

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PROPOSED TARIFF FILING OF SOUTH	)	
CENTRAL BELL TELEPHONE COMPANY'S	)	
TOUCHSTAR SERVICE CALLER ID -	)	CASE NO. 92-294
MULTI-LINE, FILED WITH THE	)	
COMMISSION ON JULY 15, 1992	)	

O R D E R

This matter arising upon petition of BellSouth Telecommunications, Inc., d/b/a South Central Bell Telephone Company ("South Central Bell") filed July 15, 1992 pursuant to 807 KAR 5:001, Section 7, for confidential protection of the cost support information developed in connection with its proposed tariff for a new service called TouchStar Caller ID - Multi-Line on the grounds that disclosure of the information is likely to cause South Central Bell competitive injury, and it appearing to this Commission as follows:

South Central Bell proposes to offer a new service called Caller ID - Multi-Line. The service is being offered as part of South Central Bell's TouchStar service group. The new service allows the subscriber to receive and view on a display unit call-related information on certain incoming calls. By this petition, South Central Bell seeks to protect as confidential the cost data developed in support of the proposed service.

The information sought to be protected is not known outside of South Central Bell and is disseminated within South Central Bell

to only those employees who have a legitimate business need to know and act upon the information. South Central Bell seeks to preserve and protect the confidentiality of the information through all appropriate means.

KRS 61.872(1) requires information filed with the Commission to be available for public inspection unless specifically exempted by statute. Exemptions from this requirement are provided in KRS 61.878(1). That section of the statute exempts 10 categories of information. One category exempted in subparagraph (b) of that section is commercial information confidentially disclosed to the Commission. To qualify for that exemption, it must be established that disclosure of the information is likely to cause substantial competitive harm to the party from whom the information was obtained. To satisfy this test, the party claiming confidentiality must demonstrate actual competition and a likelihood of substantial competitive injury if the information is disclosed. Competitive injury occurs when disclosure of the information gives competitors an unfair business advantage.

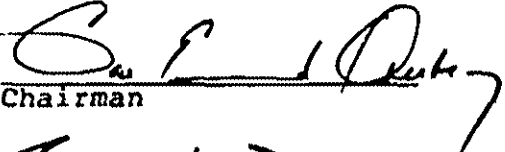
South Central Bell faces competition in its service offerings from providers of customer premises equipment. Disclosure of the cost information sought to be protected would provide South Central Bell's capital and operating costs, as well as contributions for the service. Competitors could use this information in marketing their competing services. Therefore, the information should be protected as confidential.


This Commission being otherwise sufficiently advised,

IT IS ORDERED that the cost and revenue information filed in support of the proposed tariff, 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.

Done at Frankfort, Kentucky, this 11th day of August, 1992.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

  
Executive Director