

CURTIS, OETTING, HEINZ, GARRETT & O'KEEFE, P.C.
Attorneys at Law
130 South Bemiston, Suite 200
St. Louis, Missouri 63105
(314) 725-8788
(314) 725-8789 (FAX)

Carl J. Lumley
Principal

clumley@cohgs.com

February 25, 2004

Secretary of the Public Service Commission
Missouri Public Service Commission
200 Madison Street, Suite 100
Jefferson City, Missouri 65101

Re: Case No. TO-2004-0207

Dear Secretary of the Commission:

Attached please for filing with the Commission in the above-referenced proceeding the Nondisclosure of Agreement of Gary Ball on behalf of Brooks Fiber Communications of Missouri, Inc., Intermedia Communications, Inc., MCI WorldCom Communications, Inc. and MCImetro Access Transmission Services, LLC.

Very truly yours,

/s/ Carl J. Lumley

Carl J. Lumley

CJL:dn
Enclosures
cc. Parties of Record

APPENDIX "A"**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION****NONDISCLOSURE AGREEMENT**

I, GARY BALL, have been presented a copy of the Protective Order issued in Case No. TO-2004-0207 on the 23RD day of FEBRUARY, 2004.

I have requested review of the confidential information produced in Case No. TO-2004-0207 on behalf of Brooks Fiber Communications, Intermedia Communications, Inc., MCI WorldCom Communications, Inc., and MCImetro Access Transmission Services, LLC.

I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

Dated this 23RD day of FEBRUARY, 2004.

Gary J Ball
Signature and Title

SELF
Employer

Brooks Fiber Communications, Inc.
Intermedia Communications, Inc.
MCI WorldCom Communications, Inc.
MCImetro Access Transmission Services, LLC

Party

47 Peaceable Street
Ridgefield, CT 06877

Address

(203) 894-1643

Telephone