contained in the accompanying correspondence, constitutes confidential, proprietary and competitively sensitive information relating to the Company's costs of providing service, as well as its related revenue, profitability, sales volume and call traffic information, and its manner of doing business.

5. Public disclosure of the subject information would result in substantial and material harm to the Company, based upon its competitors' ability to gain an unfair competitive advantage from the availability and use of such information in the competitive bid processes that are utilized by the various public and private authorities to evaluate and award contracts for the provision of correctional communications services that comprise PayTel's business. Similarly, public availability of this information would allow PayTel's competitors to develop and deploy sales and marketing initiatives and strategies targeted against the Company, that would be materially adverse to PayTel's competitive business interests and would not otherwise be possible, absent access to the subject confidential and proprietary business information.

6. During the pendency of consideration of the Company's confidentiality request by the Commission, PayTel understands and requests that the subject information will continue to be afforded confidential treatment and protected from disclosure, in accordance with Rule 25-22.006(3) (d), Florida Administrative Code.

7. Attachment A to PayTel's Request for Confidential Classification sets forth an explanation and description of the subject information, along with the location of such information designated by PayTel as proprietary and confidential.
8. Attachment B to PayTel's Request for Confidential Classification consists of two redacted copies of the documents containing the subject proprietary and confidential information.
9. Attachment C to PayTel's Request for Confidential Classification consists of a highlighted copy of the documents containing the subject proprietary and confidential information.
10. The original of PayTel's Request for Confidential Classification is being transmitted by the Company on April 14, 2009 via overnight courier for filing with the Division of the Commission Clerk and Administrative Services, and is also being served on the Parties of Record via transmittal by Electronic Mail and First Class U.S. Mail on this same date.

WHEREFORE, for all of the reasons set forth above, PayTel requests that (a) the subject information referred to and designated in this filing be afforded confidential classification and not be disclosed or otherwise made publicly available, and (b) pursuant to Section 364.183, Florida Statutes, the Commission enter an order declaring that the referenced information described herein is confidential, proprietary business information that is not subject to public disclosure.

Respectfully submitted this 14th day of April, 2009,

PAYTEL COMMUNICATIONS, INC.
OF THE SOUTHEAST

By: 

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STATE OF FLORIDA



OFFICE OF COMMISSION CLERK
ANN COLE
COMMISSION CLERK
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Public Service Commission

ACKNOWLEDGEMENT

DATE: April 16, 2009

TO: Vincent Townsend, Paytel

FROM: Ruth Nettles, Office of Commission Clerk

RE: Acknowledgement of Receipt of Confidential Filing

This will acknowledge receipt of a **CONFIDENTIAL DOCUMENT** filed in Docket Number 060476 or, if filed in an undocketed matter, concerning response to staff's 2nd set of data requests dated 3/31/09, and filed on behalf of Paytel. The document will be maintained in locked storage.

If you have any questions regarding this document, please contact Marguerite Lockard, Deputy Clerk, at (850) 413-6770.

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