

**FILED<sup>3</sup>**

MAY 15 2003

May 12, 2003

Mr. Dale Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission, Data Center  
P.O. Box 360  
Jefferson City, MO 65102

**Missouri Public  
Service Commission**

**Re: *In the matter of the Application for a Certificate of Public Convenience and Necessity in the State of Missouri for the Purpose of Providing Facilities-Bases Data High Speed Communications Technologies for Non-Basic, Non-Switched Local Exchange Services and Interexchange Services (IntraLATA and InterLATA Toll)***

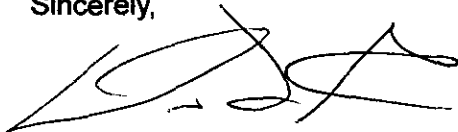
Dear Mr. Roberts,

Enclosed for filing with the Commission is the original and 14 copies of the Application for a Certificate of Public Convenience and Necessity in the State of Missouri for the Purpose of Providing Facilities-Bases Data High Speed Communications Technologies for Non-Basic, Non-Switched Local Exchange Services and Interexchange Services (IntraLATA and InterLATA Toll) and a Motion for Protection Order in the above-referenced matter. Also enclosed an additional copy of each document, which I would ask that you return this copy marked "Filed" in the enclosed envelope. By copy of this letter, two copies of each document have been sent to the Office of Public Counsel. If you should have any questions, please do not hesitate to contact me.

Also enclosed in sealed envelopes are eight copies of Appendix 7 to the Application.

Thank you for bringing this matter to the attention of the Commission.

Sincerely,



Darryl Gill

DLG/bam  
Enclosures

cc: Office of Public Counsel (w/enclosures)

NOW Intermedia, Inc.  
625 N. Euclid Ave  
Suite 300  
St. Louis, MO 63108

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

**FILED<sup>3</sup>**

MAY 15 2003

IN THE MATTER OF THE APPLICATION OF )  
NOW INTERMEDIA, INCORPORATED FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE )  
AND NECESSITY IN THE STATE OF MISSOURI )  
FOR THE PURPOSE OF PROVIDING FACILITIES- )  
BASED DATA HIGH SPEED COMMUNICATIONS )  
TECHNOLOGIES FOR NON-BASIC, NON- )  
SWITCHED LOCAL EXCHANGE SERVICES AND )  
INTEREXCHANGE SERVICES (INTRALATA )  
AND INTERLATA TOLL) )

Missouri Public  
Service Commission

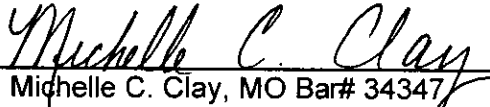
**MOTION FOR PROTECTION ORDER**

Comes now NOW Intermedia, Incorporated, and moves the Commission, pursuant to 4 C.S.R. 240-2.080(13), to issue a protective order in this matter with respect to NOW Intermedia, Incorporated's financial information provided at Appendix 7 to the Application. In support of its motion, NOW Intermedia, Incorporated states as follows:

1. NOW Intermedia, Incorporated is a privately funded corporation engaged in the provision of telecommunications services, which are highly competitive. The public disclosure of NOW Intermedia, Incorporated financial statements could be injurious to the business and competitive position of NOW Intermedia, Incorporated.
2. The NOW Intermedia, Incorporated, financial statements are private and confidential financial and business information, and therefore constitute proprietary information entitled to protection from disclosure under 4 C.S.R. 240-2.080(13).

WHEREFORE, NOW Intermedia, Incorporated, respectfully requests that the Commission issue its standard protective order in this proceeding with respect to NOW Intermedia, Incorporated's financial statements.

Respectfully submitted,

A handwritten signature in cursive script, reading "Michelle C. Clay", is written over a horizontal line.

Michelle C. Clay, MO Bar# 34347  
6023 Waterman Avenue, Suite 1W  
St. Louis, MO 63112  
V. (314) 721-0091  
F. (314) 721-0585

ATTORNEY FOR APPLICANT  
NOW INTERMEDIA, INCORPORATED

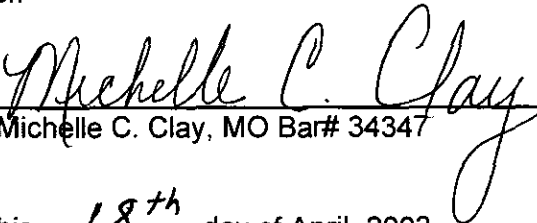
STATE OF MISSOURI

)  
) ss.

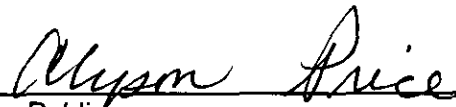
CITY OF ST. LOUIS

COMES NOW Intermedia, Incorporated, by and through their attorney, Michelle C. Clay,  
duly sworn, swears and affirms as follows:

1. My name is Michelle C. Clay, and I am the attorney for NOW Intermedia, Incorporated. In that capacity I am authorized to verify this Motion for Protective Order and the information contained therein on behalf of NOW Intermedia, Incorporated.
2. The information contained in the Motion for Protective Order is true and accurate to the best of my knowledge and belief.

  
Michelle C. Clay, MO Bar# 34347

Subscribed and sworn to before me this 18<sup>th</sup> day of April, 2003

  
Notary Public

My Commission Expires:

ALYSON PRICE  
Notary Public - State of Missouri  
County of St. Louis  
My Commission Expires Jul. 22, 2006