



Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
http://www.psc.state.mo.us

July 18, 2000

BRIAN D. KINKADE
Executive Director
GORDON L. PERSINGER
Director, Research and Public Affairs
WESS A. HENDERSON
Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
DONNA M. KOLILIS
Director, Administration
DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge
DANA K. JOYCE
General Counsel

Commissioners
SHEILA LUMPE
Chair
M. DIANNE DRAINER
Vice Chair
CONNIE MURRAY
ROBERT G. SCHEMENAUER
KELVIN L. SIMMONS

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

FILED 2
JUL 18 2000

Missouri Public
Service Commission

RE: Case No. TE-2000-658

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a STAFF RECOMMENDATION.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

[Handwritten signature of Bruce H. Bates]

Bruce H. Bates
Assistant General Counsel
(573) 751-7434
(573) 751-9285 (Fax)

BB/df
Enclosure
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²
JUL 18 2000
Missouri Public
Service Commission

In the Matter of the 1999 Annual Reports)
of TCG St. Louis, Inc.)

Case No. TE-2000-658

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and for its *Recommendation* respectfully states:

1. On April 17, 2000, TCG St. Louis, Inc. ("TCG") filed a *Request to File Business and Financial Information in Annual Report Under Seal and for Extension of Time for Filing Annual Report* with the Missouri Public Service Commission ("Commission") requesting confidential treatment of the balance sheet, income statement, statement of cash flows, and the number of Missouri access lines contained in TCG's 1999 Annual Report to the Commission, until such time as the Commission can consider TCG's request to file the annual reports under seal. TCG also requested that the Commission grant it an extension of time to file the annual reports until such time as the Commission acted on its request to file the annual reports under seal.

2. Pursuant to 4 CSR 240-10.080(7), the Commission may grant confidential treatment of information in an annual report for good cause.

3. In the attached *Memorandum*, which is labeled Appendix A, the Staff states its opinion that TCG has stated good cause for confidential treatment of the subject information.

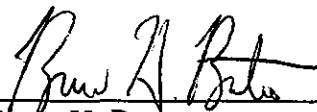
4. Pursuant to 4 CSR 240-10.080(8), the Commission may grant an extension of time to

file annual reports for good cause.

WHEREFORE, the Staff recommends, *inter alia*, that the Commission issue an Order granting TCG's request for confidential treatment of those sections of its 1999 annual report requested until April 15, 2001, and requiring that TCG file the confidential version thereof in accordance with the specifications set forth in the attached *Memorandum*. After that date, Staff would recommend that the information be transferred to the open public record, unless TCG makes a showing that the information should remain confidential. Staff further recommends that the Commission issue an Order granting TCG's request for an extension of time to file the annual report until thirty days after the date of the Order.

Respectfully submitted,

DANA K. JOYCE
General Counsel



Bruce H. Bates
Assistant General Counsel
Missouri Bar No. 35442

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7434 (Telephone)
(573) 751-9285 (Fax)
bbates@mail.state.mo.us (E-Mail)

Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 18th day of July, 2000.



MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. TE-2000-658, TCG St. Louis, Inc.

FROM: Bill Meyer, Project Coordinator *BM 7/17/2000*
Roy Boltz, Regulatory Auditor *RB 7/17/2000*

William Meyer 7/17/2000
Project Coordinator/Date

Wm K Hase 7/17/00 *BMA 7-17-00*
General Counsel's Office/Date

SUBJECT: Staff Recommendation Concerning the Request for Confidential Treatment of portions of the 1999 Annual Reports of TCG St. Louis, Inc. and extension of time for filing annual report.

DATE: July 17, 2000

On April 17, 2000, TCG St. Louis Inc., an interexchange telecommunications company and a alternative basic local exchange carrier, filed with the Commission a Request to File Business and Financial Information in Annual Report Under Seal and for Extension of Time for Filing Annual Report, wherein TCG St. Louis requested that the Commission afford confidential treatment of the balance sheet, income statement, statement of cash flows and number of Missouri access lines. In support of its Request, TCG St. Louis asserted that the information for which protection is sought contains "market-sensitive information that competitors could use to their economic advantage," and that TCG St. Louis "treats this information as confidential and proprietary within the company itself and does not reveal this information in any public forum,"

The Staff has reviewed these pages and is of the opinion that this information is highly confidential (or proprietary), as defined by the Protective Order issued by the Commission in contested cases, and that, therefore, good cause has been shown based on past Commission practice.

RECOMMENDATION

1. The Staff recommends that the Commission issue an Order granting TCG St. Louis, Inc.'s request for an extension of time to file the annual reports thirty (30) days after the date of the Order.
2. The Staff recommends that the Commission issue an Order granting TCG St. Louis, Inc.'s request for confidential treatment of the balance sheet, income statement, statement of cash flows and number of access lines contained in its 1999 annual report until April 15, 2001. After this date, the information should be transferred to the public record, unless the Company makes a showing that the information remains confidential.
3. The Staff recommends the Commission order TCG St. Louis, Inc. to file a public and highly confidential version of the annual reports with a copy of the Order attached to the public version. The redacted public version should have asterisks appearing in the spaces on the affected pages, along with a notation at the bottom of each stating, "denotes highly confidential material that has been filed under seal."

Service List for
Case No. TE-2000-658
July 18, 2000

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

Kurt U. Schaeffer
Lathrop & Gage, LLC
326 E. Capitol Ave.
Jefferson City, MO 65101