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COMMISSION CLERK

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BEFORE THE  
STATE OF FLORIDA  
PUBLIC SERVICE COMMISSION

Application of Neutral Tandem-Florida, LLC )  
for Authority to Provide Alternative )  
Local Exchange Service Statewide )

MOTION FOR PROTECTIVE ORDER

Neutral Tandem-Florida, LLC ("Neutral Tandem" or "Company"), by its attorneys and pursuant to Rules of the Florida Public Service Commission Chapter 25-22.006 and §364.183(1), F.S., hereby moves for a protective order covering certain confidential information submitted in support of Neutral Tandem's above-captioned Application for Authority to Provide Alternative Local Exchange Service ("Application"). The Confidential Information that is the subject of this Motion comprises Exhibit B to Neutral Tandem's Application, which contains the company's financial statements. In support of this Motion, Neutral Tandem submits the following:

(1) Neutral Tandem is not a publicly traded company. As such, Neutral Tandem does not file financial statements with the SEC;

(2) The information in Exhibit B contains sensitive financial information, which Neutral Tandem protects from disclosure. This information is not generally available to those inside the Company without specific need-to-know, and the Company keeps it in a secure location to prevent inadvertent disclosure. This information has not been released previously;

(3) Public disclosure of the information would cause undue harm to Neutral Tandem and would prove detrimental to Neutral Tandem's competitive position in the marketplace; and

(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

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*motion for protective order*  
This ~~notice of intent~~ was filed in a docketed matter by or on behalf of a "telco" for Confidential DN 08671-04. The confidential material is in locked storage pending staff advice on handling.

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in exercising 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 staffs of the Commission.

WHEREFORE, NEUTRAL TANDEM respectfully moves that the Commission issue a Protective Order that will limit the availability of Exhibit B to the above-referenced Application to the reviewing staffs of the Commission.

Respectfully submitted,

By: 

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Dated: August 6, 2004