

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of McGraw Communications, Inc. to Provide Facilities-Based and Competitive Tele- communications Services in the State of Ohio)))))	Case No. 09-1962-TP-ACE
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MOTION FOR PROTECTIVE ORDER

McGraw Communications, Inc. ("McGraw" or "Company"), by its attorneys and 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 McGraw's Telecommunications Supplemental Application Form for Carrier Certification. In support of this Motion, McGraw states as follows:

1. McGraw is applying for authorization to provide local exchange telecommunications services in the State of Ohio. As part of that Application, McGraw provides its most recent financial statements as Exhibit D-2 (the "Confidential Exhibit").
2. McGraw 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.
3. McGraw 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 person who can obtain economic

value from their disclosure and use. Specifically, the information contained therein is extremely 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.

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 McGraw's Application. There is no legitimate purpose or public interest to be served in disclosing the Confidential Exhibit to the Company's current or future competitors or to any person other than the appropriate staff of the Commission.

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

Respectfully submitted,

McGraw Communications, Inc.
By its Attorneys,
DEVINE, MILLIMET & BRANCH,
PROFESSIONAL ASSOCIATION

Dated: December 16, 2009

By: 

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This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/16/2009 3:34:31 PM

in

Case No(s). 09-1962-TP-ACE

Summary: Motion McGraw Motion for Protective Order electronically filed by Mr. Harry N Malone on behalf of McGraw Communications, Inc.