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April 24, 2000

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: Nextlink Missouri, Inc.
Alternative Basic Local Exchange Carrier

FILED²
APR 24 2000
Missouri Public
Service Commission
TE-2000-676

Dear Judge Roberts:

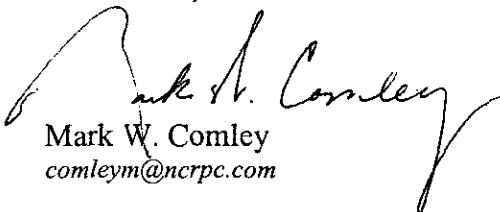
Please find enclosed for filing on behalf of Nextlink Missouri, Inc. an original and fourteen copies of a Motion for Leave to File Annual Report Out of Time and Application for Confidential Treatment of Annual Report. I also enclose the original and eight copies of the 1999 ABLEC Annual Report of Nextlink Missouri, Inc., which are filed under seal and marked as highly confidential. I enclose one non-proprietary version of Nextlink's ABLEC annual report.

Please contact me if you have any questions regarding this filing. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: General Counsel's Office
Office of Public Counsel
Carol Pomponio

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED²
APR 24 2000

Missouri Public
Service Commission

In the Matter of NEXTLINK Missouri, Inc.'s)
1999 Annual Report to the Commission as)
An Alternative Basic Local Exchange Carrier)
and Confidential Treatment of a Portion Thereof)

Case No. TE-2000-676

**MOTION FOR
LEAVE TO FILE ANNUAL REPORT
OUT OF TIME AND
APPLICATION FOR CONFIDENTIAL TREATMENT
OF ANNUAL REPORT**

Comes now NEXTLINK Missouri, Inc. (NEXTLINK) by and through counsel, and respectfully requests the Commission for leave to file its 1999 Annual Report to the Commission as an Alternative Basic Local Exchange Carrier (the Annual Report) out of time, and further petitions the Commission to protect from public disclosure and to treat with utmost confidence pages 5, 6, 7 and 8 of its Annual Report. In support thereof, NEXTLINK states the following to the Commission:

1. The Annual Report was due to be filed on April 15, 2000 and NEXTLINK attempted to file the Annual Report on April 18, 2000. The filing was rejected due to the absence of a formal request for leave to file out of time. After closer review of the Annual Report by officers of the company and counsel, it was determined that in addition to the request for an extension to file the Annual Report, a request for confidential treatment of a portion thereof should be made. Preparing the motion has required several days, but to allow leave to file the Annual Report out of time (by seven days) would not be prejudicial or a hardship on the Commission or its Staff. Furthermore, allowing this filing out of time would be in the interest of justice and fairness.

2. In accord with past Commission directives,¹ there is submitted with the original of this application a complete confidential version of NEXTLINK's 1999 Annual Report under seal for Staff access, and a public version of the Annual Report in which pages 5, 6, 7 and 8 have been clearly marked as containing highly confidential material.

3. With the exception of pages 5, 6, 7 and 8, NEXTLINK does not seek extraordinary or confidential treatment for the Annual Report.

4. Pages 5, 6, 7 and 8 contain financial information, corporate organization detail, subscription levels and related data. NEXTLINK deems these pages to be confidential because they contain market sensitive information that competitors could use to their economic advantage. Accordingly, NEXTLINK treats this information as confidential and proprietary within the company itself and does not reveal this information in any public forum.

5. Because all but pages 5, 6, 7 and 8 of the Annual Report will be available for public inspection, there can be no argument that the public interest will be negatively effected by granting NEXTLINK's request. Public disclosure of the contents of pages 5, 6, 7 and 8 would have negligible benefit for the public, but would unfairly place NEXTLINK's competitive efforts at risk.

WHEREFORE, NEXTLINK respectfully requests the Commission to enter the following relief:

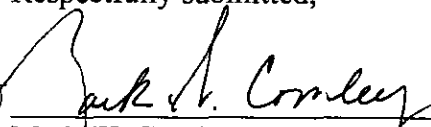
- A. Allow NEXTLINK to file its Annual Report out of time; and
- B. Protect from public disclosure and treat with the utmost confidence all of pages 5, 6, 7 and 8 of its Annual Report, and
- C. Enter such other orders and relief, including a declaration that highly confidential

¹See *In the Matter of the Application of Teligent, Inc., to Close Information Presented in 1998 Annual Report*, Case No. TO-99-543.

pages 5, 6, 7 and 8 in their entirety are a "closed record(s)" as defined in Missouri law, that the Commission deems meet and just under the circumstances.

Respectfully submitted,

By:


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573/634-2266 (Telephone)
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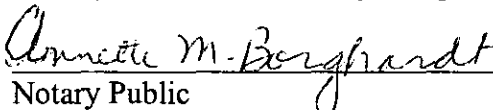
ATTORNEY VERIFICATION

STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

I, Mark W. Comley, being first duly sworn, do hereby certify, depose and state that I am the attorney for NEXTLINK Missouri, Inc. in the above captioned proceeding; that I have read the above and foregoing Application and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicants.


Mark W. Comley

Subscribed and sworn to before me, a Notary Public, this 24th day of April, 2000.


Notary Public

My Commission expires:

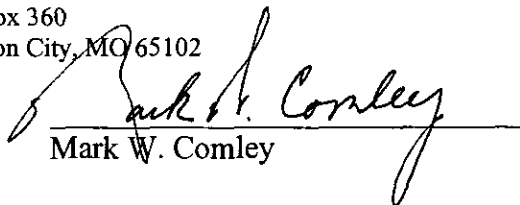
ANNETTE M. BORGHARDT
Notary Public
State of Missouri
Commission Expires 3/11/02
Cole County, MO

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or hand delivered, on this 24th day of April, 2000, to:

Office of Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
P.O. Box 360
Jefferson City, MO 65102


Mark W. Comley