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MEMOC 4003: 53

October 25, 2010



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

<u>Docket No. 100176-TP</u>: Petition for Arbitration of Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida and Sprint Communications Company L.P.

<u>Docket No. 100177-TP</u>: Petition for Arbitration of Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Florida and Sprint Spectrum L.P., Nextel South Corp. and NPCR, Inc. d/b/a Nextel Partners

Dear Ms. Cole:

Enclosed is an original and seven copies of BellSouth
Telecommunications, Inc. d/b/a AT&T Florida's Request for Specified
Confidential Classification for its Responses to Staff's First Request for
Production of Documents, Item No.19 which we ask that you file in the captioned docket.

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

Sincerely,

Mary Culto

Tracy W. Hatch

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

COM

APA

ECR

GCL

SSC ADM

OPC

CLAIM OF CONFIDENTIALITY
NOTICE OF INTENT
REQUEST FOR CONFIDENTIALITY
FILED BY OPC

FOR DN <u>O8804-10</u>, WHICH IS IN LOCKED STORAGE. YOU MUST BE AUTHORIZED TO VIEW THIS DN. - CLK

COLUMN AT ACADO CAR

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# Certificate of Service Docket Nos. 100176-TP and 100177-TP

I HEREBY CERTIFY that a true and correct copy was served via Electronic Mail this 25<sup>th</sup> day of October, 2010 to the following:

Florida Public Service Commission Charles Murphy, Staff Counsel Larry Harris, Staff Counsel 2540 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 cmurphy@psc.state.fl.us Tel. No. (850) 413-6191 lharris@psc.state.fl.us Tel. No. (850) 413-6856

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Tracy W. Hatch

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

in re: Petition for Arbitration of	)
Interconnection Agreement Between	) Docket No. 100176-TP
BellSouth Telecommunications, Inc.	)
d/b/a AT&T Florida and. Sprint	ý
Communications Company L.P.	)
	_ )
In re: Petition for Arbitration of	)
Interconnection Agreement Between	) Docket No. 100177-TP
BellSouth Telecommunications, Inc.	)
d/b/a AT&T Florida	)
and Sprint Spectrum L.P., Nextel South	)
Corp., and NPCR, Inc. d/b/a Nextel Partners	)
-	) Filed: October 25, 2010

# BELLSOUTH TELECOMMUNICATIONS, INC.'s d/b/a AT&T FLORIDA'S REQUEST FOR SPECIFIED CONFIDENTIAL CLASSIFICATION

COMES NOW, BellSouth Telecommunications, Inc. d/b/a AT&T Florida ("AT&T"), pursuant to Rule 25-22.006, Florida Administrative Code, and Section 364.183, Florida Statutes, and files its Request for Specified Confidential Classification.

- 1. On October 11, 2010, AT&T filed in the above-captioned proceedings, its

  Responses to the Staff of the Florida Public Service Commission's ("Staff's") First Request for

  Production of Documents (Nos. 1-37). The document produced in response to Item No. 19,

  contains confidential business information that is considered by AT&T to be proprietary.
- 2. AT&T hereby files this Request for Specified Confidential Classification because the information contained in above-listed material contains confidential traffic flow and volume data that are deemed proprietary by AT&T. A more specific description of this information is contained in Attachment A. Public disclosure of this information would cause competitive harm to AT&T and provide competitors with an unfair advantage in the market place.
- The information discussed in the Request for Specified Confidential
   Classification is valuable and AT&T strives to keep it secret. Therefore, such information

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should be classified as confidential business information and customer proprietary information pursuant to Section 364.183, *Florida Statutes*. Accordingly, it should be held exempt from the public disclosure requirements of Section 119.07, Florida Statutes.

- 4. Attachment A to AT&T's Request for Confidential Classification contains an explanation of the proprietary information and identifies the location of the information designated by AT&T as confidential.
- 4. Attachment B to AT&T's Request for Confidential Classification is two redacted copies of the documents containing the confidential information.
- 5. Attachment C to AT&T's Request for Confidential Classification is a highlighted copy of the document containing the confidential information.
- 6. The information discussed in this Request for Specified Confidential Classification is valuable, AT&T treats this information as confidential in all requests, and this information has not been generally disclosed.
- The original of this Request was filed today with the Office of the Commission
   Clerk and a copy was served on the Parties.

WHEREFORE, based on the foregoing, AT&T respectfully requests that, pursuant to Section 364.183, Florida Statutes, the Commission enter an order declaring the information described above to be confidential, proprietary business information that is not subject to public disclosure.

### Respectfully submitted this 25th day of October, 2010.

AT&T FLORIDA

E. Earl Edenfield, Jr.
Tracy W. Hatch
Manuel A. Gurdian
AT&T Florida

c/o Gregory R. Follensbee 150 South Monroe Street Suite 400

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#### ATTACHMENT A

AT&T Florida
Florida Public Service Commission
Docket Nos. 1000176-TP/100177-TP
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### REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T'S RESPONSES TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

#### **Explanation of Proprietary Information**

#### Item No. 19

Location of Proprietary Material

• All numbers appearing in the charts on Bates numbered page 000163.

**Explanation of Proprietary Material** 

This information contains competitive, business information, the disclosure of which would impair the competitive business of AT&T and possibly that of its customers, Sprint PCS, Nextel, and Sprint CLEC. The data is valuable to competitors and potential competitors in formulating strategic plans for entry, pricing, marketing, and overall business strategies concerning these services. This same information on competitors is not available to AT&T. Consequently, such information is a trade secret which should be classified as proprietary, confidential business information pursuant to Sections 364.183(3)(a) and 364.183(3)(e), Florida Statutes and is exempt from the Open Records Act.

#### ATTACHMENT B

AT&T Florida
Florida Public Service Commission
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REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T'S RESPONSES TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

TWO REDACTED COPIES FOR PUBLIC DISCLOSURE

#### ATTACHMENT C

AT&T Florida
Florida Public Service Commission
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# REQUEST FOR CONFIDENTIAL CLASSIFICATION OF AT&T'S RESPONSES TO STAFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

ONE HIGHLIGHTED COPY

#### State of Florida



## Jublic Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD TALLAHASSEE, FLORIDA 32399-0850

Tracy Hatch 150 S. Monroe Street Suite 400 Tallahassee FL 32301

Re: Acknowledgement of Confidential Filing in Docket No. 100176-TP

This will acknowledge receipt by the Florida Public Service Commission,

Office of Commission Clerk, of a CONFIDENTIAL DOCUMENT filed on October 25,

2010, in the above-referenced docket.

Document Number 08864-10, has been assigned to this filing, which will be maintained in locked storage.

If you have any questions regarding this document, please contact Kim Peña, Records Management Assistant, at (850) 413-6393.