STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

AT&T Communications of Illinois, Inc, : 
TCG Illinois, an AT&T Company, : 
TCG Chicago, an AT&T Company and : 
TCG St. Louis, an AT&T Company : 08-0182 : 

Petition to protect Petitioner’s : 
Annual Report from disclosure : 
for not less than five years in order to : 
safeguard highly proprietary information. : 

ORDER

By the Commission:

On March 6, 2008, AT&T Communications of Illinois, Inc, TCG Illinois, TCG Chicago, and TCG St. Louis, (collectively, “Petitioners”) filed a verified petition requesting that the Illinois Commerce Commission (“Commission”) enter an order protecting their 2007 Annual Reports from disclosure for a period of not less than five years.

The Petitioners are certified by the Commission to provide competitive telecommunications services in Illinois. The petition indicates that the Petitioners’ 2007 Annual Reports contain commercial and financial information that is proprietary and confidential, and the disclosure of which to competitors could be detrimental to Petitioners. The petition further indicates that because the telecommunications industry is highly competitive, it is imperative that public disclosure of confidential information contained in the Petitioners’ 2007 Annual Reports be avoided for a period of at least five years following issuance of an Order by the Commission, because of the competitive harm such disclosure would likely cause the Petitioners. Since all facts necessary for the Commission to grant the requested relief are contained in the petition, no hearing is necessary and it is waived.

The Commission having considered the entire record herein, and being fully advised in the premises, is of the opinion and finds that:

1) AT&T Communications of Illinois, Inc, TCG Illinois, TCG Chicago, and TCG St. Louis, are telecommunications carriers within the meaning of Section 13-202 of the Public Utilities Act (“Act”) which provides competitive telecommunications service as defined in Section 13-209 of the Act;
2) the Commission has jurisdiction over the Petitioners and the subject matter herein;

3) the recitals of fact set forth in the prefatory portion of this Order are supported by the petition and are hereby adopted as findings of fact;

4) Section 5-109 of the Act states, in relevant part:

    All reports made to the Commission by any public utility and the contents thereof shall be open to public inspections, unless otherwise ordered by the Commission;

5) Section 7(g) of the Illinois Freedom of Information Act (5 ILCS 140/7) exempts from disclosure:

    Trade secrets and commercial or financial information obtained from a person or business where such trade secrets or information are proprietary, privileged or confidential, or where disclosure of such trade secrets or information may cause competitive harm;

6) the verified petition states that Petitioners’ 2007 Annual Reports falls within the exemption stated in Finding (5);

7) Petitioners’ 2007 Annual Reports should be exempt from public disclosure under Section 7(g) of the Illinois Freedom of Information act and Section 5-109 of the Public Utilities Act for a period of five (5) years from the date of this Order;

8) Petitioners should submit with their respective 2007 Annual Report a cover letter indicating that proprietary treatment was granted in this Docket and identifying the date on which this Order was entered.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the 2007 Annual Reports for AT&T Communications of Illinois, Inc, TCG Illinois, TCG Chicago, and TCG St. Louis, be afforded proprietary treatment and are exempt from public disclosure and will be accessible only by the Commission and the Commission Staff for a period of five (5) years from the date of this Order.

IT IS FURTHER ORDERED that a cover letter shall be submitted with the 2007 Annual Reports filed by the Petitioners indicating that proprietary treatment was granted in this
Docket and identifying the date on which this Order was entered.

IT IS FURTHER ORDERED that the Illinois Commerce Commission retains jurisdiction over AT&T Communications of Illinois, Inc, TCG Illinois, TCG Chicago, and TCG St. Louis, and the subject matter hereof for the purpose of issuing such further order or orders as it may deem necessary.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 9th day of April, 2008.

(SIGNED) CHARLES E. BOX

Chairman