

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

IN THE MATTER OF THE APPLICATION OF )  
COMTEL TELCOM ASSETS LP FOR A CERTIFICATE )  
OF SERVICE AUTHORITY TO PROVIDE BASIC )  
LOCAL AND INTEREXCHANGE )  
TELECOMMUNICATIONS SERVICES )  
IN THE STATE OF MISSOURI )  
AND TO CLASSIFY SAID SERVICES AND )  
THE COMPANY AS COMPETITIVE )

Case No. \_\_\_\_\_

**MOTION FOR PROTECTIVE ORDER**

Comes now Comtel Telcom Assets LP (“Comtel” or the “Applicant”), by the undersigned counsel, and hereby request that the Commission issue a Protective Order pursuant to 4 CSR 240-2.085 in association with the above-noted Application. Specifically, Comtel requests that the financial documentation contained in Exhibit D of the Application be kept confidential by the Commission, and in accordance with this request, the Applicant has filed both a public and complete version of this Application, the former of which does not include the financial documentation (Exhibit D).

Exhibit D of the Application has been submitted to confirm that Comtel has the financial resources needed to become a strong competitor in the Missouri telecommunications marketplace. As a privately-held company, Comtel respectfully requests that the Commission protect Exhibit D of the Application from public inspection because public disclosure of its contents would place Comtel at an unfair business disadvantage. Comtel also requests that the Commission withhold from public inspection Exhibit D to the Application due to its proprietary nature. The information contained in the financial statements is only disclosed to banks, financial institutions and others on a need to know basis, and when such information is disclosed to them, it is done on a confidential basis. Making this information available would reveal information to the public and Comtel’s competitors which would allow them to know Comtel’s cash

position, liabilities and other data which Comtel does not wish to disclose without a protective order.

WHEREFORE, Comtel respectfully requests that the Commission issue a Protective Order pursuant to 4 CSR 240-2.085 and treat Exhibit D as highly confidential and proprietary information.

Respectfully submitted,

**BAKER STERCHI COWDEN & RICE, L.L.C.**



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11/21/05

Date

Attorneys for Comtel Telcom Assets LP

VERIFICATION OF COMTEL TELCOM ASSETS LP

COMMONWEALTH OF MASSACHUSETTS §  
COUNTY OF SUFFOLK §

On behalf of Comtel Telcom Assets LP, I verify under oath that the information contained in the foregoing Motion are true to the best of my knowledge, except as to matters which are stated herein on information or belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

COMTEL TELCOM ASSETS LP

By: Lee Ann Wilson

Lee Ann Wilson  
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11/21/05  
Date

SWORN TO AND SUBSCRIBED before me on this 21st day of November, 2005

[Signature]  
Notary Public In and For the Commonwealth of Massachusetts

My commission expires: 2012



JEMIMAH JANE CHILDS  
Notary Public  
Commonwealth of Massachusetts  
My Commission Expires  
September 21, 2012