

FILE

BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO

RECEIVED-DOCKETING DIV
2010 JAN -8 AM 8:47
PUCO

In the Matter of the Application of)
Impact Telecom, Inc. to Public Utilities Commission)
of Ohio for Authority to Operate as a Reseller of)
Competitive Telecommunications Services)

Case No. 10 - 21 - TP - ACE

MOTION FOR PROTECTIVE ORDER

COMES NOW Impact Telecom, Inc. and hereby moves the Public Utilities Commission of Ohio for protective treatment of certain confidential information submitted in support of the Company's above-captioned Application for Authority to Provide Resold Interexchange Telecommunications services ("Application"). Specifically Exhibits D-1, D-2 and D-3. In support of this Motion, Impact Telecom, Inc. submits the following:

- (1) Impact Telecom, Inc. is not a publicly traded company and therefore, Impact Telecom, Inc. does not file financial statements with the SEC;
- (2) The statements contain sensitive financial information which Impact Telecom, Inc. 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 Impact Telecom, Inc. and would prove detrimental to Impact Telecom, Inc.'s competitive position in the marketplace; and

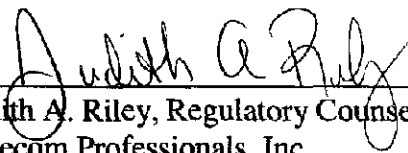
This is to certify that the images appearing are an
accurate and complete reproduction of a case file
document delivered in the regular course of business
Technician And Date Processed 1/8/10

(4) Due to the sensitive nature of this information, it is appropriate for the Commission to limit access to the information. The confidential information is being provided for the sole use of the Commission in exercising their respective 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 staff of the Commission.

WHEREFORE, Impact Telecom, Inc. respectfully moves that the Commission treat the financial information, which is made a part of the Application, as confidential and protect the aforementioned documents as proprietary and confidential.

Respectfully submitted this 5th day of January, 2010.

By:



Judith A. Riley, Regulatory Counsel
Telecom Professionals, Inc.
5909 Northwest Expressway, Suite 101
Oklahoma City, OK 73132
Voice: (405) 755-8177
Fax: (405) 470-4191
E-mail: jriley@telecompliance.net

PUBLIC UTILITIES COMMISSION
OF OHIO

In the Matter of the Application of)
Impact Telecom, Inc. to the Public Utilities)
Commission of Ohio for Authority to)
Operate as a Reseller of Competitive)
Interexchange Telecommunication Services)

Case No. 10 - 21 TP-ACE

AFFIDAVIT OF ROBERT BEATY

I, Robert Beaty, being duly sworn, depose and state as follows:

1. My name is Robert Beaty. My business address is 9250 E. Costilla Ave., Ste. 400, Greenwood Village, CO 80112. I am the President and Director of Impact Telecom, Inc. I am familiar with the Application of Impact Telecom, Inc. to provide competitive interexchange telecommunication services in the State of Ohio.

2. I hereby state that the information contained and referenced in Exhibits D-1 through D-3 (the "Confidential Exhibits") of Impact Telecom's Application to provide competitive interexchange telecommunication services in the State of Ohio, is confidential and proprietary, and that disclosure of that information would require the Company to reveal sensitive operational, financial and marketing information which is not publicly available, disclosure of which would be commercially harmful to the Company. The Company has used its best effort to keep and maintain such information secret. To the best of my knowledge, such information has not been disclosed or released to the public.

3. This concludes my Affidavit.

Impact Telecom, Inc.

By: Robert M. Beaty
Robert Beaty, President

State of Colorado

County of Arapahoe

Sworn to and subscribed before me this 6 day of December, 2009, by Robert Beaty personally known to me or proved to me on the basis of satisfactory evidence to be the person who appeared before me.

Mary Catherine Reichman
Notary Public

Name: Mary Catherine Reichman

My Commission Expires: July 22, 2010

