

FILED

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

APR 27 2000

Missouri Public
Service Commission

In the Matter of the Application of)
Telistar Communications, LLC)
for a Certificate of Service Authority to provide)
Basic Local Telecommunications Service)
in portions of the State of Missouri and for)
Competitive Classification.)

Case No. TA-2000-693

MOTION FOR PROTECTIVE ORDER

INTRODUCTION

Telistar Communications, LLC ("Telistar" or "Movant"), by its attorneys and pursuant to 4 CSR § 240-2.085 hereby files this Motion for a Protective Order ("Motion") in the above-captioned proceedings. Telistar submits this Motion for the purpose of seeking the confidential treatment of certain commercially-sensitive financial information which is filed together with this Motion under confidential seal and which is further referred to as ***Exhibit D*** to its Application for a Certificate of Service Authority to Provide Basic Local Telecommunications Services within the State of Missouri ("Basic Local Application").

In support of this Motion, Telistar states the following:

I. DESCRIPTION OF CONFIDENTIAL INFORMATION

1. To demonstrate its financial ability to provide basic local exchange telecommunication services, Telistar is prepared to offer a copy of a statement of its present financial condition. The financial statement is specifically referred to as ***Exhibit D*** to the Basic Local Application.

II. GROUND FOR CLAIM OF PROTECTIVE TREATMENT

4. Telistar seeks to protect the information contained in *Exhibit D* because its financial statement(s) contains highly-confidential and strictly-proprietary information, the public disclosure of which potentially may result in direct and immediate harm to the competitive position of Telistar in Missouri and elsewhere.

5. Because the Company's financial statement contains confidential and commercially-sensitive information from which its competitors may derive economic value, Telistar actively seeks to protect such material from public disclosure. Telistar derives independent economic value from the fact that significant and proprietary information regarding the Company's financial structure and current financing activities is unknown to its competitors. Given this fact, the disclosure of this information could provide existing and potential competitors, including competitive local exchange carriers ("CLECs"), incumbent local exchange carriers ("ILECs"), independent local exchange carriers, and interexchange carriers ("IXCs") in Missouri, as well as in other states in which Telistar provides or intends to provide telecommunication services, with an unfair and undeserved competitive advantage over Telistar and its affiliates.

6. Telistar is a privately-held limited liability company presently immune from a legal obligation to prepare or submit financial statements to any public entity. As such, the financial statement set forth in the *Exhibit D* to Telistar's Application is 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.

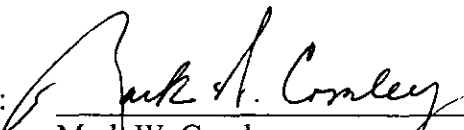
III. CONCLUSION

8. The information for which confidential treatment is sought in this Motion is both private and competitively-sensitive. The direct harm that could be caused to Telistar as a result of any such disclosure is real and not speculative. For all of these reasons, Telistar' financial

statements should be protected from public disclosure.

WHEREFORE, **Telistar Communications, LLC** respectfully requests that the Commission grant its Motion for Protective Order with respect to ***Exhibit D*** of its Application for a Certificate of Service Authority to Provide Basic Local Telecommunications Services within the State of Missouri

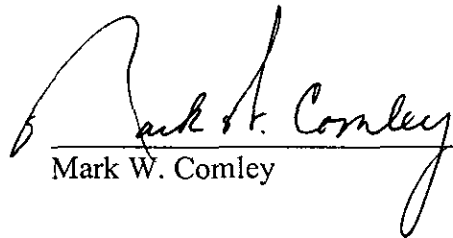
Respectfully submitted,

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Attorneys for **Telistar
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Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. Mail, postage prepaid, or hand delivered, to Office of Public Counsel, P.O. Box 7800, Jefferson City, MO 65102, and General Counsel, P.O. Box 360, Jefferson City, MO 65102 on this 27th day of April, 2000.


Mark W. Comley