

BEFORE THE
STATE OF FLORIDA
PUBLIC SERVICE COMMISSION

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Application of Nexus Communications TSI, Inc.,)
for Authority to Provide Alternative)
Local Exchange Service Statewide)

MOTION FOR PROTECTIVE ORDER

Nexus Communications, Inc. ("Nexus" 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 Nexus' 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 Nexus' Application, which contains the company's financial statements. In support of this Motion, Nexus submits the following:

- (1) Nexus is not a publicly traded company. As such, Nexus does not file financial statements with the SEC;
- (2) The information in Exhibit B contains sensitive financial information, which Nexus 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 Nexus and would prove detrimental to Nexus' 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 in exercising governmental functions by examining the Application. There is no legitimate purpose to be

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This confidentiality request was filed by or for a "telco" for DNO405204. No ruling is required unless the material is subject to a request per 119.07, FS, or is admitted in the record per Rule 25-22.006(8)(b), FAC.

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served in disclosing this proprietary material to any person other than the appropriate reviewing staffs of the Commission.

WHEREFORE, NEXUS 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: March 29, 2004