

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BELLSOUTH TELECOMMUNICATIONS, INC.'S)
REQUEST FOR CONFIDENTIAL TREATMENT) CASE NO. 97-096
OF INFORMATION FILED IN SUPPORT OF ITS)
CONTRACT FOR O'CHARLEY'S, INC.)

O R D E R

This matter arising upon petition of BellSouth Telecommunications, Inc. ("BellSouth"), filed February 26, 1997, pursuant to 807 KAR 5:001, Section 7, for confidential protection of the cost and contribution data filed in support of its Premier Customer Contract Agreement with O'Charley's, Inc. ("O'Charley's") on the grounds that disclosure of the information is likely to cause BellSouth competitive injury, and it appearing to this Commission as follows:

BellSouth has entered into an agreement with O'Charley's to provide designated services at a discounted rate in exchange for an annual revenue commitment from O'Charley's. The services to be provided are basic business services (including Business local exchange service, Inside Wire, and various vertical services), and Hunting. In support of the contract, BellSouth has provided costs and contribution information which it seeks to protect as confidential.

The information sought to be protected is not known outside of BellSouth and is not disseminated within BellSouth except to those employees who have a legitimate business

need to know and to act upon the information. BellSouth seeks to preserve the confidentiality of the information through all appropriate means.

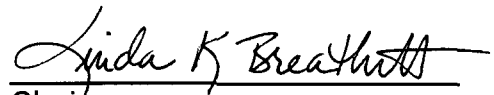
BellSouth's competitors for basic business services and Hunting are primarily alternate local exchange providers. Disclosure of the cost information would enable these competitors to determine BellSouth's costs and contribution from the services which they could use in formulating strategic plans for entry, pricing, and marketing and in developing overall business strategies concerning these services. Therefore, disclosure of the information is likely to cause BellSouth competitive injury, and the information should be protected as confidential.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that the costs and contribution data developed in connection with the Premier Customer Agreement with O'Charley's, which BellSouth has petitioned to 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 19th day of March, 1997.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director


Commissioner