

FILED²

NOV 30 2004

Missouri Public Service Commission

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Application of)
MCC Telephony of Missouri, Inc.)
for a Certificate of Service Authority)
to Provide Basic Local Exchange,)
Non-Switched Local Exchange and)
Interexchange Telecommunications Service)
In the State of Missouri and to Classify said)
Services and the Company as Competitive)

Case No. _____

MOTION FOR PROTECTIVE ORDER

COMES NOW MCC Telephony of Missouri, Inc. ("MCC") and hereby moves the Missouri Public Service Commission, by its undersigned counsel and pursuant to 4 CSR 240-2.085, to issue a Protective Order covering the attached financial information which is submitted under seal in the above captioned matter. Concurrently with this filing, MCC has filed an Application for a Certificate of Service Authority to Provide Basic Local Exchange, Non-Switched Local Exchange and Interexchange Services and for Competitive Classification ("Application").

In connection with that Application, MCC is providing (as Appendix D to the Application) a confidential financial statement in order to demonstrate that MCC has the financial resources necessary to provide basic local telecommunications service in the State of Missouri. In support of this motion, MCC states as follows:

- 1. MCC intends to provide voice services that are highly competitive.
2. In support of its Application, MCC is providing confidential financial statements.
3. The financial statement submitted as Appendix D to its Application is not generally available to the public. Further, none of the financial information provided in the financial statement can be found in any format in any other public document.

4. MCC considers and treats the financial statement as confidential, proprietary and non-public commercial information.

5. Disclosure of the financial statement would be extremely detrimental and could be used by MCC's competitors to gain a competitive advantage in the marketplace. Moreover, competitors at any level possessing such information would find it of great economic value in devising their own business plans and, in many cases, could use such information to structure their plans in such a way as to undercut or materially affect MCC's competitive positions.

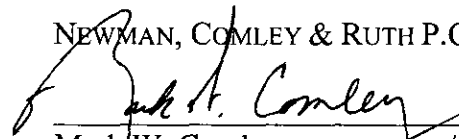
6. Due to the sensitive nature of the information, the potential harm from disclosure of the financial information outweighs the public's interest in disclosure of the information.

WHEREFORE, MCC Telephony of Missouri, Inc. respectfully requests that the Missouri Public Service Commission grant it a Protective Order permitting MCC to file the attached financial statement under seal.

Respectfully submitted,

NEWMAN, COMLEY & RUTH P.C.

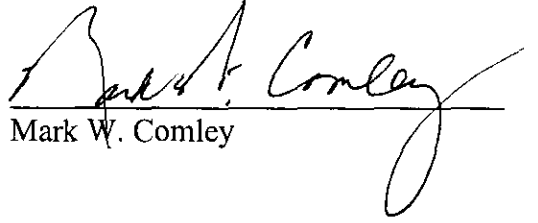
By:



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CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been sent by electronic mail, or hand delivered, to the Office of Public Counsel and the General Counsel's office on this 30th day of November, 2004.

A handwritten signature in black ink, appearing to read "Mark W. Comley", is written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

Mark W. Comley