



Missouri Public Service Commission

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June 26, 2000

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Secretary/Chief Regulatory Law Judge

DANA K. JOYCE
General Counsel

FILED³

JUN 26 2000

Missouri Public
Service Commission

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

RE: Case No. TE-2000-657

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **STAFF RECOMMENDATION**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Bruce H. Bates
Assistant General Counsel
(573) 751-7434
(573) 751-9285 (Fax)

BB/df
Enclosure
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³
JUN 26 2000
Missouri Public
Service Commission

In the Matter of the 1999 Annual Report)
of AT&T Communications of the)
Southwest, Inc.)

Case No. TE-2000-657

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and for its *Recommendation* respectfully states:

1. On April 17, 2000, AT&T Communications of the Southwest, Inc. ("AT&T") filed a *Request to File Business and Financial Information in Annual Report Under Seal and for Extension of Time for Filing Annual Report* with the Missouri Public Service Commission ("Commission") requesting confidential treatment of the balance sheets, income statements, statements of cash flows, and the number of Missouri access lines contained in AT&T's 1999 Annual Report to the Commission, until such time as the Commission can consider AT&T's request to file the annual reports under seal. AT&T also requested that the Commission grant it an extension of time to file the annual reports until such time as the Commission acted on its request to file the annual reports under seal.

2. Pursuant to 4 CSR 240-10.080(7), the Commission may grant confidential treatment of information in an annual report for good cause.

3. In the attached *Memorandum*, which is labeled Appendix A, the Staff states its opinion

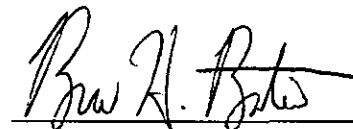
that AT&T has stated good cause for confidential treatment of the subject information.

4. Pursuant to 4 CSR 240-10.080(8), the Commission may grant an extension of time to file annual reports for good cause.

WHEREFORE, the Staff recommends, *inter alia*, that the Commission issue an Order granting AT&T's request for confidential treatment of its 1999 annual report until April 15, 2001, and requiring that AT&T file the confidential version thereof in accordance with the specifications set forth in the attached *Memorandum*. Staff further recommends that the Commission issue an Order granting AT&T's request for an extension of time to file the annual report until thirty days after the date of the Order.

Respectfully submitted,

DANA K. JOYCE
General Counsel

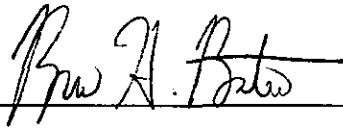


Bruce H. Bates
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Missouri Bar No. 35442

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 26th day of June, 2000.



MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. TE-2000-657, AT&T Communications of the Southwest, Inc.

FROM: Bill Meyer, Project Coordinator *AM 6/23/2000*
Roy Boltz, Regulatory Auditor *RB 6/22/2000*

William A. Meyer 6/23/2000
Project Coordinator/Date

Man. Peter 6/26/00 *B/B 6-26-00*
General Counsel's Office/Date

SUBJECT: Staff Recommendation Concerning the Request for Confidential Treatment of portions of the 1999 Annual Report of AT&T Communications of the Southwest, Inc. and extension of time for filing annual report.

DATE: June 22, 2000

On April 17, 2000, AT&T Communications of the Southwest, Inc. (AT&T), an alternative basic local exchange carrier, filed with the Commission a Request to File Business and Financial Information in Annual Report Under Seal and for Extension of Time for Filing Annual Report, wherein AT&T requested that the Commission afford confidential treatment of the balance sheet, income statement, statement of cash flows and number of Missouri access lines. In support of its Request, AT&T asserted that the information for which protection is sought contains "market-sensitive information that competitors could use to their economic advantage," and that AT&T "treats this information as confidential and proprietary within the company itself and does not reveal this information in any public forum." AT&T also requests the Commission grant an extension of time to file the annual reports until such time as the Commission acts on the request.

The pages company has requested confidential treatment meets the definition of highly confidential or proprietary, as defined by the protective order issued by the Commission in contested cases, and that, therefore, good cause has been shown based on past Commission practice.

RECOMMENDATION

1. The Staff recommends that the Commission issue an Order granting AT&T Communications of the Southwest, Inc.'s request for an extension of time to file the annual report thirty (30) days after the date of the Order.
2. The Staff recommends that the Commission issue an Order granting AT&T Communications of the Southwest Inc.'s request for confidential treatment of the balance sheet, income statement, statement of cash flows and number of access lines contained in its 1999 annual report until April 15, 2001. After this date, the information should be transferred to the public record, unless the Company makes a showing that the information remains confidential.
3. The Staff recommends the Commission order AT&T Communications of the Southwest, Inc. to file a public and highly confidential version of the annual reports with a copy of the Order attached to the public version. The redacted public version should have asterisks appearing in the spaces on the affected pages, along with a notation at the bottom of each stating, "denotes highly confidential material that has been filed under seal."

Service List for
Case No. TE-2000-657
June 26, 2000

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