### RUTLEDGE, ECENIA, PURNELL & HOFFMAN

RECEIVED-FPSC

PROFESSIONAL ASSOCIATION ATTORNEYS AND COUNSELORS AT LAW

STEPHEN A. ECENIA 08 FEB - 1 PM 2: 53

RICHARD M. ELLIS KENNETH A. HOFFMAN JOHN M. LOCKWOOD MARTIN P. McDONNELL

J. STEPHEN MENTON

COMMISSION CLERK

POST OFFICE BOX 551, 32302-0551 215 SOUTH MONROE STREET, SUITE 420 TALLAHASSEE, FLORIDA 32301-1841

> TELEPHONE (850) 681-6788 TELECOPIER (850) 681-6515

February 1, 2008

R. DAVID PRESCOTT HAROLD F. X. PURNELL MARSHA E. RULE GARY R. RUTLEDGE MAGGIE M. SCHULTZ

HAND DELIVERY

**GOVERNMENTAL CONSULTANTS** JONATHAN M. COSTELLO MARGARET A. MENDUNI

Ms. Ann Cole, Director Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Betty Easley Conference Center, Room 110 Tallahassee, Florida 32399-0850

Re:

Docket No. 070408-TP - In re: Petition of Neutral Tandem, Inc. and Neutral Tandem-Florida, LLC for Resolution of Interconnection Dispute with Level 3 Communications, LLC, and Request for Expedited Resolution CLAIM FOR CONFIDENTIAL TREATMENT

Dear Ms. Cole:

	On March 8, 2007, Neutral Tandem filed copies of Neutral Tandem's July 6, 2004 contract with Level 3 (the "Level 3 Contract") and requested that the information in the Level 3 Contract be
CMP .	treated as confidential in accordance with Rule 25-22.006(5), Florida Administrative Code, and
COM.	Section 364.183, Florida Statutes.
OTR .	Enclosed herewith are one highlighted copy and two redacted copies of Level 3's Motion for
ECR .	Interim Compensation Pending Final Agency Action. An original and fifteen copies of the redacted
GCL .	version of this Motion have been filed on this date under separate cover letter. The Motion contains information from the Level 3 Contract which has been previously claimed as confidential by Neutral
OPC .	Tandem and treated as confidential by the Commission under Rule 25-22.006(5), F.A.C., and
RCA .	Section 364.183, F.S. Level 3 requests that the highlighted and redacted information in its Motion for Interim Compensation Pending Final Agency Action be treated as confidential pursuant to Rule
SCR	25-22.006(5), F.A.C., and Section 364.183, F.S.
SGA	
SEC	
ОТН	This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DNOS36-08. The DOCUMENT NUMBER-DATE
	records document is in locked storage popular and the DOCUMEN NUMBER - DATE

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 provide written permission before you can access it.

00835 FEB-18

### RUTLEDGE, ECENIA, PURNELL & HOFFMAN

Page 2 February 1, 2008

Thank you for your assistance with this filing. Please do not hesitate to contact me if you have any questions.

Sincerely,

Kenneth A. Hoffman

KAH/rl

Enclosures

Adam Teitzman, Esq. cc: H.F. (Rick) Mann, Esq.

Beth Keating, Esq. John R. Harrington, Esq. Christopher M. Kise, Esq.

 $Gregg\ Strumberger,\ Esq.$  level 3 \ neutral tandem \ cole. january 3 108 ltr

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

# CONFIDENTIAL

## Hublic Service Commission

#### **ACKNOWLEDGEMENT**

	DATE: February 1, 2008	
TO:	Kenneth Hoffman/Rutledge Law Firm	
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 070408-TP or, if filed in an undocketed matter, concerning Level 3's motion for interim compensation pending final agency action, and filed on behalf of Level 3. 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.

00UMPAPALMBER-DATE 0**0836 FEB-1 8** 

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD • TALLAHASSEE, FL 32399-0850
An Affirmative Action/Equal Opportunity Employer