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July 6, 2009

RECEIVED-FPSC  
09 JUL -6 PM 4:24  
COMMISSION  
CLERK

Ms. Ann Cole, Commission Clerk  
Office of the Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

**Re: Docket No. 090246-TP: Notice of Adoption of Existing  
Interconnection Agreement between BellSouth Telecommunications,  
Inc. and Cbeyond Communications, Inc. by Clective Florida, LLC**

Dear Ms. Cole:

Enclosed is a Notice of Intent Regarding Request for Specified Confidential Classification for portions of BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Response in Opposition to Clective's Motion for Sanctions along with Exhibit A, which is attached to the Response filed on this same day. We ask that you file this Notice of Intent in the captioned docket.

Copies have been served to the parties shown on the attached Certificate of Service.

Sincerely,

Manuel A. Gurdian

cc: All parties of record  
Jerry Hendrix  
Gregory R. Follensbee  
E. Earl Edenfield, Jr.

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DOCUMENT NUMBER-DATE

06786 JUL -6 8

FPSC-COMMISSION CLERK

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION**

In re: Notice of Adoption of Existing ) Docket No. 090246-TP  
Interconnection Agreement between BellSouth )  
Telecommunications, Inc. and Cbeyond )  
Communications, Inc. by Clective Florida, LLC )  
\_\_\_\_\_ ) Filed: July 6, 2009

**NOTICE OF INTENT REGARDING  
REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION**

BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T Florida"), pursuant to Rule 25-22.006, Florida Administrative Code, hereby files a Notice of Intent to allow Clective Florida, LLC ("Clective Florida") an opportunity to file a Request for Specified Confidential Classification and for the Commission to take possession of the materials without delay.

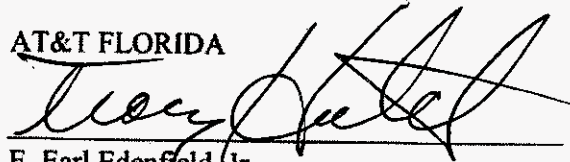
1. On July 2, 2009, AT&T Florida filed its Response in Opposition to Clective's Motion for Sanctions in the captioned docket.
2. Portions of its Response to the Motion specifically, Paragraph 6 and Exhibit A, may contain information that could be considered confidential business information to Clective. AT&T Florida is now filing this Notice of Intent pursuant to Rule 25-22.006(3)(a), Florida Administrative Code, in order to allow the Commission to take possession of this material without delay. In an abundance of caution, AT&T Florida is protecting the information under the attached Notice of Intent because it believes that the information might be confidential to Clective. If Clective believes that the information is confidential, Clective will need to file a Request for Specified Confidential Classification in 21 days from the date of the Notice of Intent, i.e. on or before July 27th, to keep this information confidential as AT&T Florida will not be filing a Request for Specified Confidential Classification for same. The original of this notice has been filed with the Office of the Commission Clerk, and a copy has been served on all parties of record.

DOCUMENT NUMBER-DATE  
*Whelan*  
06786 JUL -6 8

FPSC-COMMISSION CLERK

Respectfully submitted this 6th day of July, 2009.

AT&T FLORIDA

A handwritten signature in black ink, appearing to read "Tracy Hatch", written over a horizontal line.

E. Earl Edenfield, Jr.

Tracy W. Hatch

Manuel A. Gurdian

c/o Gregory R. Follensbee

150 South Monroe Street

Suite 400

Tallahassee, Florida 32301

(305) 347-5558

738485

**Docket No. 090246-TP**

**AT&T Florida's Response in Opposition to  
Clective's Motion for Sanctions**

**Exhibit A  
(Entire document is Confidential)**

**CERTIFICATE OF SERVICE**  
**Docket No. 090246-TP**

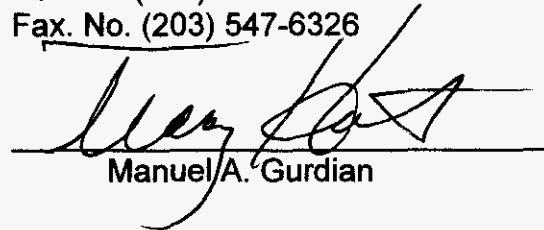
I HEREBY CERTIFY that a true and correct copy of the foregoing was served via

(\*) Electronic Mail, (\*\*) Facsimile and First Class U.S. Mail this 6th day of July, 2009 to

the following:

Teresa Tan (\*)  
Victor McKay (\*)  
Staff Counsels  
Florida Public Service  
Commission  
Division of Legal Services  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
[vmckay@psc.state.fl.us](mailto:vmckay@psc.state.fl.us)  
[ltan@psc.state.fl.us](mailto:ltan@psc.state.fl.us)

Clective Telecom Florida, LLC (\*\*)  
2090 Dunwoody Club Drive, #106-257  
Atlanta, GA 30350  
Tel. No. (404) 272-0445  
Fax. No. (203) 547-6326



Manuel A. Gurdian

COMMISSIONERS:  
MATTHEW M. CARTER II, CHAIRMAN  
LISA POLAK EDGAR  
KATRINA J. MCMURRIAN  
NANCY ARGENZIANO  
NATHAN A. SKOP

STATE OF FLORIDA



OFFICE OF COMMISSION CLERK  
ANN COLE  
COMMISSION CLERK  
(850) 413-6770

# Public Service Commission

## ACKNOWLEDGEMENT

DATE: July 6, 2009

TO: Manuel A. Gurdian, At&T

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 090246 or, if filed in an undocketed matter, concerning response in opposition to Clective's motion for sanctions, and filed on behalf of At&T. 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.

DOCUMENT NUMBER-DATE  
06787 JUL-6 09  
FPSC-COMMISSION CLERK

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