

FILE

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BEFORE THE

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PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Access Fiber Group, Inc. to Provide Facilities-Based and)
Resold Local Telecommunications Services in the)
State of Ohio

PUCO
Case No. 09-1853-TP-ALE

MOTION FOR PROTECTIVE ORDER

Access Fiber Group, Inc. ("AFG" or "Company"), pursuant to OAC 4901-1-24((D)), moves for a protective order to prevent public disclosure of the confidential and proprietary financial information included as Exhibit D-2 in AFG's *Telecommunications Supplemental Application Form for Carrier Certification*. In support of this motion, AFG states as follows:

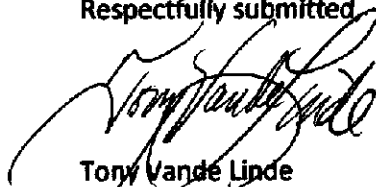
1. AFG is applying for authorization to provide competitive local telecommunications services and dark fiber services in the State of Ohio. As part of that Application, AFG provides its most recent quarterly financial statements as Exhibit D-2 (the "Confidential Exhibit").
2. AFG is a privately held company and is not required to file financial information with the United States Securities and Exchange Commission and does not otherwise disclose its financial information to the public nor has AFG provided financials to any State Public Utilities Commission without confidential treatment being granted.
3. AFG uses its best efforts to keep and maintain the confidentiality of the "Confidential Exhibit". To the best of the Company's knowledge, the "Confidential Exhibit" has not been disclosed or released to the public.
4. The "Confidential Exhibit" derives economic value from not being generally known to and not being readily ascertainable by proper means by other persons who can obtain economic value from their disclosure and use. Specifically, the information contained therein is sensitive financial information that could be used by competitors to determine revenue and other information damaging to the Company. Disclosure of such information would be extremely detrimental and could be used by the Company's competitors to materially affect the Company's ability to compete effectively.

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5. Due to the sensitive nature of the "Confidential Exhibit", it is appropriate for the Commission to limit access to it. The "Confidential Exhibit" should solely be used by the Commission in exercising its governmental functions in considering AFG's Application. There is no public interest to be served in disclosing the "Confidential Exhibit" to the Company's present or future competitors or to any person other than the appropriate staff of the Commission.

WHEREFORE, Access Fiber Group, Inc. respectfully requests that the Commission grant a Protective Order allowing Exhibit D-2 of the Application to be treated as confidential.

Respectfully submitted



Tony Vande Linde
Business Operations Manager
Access Fiber Group, Inc.
201 Summit Parkway
Birmingham, AL 35209

Authorized Agent / Employee of Applicant

Dated: November 18, 2009