

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REQUEST FOR CONFIDENTIAL TREATMENT OF)
THE COST SUPPORT MATERIAL FILED WITH)
THE PROPOSED TARIFF OF BELL SOUTH)
TELECOMMUNICATIONS, INC. FOR A CALLER) CASE NO. 96-175
ID - DELUXE PROMOTION FOR BUSINESS)
CUSTOMERS FILED WITH THE COMMISSION)
ON APRIL 24, 1996)

O R D E R

This matter arising upon petition of BellSouth Telecommunications, Inc. ("BellSouth"), filed April 24, 1996, pursuant to 807 KAR 5:001, Section 7, for confidential protection of the revenue and cost support information filed in support of its proposed Caller ID - Deluxe Promotion for business customers on the grounds that disclosure of the information is likely to cause BellSouth competitive injury, and it appearing to this Commission as follows:

BellSouth is seeking approval of a promotion for Caller ID - Deluxe service for business customers. The promotion consists of waiving the recurring charge for Caller ID - Deluxe for one month and offering one month's free rental of Caller ID customer premises equipment. In support of the proposed promotion, BellSouth has filed revenue and cost 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 act upon the information. BellSouth seeks to preserve and protect the

confidentiality of the information through all appropriate means, including the maintenance of security at its offices.

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 subsection of the statute exempts several categories of information. One category exempted in paragraph (c)1 of that subsection is commercial information confidentially disclosed to the Commission which if made public would permit an unfair commercial advantage to competitors of the party from whom the information was obtained. To qualify for the exemption, 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.

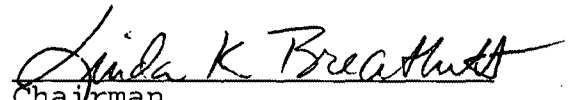
BellSouth's competitors for the service it plans to promote are other telecommunications companies, such as AT&T, that are seeking to enter the local exchange market. Cost studies reflect BellSouth's cost to provide the Caller ID - Deluxe services which competitors could use in planning their own entry into the market with similar 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 revenue and cost information filed in support of BellSouth's proposed Caller ID - Deluxe Promotion for business customers, which BellSouth had petitioned to be withheld from public disclosure, shall be held and retained by this Commission as confidential and shall not be opened for public inspection.

Done at Frankfort, Kentucky, this 20th day of May, 1996.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director