

Docket No: 04-0316
Bench Date: 5/5/04
Deadline: N/A

MEMORANDUM

TO: The Commission

FROM: David Gilbert, Administrative Law Judge

DATE: April 21, 2004

SUBJECT: Allegiance Telecom of Illinois, Inc.

Petition (by Letter) for Confidential Treatment of AR-13 for Year Ending, December 31, 2003.

RECOMMENDATION: Enter Order Granting Confidentiality.

Allegiance Telecom of Illinois, Inc. ("Allegiance") requests confidential and proprietary treatment for its Annual Report (AR-13) for the year ending December 31, 2003. Allegiance states that the subject Annual Report constitutes "business information that, if disclosed to the public, would put the Company at a competitive disadvantage."

The Illinois Public Utilities Act, the Illinois Freedom of Information Act and the regulations of the Commission provide for confidential and proprietary treatment of commercially sensitive information received from entities subject to Commission jurisdiction. Based on Allegiance's verified statements, the subject Annual Report warrants confidential and proprietary treatment for five years.

Accordingly, I recommend that the Attached Order, exempting the Annual Report from public disclosure for a period of five years, be entered.

DG;jt