

IN THE SUPREME COURT OF FLORIDA

CHARLES J. CRIST, JR.,)
Attorney General, State of Florida,)
HAROLD McLEAN, Public Counsel,)
Counsel, State of Florida, and **AARP**,)

Appellants,

vs.

LILA A. JABER, Chairman, et al.,)
constituting the FLORIDA PUBLIC)
SERVICE COMMISSION, an agency of)
the State of Florida, **BELLSOUTH**)
TELECOMMUNICATIONS, INC.,)
VERIZON FLORIDA, INC. and)
SPRINT-FLORIDA, INC., et al.,)

Appellees.

Consolidated Case Nos.
SC04-9, SC04-10, SC04-946

MOTION TO MAINTAIN CONFIDENTIAL APPENDIX
UNDER TEMPORARY SEAL

On November 3, 2004, the Florida Public Service Commission (“Commission”) filed its Answer Brief in these consolidated cases and also filed, under seal, a Confidential Appendix containing certain information that the Commission has ruled, pursuant to Section 364.183, Florida Statutes, is confidential and exempt from the public disclosure requirements of Section 119.07(1), Florida Statutes. The submission of this information under seal is consistent with this Court’s order dated September 9, 2004, requiring the Attorney General and Office of Public Counsel to submit similar material under temporary

seal pending ruling on the Attorney General's "Motion for Determination Regarding Public Disclosure of Brief and Court Record" and the Office of Public Counsel's "Motion to Maintain Confidentiality Pending Court Determination."

In order to ensure that all comparable information is treated consistently, the Commission moves the Court to enter an order temporarily sealing the Commission's Confidential Appendix pending a ruling on the outstanding Attorney General and OPC motions.

RESPECTFULLY SUBMITTED this 4th day of November, 2004.

RICHARD D. MELSON, General Counsel
Florida Bar No. 201243
FLORIDA PUBLIC SERVICE COMMISSION
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
(850) 413-6199

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Answer Brief of Florida Public Service Commission, has been furnished by U.S. Mail to the following, this 4th day of November, 2004:

Charles J. Crist, Jr.
Christopher M. Kise
Lynn C. Hearn
Jack Shreve
Cecelia Bradley
Office of the Attorney General
The Capitol, Suite PL-01
Tallahassee, FL 32399-1050

Michael B. Twomey
P. O. Box 5256
Tallahassee, FL 32314-5256

Nancy White
R. Douglas Lackey
Meredith E. Mays
c/o Nancy H. Sims
BellSouth Telecommunications, Inc.
150 So. Monroe Street, Ste. 400
Tallahassee, FL 32301-1556

Floyd Self
Gary Early
Messer, Caparello & Self, P.A.
P.O. Box 1876
Tallahassee, FL 32302

Donna McNulty
MCI
1203 Governors Square Blvd., Ste. 201
Tallahassee, FL 32301-2960

Harold McLean
Charles Beck
H. F. Mann
Office of Public Counsel
The Florida Legislature
111 W. Madison Street, Rm. 812
Tallahassee, FL 32399-1400

Mark Cooper
AARP
504 Highgate Terrace
Silver Spring, MD 20904

Richard Chapkis
Kimberly Caswell
Verizon Florida, Inc.
201 North Franklin St., FLTC0717
Tampa, FL 33601

Elizabeth B. Sanchez
Verizon Florida, Inc.
201 N. Franklin Street
Tampa, FL 33601

John Fons
Major B. Harding
Ausley & McMullen
P. O. Box 391
Tallahassee, FL 32302

Susan S. Masterton
Sprint-Florida, Inc.
Sprint Communications Company
Limited Partnership
P. O. Box 2214
Tallahassee, FL 32316-2214

Michael A. Gross
Florida Cable Telecommunica-
tions Assoc., Inc.
246 E. 6th Avenue
Tallahassee, FL 32301

Lisa Sapper
AT&T Communications
1200 Peachtree St., Suite 8100
Atlanta, GA 32309

De O'Roark
MCI WorldCom Communications, Inc.
6 Concourse Parkway, Ste. 3200
Atlanta, GA 30328

Harris Anthony
BellSouth Long Distance, Inc.
400 Perimeter Center Terrace
Suite 350
Atlanta, GA 30346-1231

Anthony Gillman
Verizon Select Services, Inc.
201 N. Franklin Street
3th Floor MC FLTC0007
Tampa, FL 33602-5167

George N. Meros
Karen Jusevitch
Carlos Muniz
Gray, Harris & Robinson
P. O. Box 11189
Tallahassee, FL 32303-3189

Tracy Hatch, Esquire
AT&T Communications of the
Southern States, LLC
101 N. Monroe Street, Ste. 701
Tallahassee, FL 32301

Charles Rehwinkel
Sprint-Florida, Inc.
1313 Blairstone Road
Tallahassee, FL 32301

John Feeham
Knology of Florida, Inc.
1241 O. G. Skinner, Drive
West Point, GA 31833-1789

Micki Chen
Verizon Long Distance
1515 N. Courthouse Road
5th Floor
Arlington, VA 22201

Susan F. Clark
Donna E. Blanton
Radey, Thomas, Yon & Clark
313 N. Monroe St., Suite 200
Tallahassee, FL 32301

Richard D. Melson