

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF SOUTH CENTRAL BELL	)	
TELEPHONE COMPANY FOR CONFIDENTIAL	)	
PROTECTION OF INFORMATION FILED IN	)	CASE NO.
SUPPORT OF ITS REVISIONS TO PRIVATE	)	91-270
LINE SERVICES TARIFF AND ACCESS	)	
SERVICES TARIFF	)	

O R D E R

This matter arising upon petition of South Central Bell Telephone Company ("South Central Bell") filed July 8, 1991 for confidential protection of the revenue, demand, and cost information contained in Attachments A, D, E, and F of its proposed tariff 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:

In this proceeding, South Central Bell seeks approval for revision of its Private Line Services Tariff and its Access Services Tariff. In connection with this filing, South Central Bell seeks to protect as confidential financial data filed in support of the proposal.

The information sought to be protected is not known outside of South Central Bell and is not disseminated within South Central Bell except to those employees who have a legitimate business need to know and act upon the information. South Central Bell seeks to

preserve the confidentiality of the information through all appropriate means.

807 KAR 5:001, Section 7, protects information as confidential when it is established that disclosure is likely to cause substantial competitive harm to the party from whom the information was obtained. In order 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's competitors for these dedicated services are alternate service providers of microwave equipment, fiber rings, and small satellites. This filing provides revenue, demand, and cost information on each individual rate element of these services. Disclosure of the information would provide South Central Bell's competitors with the costs and contribution from the services which they could use to market their competitive services to the detriment of South Central Bell. Therefore, disclosure of the information is likely to cause South Central Bell competitive injury and the information should be protected as confidential.

This Commission being otherwise sufficiently advised,


IT IS ORDERED that the financial data contained in Attachments A, D, E, and F of South Central Bell's 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 9th day of August, 1991.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

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Commissioner

ATTEST:

  
Executive Director