

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint of XO Florida, Inc.
Against BellSouth Telecommunications,
Inc. for Refusal to Convert Circuits to
UNEs and for Expedited Processing

Docket No. 041114-TP

Filed: March 3, 2005

**XO COMMUNICATIONS SERVICES, INC.'S
CLAIM OF CONFIDENTIALITY FOR GARY CASE DEPOSITION**

XO Communications Services, Inc. f/k/a XO Florida, Inc. (XO), pursuant to Section 364.183(1), Florida Statutes, and Rule 25-22.006, Florida Administrative Code, files this Claim of Confidentiality for the confidential testimony contained in Gary Case's deposition taken on February 17, 2005.

1. On February 17, 2005, the Public Service Commission (Staff) deposed XO witness, Gary Case. A portion of that deposition contained confidential information and was filed with the Commission by the Commission court reporters as a separate document denominated "Confidential."

2. The information in this portion of Mr. Case's deposition contains confidential proprietary business information as defined in Section 364.183, Florida Statutes.

3. Therefore, XO asserts a claim of confidentiality pursuant to this section as to the proprietary information in the confidential portion of Mr. Case's February 17, 2005 deposition.

s/ Vicki Gordon Kaufman

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing XO Communications Services, Inc.'s Claim of Confidentiality for Gary Case Deposition Exhibit was served on the following by electronic and US Mail this 3rd day of March 2005:

Jason Rojas
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Florida Public Service Commission
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James Meza
C/o Nancy Sims
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s/Vicki Gordon Kaufman
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