



KURT U. SCHAEFER
(573) 761-5004
EMAIL: KSCHAEFER@LATHROPGAGE.COM

326 E. CAPITOL AVENUE
JEFFERSON CITY, MISSOURI 65101-3004
573-893-4336, FAX 573-893-5398

April 17, 2000

HAND DELIVERED

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
Room 530
Truman State Office Building
Jefferson City Missouri 65101

FILED²
APR 17 2000
Missouri Public
Service Commission

Re: **In the Matter of the 1999 Annual Report of
TCG St. Louis, Inc.**

TE-2000-658

Dear Secretary Roberts:

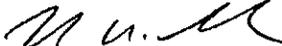
Enclosed for filing in the above-referenced case please find the following:

**Original and 14 copies of Request to File Business and Financial
Information in Annual Report Under Seal and For Extension of
Time for Filing Annual Report**

If you have any questions concerning the above, please contact me.

Sincerely,

LATHROP & GAGE L.C.

By: 

Kurt U. Schaefer

cc: Dennis L. Frey
Michael F. Dandino
Office of Public Counsel

FILED²

APR 17 2000

Missouri Public
Service Commission

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

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

Case No. TE-2000-658

**REQUEST TO FILE BUSINESS AND FINANCIAL INFORMATION
IN ANNUAL REPORT UNDER SEAL AND FOR EXTENSION OF TIME FOR
FILING ANNUAL REPORT**

Comes now TCG St. Louis, Inc., ("TCG St. Louis"), and hereby request confidential treatment of its 1999 annual reports and requests an extension of time to file its 1999 annual report. In support of its request, TCG St. Louis states as follows:

1. Pursuant to 4 CSR 240-10.080(4), TCG St. Louis is required to file its Alternative Basic Local Exchange Carrier Annual Report and Interexchange Telecommunications Company Annual Report (hereafter "annual reports") with this Commission.

2. TCG St. Louis requests that all portions of the annual reports containing statements of the number of Missouri access lines that it serves (hereafter "business information") and statements of cash flows, balance sheets, and income statements (hereafter "financial information"), be filed and maintained with this Commission under seal as a proprietary document.

3. 4 CSR 240-10.080(7) states:

Where a utility subject to this rule considers the information requested on the annual report form to be confidential, it must make a written request to the executive secretary to file that information under seal and state good cause for maintaining the information under seal. The executive secretary shall then, through the general counsel, present that request to the commission for approval.

(emphasis added).

4. TCG St. Louis has good cause to request that the business and financial information in the annual reports be filed and maintained under seal, in that TCG St. Louis considers the business and financial information confidential. *See Affidavit of R. Matthew Kohly ("Affidavit") attached hereto and fully incorporated herein.*

5. Public disclosure of the business and financial information would be competitively harmful to TCG St. Louis. *Affidavit.*

6. TCG St. Louis does business as AT&T Local Services. *Affidavit.*

7. TCG St. Louis is a competitive local exchange company and is providing competitive telecommunications services in Missouri. *Affidavit.*

8. The public disclosure of the business and financial information at a state specific level would allow TCG St. Louis's competitors to determine the extent of TCG St. Louis's business operations. *Affidavit.*

9. The business and financial information could be used by competitors to determine the extent of TCG St. Louis's network facilities, operating expenses, revenues, customer base, and other competitively sensitive information to the detriment of TCG St. Louis. *Affidavit.*

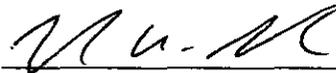
10. The business and financial information contained in the annual reports is not publicly available. *Affidavit.*

11. The Commission has previously granted similar requests of TCG to treat as confidential statements of cash flows, balance sheets, and income statements contained in annual reports in cases TO-99- 481 and TO-99- 482.

12. TCG St. Louis requests that Commission grant TCG St. Louis an extension of time to file its annual reports, pursuant to 4 CSR 240-10.080(8), until such time as the Commission can consider TCG St. Louis's request to file the annual reports under seal.

WHEREFORE, TCG St. Louis requests that all portions of the annual reports containing statements of the number of Missouri access lines that it serves, "business information," and statements of cash flows, balance sheets, and income statements, "financial information," be filed and maintained with this Commission under seal as proprietary documents pursuant to 4 CSR 240-10.080(7), that the Commission grant TCG St. Louis an extension of time to file the annual reports until such time as the Commission can consider TCG St. Louis's request to file the annual reports under seal pursuant to 4 CSR 240-10.080(8), and for such other relief as deemed necessary to protect the confidentiality of the annual reports.

Respectfully submitted,



Paul S. DeFord Mo. #29509
✓Kurt U. Schaefer Mo. #45829
LATHROP & GAGE, L.C.
2345 Grand Boulevard
Suite 2800
Kansas City, Missouri 64108
Telephone: 816-292-2000
Facsimile: 816-292-2001

Counsel for TCG St. Louis, Inc.

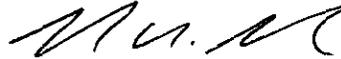
CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, postage prepaid, to all counsel of record as shown on the following service list this 17th day of April, 2000.

Dennis L. Frey
Assistant General Counsel
MO Public Service Commission Staff
P.O. Box 360
Jefferson City, MO 65102

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65105

Michael F. Dandino
Deputy Public Counsel
Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102



Kurt U. Schaefer

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the 1999 Annual Reports)
of TCG St. Louis, Inc.) Case No. _____
)

AFFIDAVIT OF R. MATTHEW KOHLY

STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

I, R. Matthew Kohly, being duly deposed and sworn, state the following to the best of my personal knowledge and/or belief:

1. My name is R. Matthew Kohly. My business address is 101 West McCarty Street, Jefferson City, Missouri 65101.
2. I am employed by AT&T in its Law and Government Affairs organization as a Regulatory Manager - Government Affairs.
3. TCG does business as AT&T Local Services.
4. The annual reports required to be filed by TCG with the Public Service Commission under 4 CSR 240-10.080(4) contain sensitive business and financial information that TCG considers confidential.
5. Public disclosure of the annual reports would be competitively harmful to TCG.
6. TCG is a competitive local exchange company and is providing competitive telecommunications services in Missouri.

7. Since TCG is operating in a single market in Missouri, the disclosure of the business and financial information in the annual reports would provide TCG's competitors with confidential market specific data.

8. The public disclosure of the annual reports' information at a state specific level would allow TCG's competitors to determine the extent of TCG's business operations.

9. The annual report could be used by competitors to determine the extent of TCG's network facilities, operating expenses, revenues, customer base, and other competitively sensitive information to the detriment of TCG.

10. The business and financial information contained in the annual reports is not publicly available.

Further affiant sayeth naught.



R. Matthew Kohly

Subscribed and sworn to before me this 17th day of April, 2000.



Notary Public
Cole County, Missouri

My Commission expires:

3/26/2003

