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May 11, 2005

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FILED²

MAY 11 2005

Missouri Public
Service Commission

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: Matrix Telecom, Inc.; CLEC Application
Case No.: CA-2005-0393

Dear Judge Roberts:

Enclosed for filing please find the original and one copy of Petitioner's Amendment by Interlineation to Application for Certificate of Service Authority and Competitive Classification. I note that I filed a Motion for Protective Order with the Commission in conjunction with Exhibit A of the Amendment and also include the original and eight copies of highly confidential Exhibit A which is filed under seal.

Should you have any questions regarding this filing, please let me know. Thank you.

Sincerely,

NEWMAN, COMLEY & RUTH P.C.

By:



Cathleen A. Martin
martinc@ncrpc.com

CAM:clv

Enclosures

cc: Office of Public Counsel
General Counsel
Judith Riley, Esq.
Greg Taylor
Bill Haas
Sherri Kohly

BEFORE THE
MISSOURI PUBLIC SERVICE COMMISSION

FILED²

MAY 11 2005

Missouri Public
Service Commission

)
In the Matter of the Application of)
Matrix Telecom, Inc.'s for a)
Certificate of Service Authority to Provide)
Basic Local Telecommunications Service)
in the State of Missouri and to Classify)
Said Services and the Company as Competitive)

Case No. CA-2005-0393

MOTION FOR PROTECTIVE ORDER

COMES NOW Matrix Telecom, Inc. ("Matrix"), 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 Matrix's Application in the above-captioned matter ("Application") with its Amendment by Interlineation to its Application. The confidential information that is the subject of this Motion is Exhibit A to Matrix's Amendment to its Application, which contains the financial statements of Matrix's parent company, Platinum Equity, LLC. In support of this Motion, Matrix submits the following:

1. Matrix is a wholly owned subsidiary of Platinum Equity, LLC ("Platinum") and both Matrix and Platinum are non-publicly traded companies. Therefore, Matrix and Platinum do not file their financial statements with the SEC on Form 10-K or 10-Q.

2. The financial statements of Platinum submitted in Exhibit A to the Amendment by Interlineation to the Application are not available to the public. Furthermore, Matrix and Platinum consider Platinum's statement of assets, liabilities and member's equity and statements of operations confidential, proprietary and non-public commercial information.

3. Disclosure of Platinum's financial statements would be extremely detrimental and

could be used by Matrix's and Platinum'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 Matrix's and Platinum'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 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 A to the Amendment to the Application by Interlineation are not readily ascertainable by persons external to Matrix and Platinum, and none of the information for which this claim of confidentiality is made may be found in any format in any other public document.

6. Matrix requests that the material contained in Exhibit A to Matrix's Amendment by Interlineation to the Application be held confidential for a minimum of three (3) years.

WHEREFORE, Matrix Telecom, Inc. respectfully moves that the Commission issue a Protective Order that will limit the availability of Exhibit A to the above-referenced Amendment by Interlineation to the Application to the reviewing staff of the Commission.

NEWMAN, COMLEY & RUTH P.C.

By:



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ATTORNEYS FOR APPLICANT MATRIX TELECOM, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 11th day of May, 2005, to General Counsel's Office at gencounsel@psc.mo.gov; and Office of Public Counsel at opcservice@ded.mo.gov.

