

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Sprint Communications L.P. d/b/a Sprint :
Communications Company L.P. :
: :
Petition for Emergency and Expedited Relief : **06-0254**
to Protect from Disclosure in Their Entirety :
for a Period of Not Less Than Five Years, :
Petitioner's 2005 Annual Report. :

ORDER

By the Commission:

On March 29, 2006, Sprint Communications L.P. d/b/a Sprint Communications Company L.P. ("Petitioner") filed a verified Petition requesting that the Illinois Commerce Commission ("Commission") enter an Order protecting its 2005 Annual Report from disclosure for a period of five years.

The Petition states that Petitioner is certificated by the Commission to provide competitive telecommunications services in Illinois. It also explains that Petitioner's Annual Report contains commercial and financial information that is proprietary and confidential, and that public disclosure of the proprietary information during the five years could cause competitive harm to Petitioner.

All of the facts necessary for the Commission to grant the relief requested are contained in the verified Petition, so no hearing is necessary and it is waived. The Commission, having reviewed the entire record and being fully advised in the premises, is of the opinion and finds that:

- (1) Sprint Communications L.P. d/b/a Sprint Communications Company L.P. is a telecommunications carrier within the meaning of Section 13-202 of the Public Utilities Act, that provides competitive telecommunication service as defined in Section 13-209 of the Act;
- (2) the Commission has jurisdiction over the Petitioner and the subject matter herein;
- (3) the recitals of fact set forth in the prefatory portion of this Order are supported by the record 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 inspection, 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) Petitioner's 2005 Annual Report falls within the exemption stated in Finding (5), and should be kept 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 years from the date the Petition was filed;
- (7) Petitioner should submit with its 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 2005 Annual Report filed by Sprint Communications L.P. d/b/a Sprint Communications Company L.P. is afforded proprietary treatment, is exempt from public disclosure, and will be accessible only by the Commission and the Commission Staff for a period of five years from the date the Petition was filed.

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

IT IS FURTHER ORDERED that the Commission retains jurisdiction over Petitioner and the subject matter hereof for the purpose of issuing such further 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 19th day of April, 2006.

(SIGNED) CHARLES E. BOX

Chairman