

BEFORE THE
MISSOURI PUBLIC SERVICE COMMISSION

FILED
AUG 14 2002
Missouri Public
Service Commission

Application of)
)
)

Consolidated Telecom, Inc.)

Case No. _____

For a Certificate of Service Authority to Provide)
Interexchange Telecommunications Services)
in the State of Missouri and for)
Competitive Classification)
_____)

MOTION FOR PROTECTIVE ORDER

COMES NOW Consolidated Telecom, Inc. ("Consolidated"), by its undersigned counsel and pursuant to 4 CSR 240-2.085, hereby moves for a protective order covering certain confidential information submitted in support of Consolidated's Application for a Certificate of Service Authority to Provide Interexchange Telecommunications Services in the State of Missouri and for Competitive Classification ("Application"). The Confidential Information that is the subject of this Motion is Exhibit D to Consolidated's Application, which contains Consolidated's financial statements. In support of this Motion, Consolidated submits the following:

1. Consolidated is a non-publicly traded company. Therefore, Consolidated does not file its financial statements with the SEC on Form 10-K or 10-Q.
2. The financial statements of Consolidated, submitted in Exhibit D to the Application, are not available to the public. Furthermore, Consolidated considers its financial statements confidential, proprietary and non-public commercial information.
3. Disclosure of the financial statements would be extremely detrimental and could be used by Consolidated'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 Consolidated's competitive positions.

4. Due to the sensitive nature of this information, it is appropriate for the Commission to limit access to such information. The Confidential Information is being provided for the sole use of the Commission in exercising its governmental functions by examining the instant application. There is no legitimate purpose to be served in disclosing this proprietary material to any person other than the appropriate reviewing staff of the Commission.

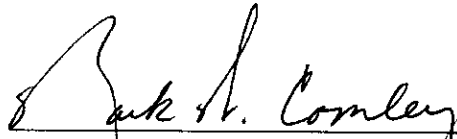
5. The financial statements set forth in Exhibit D to the Application are not readily ascertainable by persons external to the Company, and none of the information for which this claim of confidentiality is made may be found in any format in any other public document.

WHEREFORE, Consolidated Telecom, Inc. respectfully moves that the Commission issue a Protective Order that will limit the availability of Exhibit D to the above-referenced Application to the reviewing staff of the Commission.

Respectfully submitted,

Kathleen L. Greenan
Brett P. Ferencak
SWIDLER BERLIN SHEREFF FRIEDMAN, LLP
3000 K Street, NW, Suite 300
Washington, DC 20007-5116
(202) 424-7500 (Tel)
(202) 424-7645 (Fax)
KLGreenan@swidlaw.com (E-Mail)
BPFerencak@swidlaw.com (E-Mail)

By:

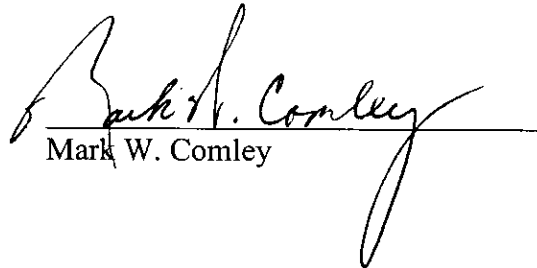


Mark W. Comley #28847
Newman, Comley & Ruth PC
Monroe Bluff Executive Center
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, Missouri 65102-0537
(573) 634-2266 (Tel)
(573) 634-3306 (Fax)
comleym@ncrpc.com (E-Mail)

COUNSEL FOR APPLICANT

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been hand delivered or mailed by first class mail, postage prepaid to the Office of Public Counsel and the General Counsel's office on this 14th day of August, 2002.


Mark W. Comley