

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF SOUTH CENTRAL BELL)	
TELEPHONE COMPANY FOR CONFIDENTIAL)	
TREATMENT OF INFORMATION FILED IN)	
SUPPORT OF ITS SPECIAL SERVICE)	CASE NO. 90-401
ARRANGEMENT CONTRACT WITH UNITED)	
PARCEL SERVICE FOR TWO DIVERSE)	
ROUTES)	

O R D E R

This matter arising upon petition of South Central Bell Telephone Company ("South Central Bell") filed December 26, 1990 for rehearing and reconsideration of the Commission's Order of December 18, 1990 denying confidential protection of the cost support pages (Attachments 3A and 3B) filed in connection with South Central Bell's Special Service Arrangement Contract with United Parcel Service for two diverse routes. As part of its application, South Central Bell furnished cost support data developed in connection with the contract which it sought to protect as confidential on the grounds that disclosure of the information was likely to cause South Central Bell competitive injury. On December 18, 1990, the Commission denied confidential protection after finding that the service for which approval was being sought was local service against which no competition was allowed.

Upon reconsideration, the Commission finds that the service South Central Bell seeks approval to provide is not limited to

local exchange service, but also includes Megalink. Competition to Megalink service exists in the form of microwave, fiber rings, and small satellites which exist in provisioning of Route Diversity Plans. Disclosure of the cost support data to competitors of the Megalink service could permit such competitors to use that information in pricing and marketing their own services to the detriment of South Central Bell. Therefore, disclosure of the information is likely to cause competitive injury and the information should be protected as confidential.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

1. Cost support data (Attachments 3A and 3B), filed in connection with South Central Bell's Special Service Arrangement Contract with United Parcel Service for two diverse routes which South Central Bell has petitioned be withheld from public disclosure, shall be held and retained by this Commission as confidential and shall not be open for public inspection.


2. South Central Bell shall, within 10 days of the date of this Order, to the extent that it has not previously done so, file an edited copy of the cost support pages with the confidential material obscured for inclusion in the public record, with copies to all parties of record.

Done at Frankfort, Kentucky, this 14th day of January, 1991.


PUBLIC SERVICE COMMISSION



Chairman



Vice Chairman



Commissioner

ATTEST:



Executive Director