

June 12, 2013

**IMPORTANT NOTICE REGARDING COMPLIANCE & REPORTING**

Chief Clerk  
Illinois Commerce Commission  
527 East Capital Avenue  
Springfield, IL 62701

*Report  
13-0237 Public*

**Re: Metropolitan Telecommunications of Illinois, Inc. (MetTel)  
Annual Report of Certain Telecommunications Carriers  
To the Illinois Commerce Commission  
For the Year Ending December 31, 2012**

To Whom It May Concern:

Per the enclosed Order, proprietary treatment was granted proprietary treatment of the 2012 Annual Report of Certain Telecommunications Carriers to the Illinois Commerce Commission for Metropolitan Telecommunications of Illinois, Inc. (MetTel). As ordered, please find enclosed a Public Version of this report in it's entirety along with a Confidential Version that has been placed in a sealed envelope marked "CONFIDENTIAL".

Please contact Meghan Ruwet at (303) 663-0102 or [mtr@compliancegroup.com](mailto:mtr@compliancegroup.com) with any questions concerning this filing. Thank you for your assistance in this matter.

Sincerely,



Meghan Ruwet  
The Compliance Group  
Consultant  
Telephone: (303) 663-0102  
Email: [mtr@compliancegroup.com](mailto:mtr@compliancegroup.com)

CHIEF CLERK'S OFFICE  
2013 JUN 17 P 12:45  
ILLINOIS COMMERCE COMMISSION



**STATE OF ILLINOIS**

**ILLINOIS COMMERCE COMMISSION**

<b>Metropolitan Telecommunications of Illinois, Inc. d/b/a MetTel</b>	:	
	:	<b>13-0237</b>
	:	
<b>Petition for Confidential Treatment.</b>	:	

**ORDER**

By the Commission:

On March 25, 2013, Metropolitan Telecommunications of Illinois, Inc. d/b/a MetTel ("Petitioner") filed a verified petition requesting that the Illinois Commerce Commission ("Commission") enter an order protecting Petitioner's 2012 Annual Report from disclosure for not less than two years. On April 19, 2013, Petitioner filed an amended petition containing Petitioner's assumed name in the case caption and in the body of the petition. Petitioner is required under Section 5-109 of the Public Utilities Act (220 ILCS 5/5-109) to file an Annual Report. Section 7(g) of the Freedom of Information Act (5 ILCS 140/7(g)) exempts commercial and financial information from public disclosure where information is confidential or where disclosure of trade secrets may cause competitive harm.

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.

Petitioner was certified by the Commission in Docket 01-0774, July 10, 2002, to provide competitive telecommunications services in Illinois. The petition states that Petitioner is a privately-held competitive local exchange carrier. As such, Petitioner's financial statements and revenue figures are not publicly available and are generally not available to anyone outside of Petitioner. Additionally, public disclosure of such information would place Petitioner at a competitive disadvantage given the fierce competitive nature of the telecommunications industry. For these reasons, Petitioner filed its Annual Report with the request that the confidential information therein be afforded confidential treatment.

Section 7 of the Illinois Freedom of Information Act (5 ILCS 140/7(g)) exempts from public disclosure "trade secrets and commercial or financial information...where such trade secrets or information are proprietary, privileged or confidential." Petitioner's 2012 Annual Report falls within this exemption.

Petitioner shall submit with its 2012 Annual Report a cover letter indicating that proprietary treatment was granted in this Docket and identifying the date on which this

13-0237

Order was entered. Petitioner shall also be directed to file a public version of its 2012 Annual Report in conjunction with the proprietary version that is the subject of this Docket.

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

- (1) Metropolitan Telecommunications of Illinois, Inc. d/b/a MetTel is a telecommunications carrier 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 Petitioner 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 Petitioner's 2012 Annual Report falls within the exemption stated in Finding (5);
- (7) Petitioner's 2012 Annual Report 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 two (2) years from the date of this Order;
- (8) Petitioner should submit with its 2012 Annual Report a cover letter indicating that proprietary treatment was granted in this Docket and identifying the date on which this Order was entered;

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- (9) Petitioner should file a public version of its 2012 Annual Report in conjunction with the proprietary version that is the subject of this Docket.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the 2012 Annual Report for Metropolitan Telecommunications of Illinois, Inc. d/b/a MetTel be afforded proprietary treatment, is exempt from public disclosure, and will be accessible only by the Commission and the Commission Staff for a period of two (2) years from the date of this Order.

IT IS FURTHER ORDERED that a cover letter shall be submitted with the 2012 Annual Report filed by the Petitioner, indicating that proprietary treatment was granted in this Docket and identifying the date on which this Order was entered.

IT IS FURTHER ORDERED that Petitioner shall file a public version of its 2012 Annual Report in conjunction with the proprietary version that is the subject of this Docket.

IT IS FURTHER ORDERED that the Illinois Commerce Commission retains jurisdiction over Metropolitan Telecommunications of Illinois, Inc. d/b/a MetTel 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 5th day of June, 2013.

(SIGNED) DOUGLAS P. SCOTT

Chairman

PUBLIC

FORM AR-13

ANNUAL REPORT OF  
CERTAIN TELECOMMUNICATIONS CARRIERS

TO THE

ILLINOIS COMMERCE  
COMMISSION



<b>Exact Legal Name of Respondent (Company)</b>  Metropolitan Telecommunications of Illinois, Inc.	<b>Year of Report</b>  December 31, 2012
<b>LIST ALL ASSUMED NAMES, TRADE NAMES, etc. [i.e. "d/b/a"] of RESPONDENT</b>  MetTel	

This state agency is requesting disclosure of information that is necessary to accomplish the statutory purpose as outlined in Section 5-109 of the Public Utilities Act [220 ILCS 5/5-109] Disclosure of this information is REQUIRED. Failure to provide any information could result in a fine of \$100 per day under Section 5-109 of the Public Utilities Act.

PUBLIC

GENERAL INSTRUCTIONS

- 1 The Illinois Commerce Commission (ICC) Form AR13 is applicable to telecommunications carriers that offer only competitive services. If a telecommunications carrier offers any non-competitive service, the telecommunications carrier is required to file Form 23 or Form 23A.
- 2 This form of annual report is to be completed in triplicate: The original and one conformed copy (which may be a carbon copy) of this report form, properly completed and verified, is to be filed with the Chief Clerk, ILLINOIS COMMERCE COMMISSION, 527 East Capitol Avenue, Springfield, Illinois 62701, on or before March 31 of the year following the year for which the report is made. One copy of such report is to be retained by respondent.
- 3 It is preferred that all data be typed on the form. All instructions shall be followed and each question shall be answered fully and accurately. The expression "None" or "Not Applicable" shall be given as the answer where it truly states the fact.
- 4 The word "Respondent," wherever used in this report, means the person, corporation, licensee, agency, authority or other legal entity or instrumentality in whose behalf the report is made.
- 5 Financial information in the Annual Report should be reported on an Illinois basis.
- 6 The Reconciliation of Gross Revenue Tax schedule is to reconcile the amounts shown in this Annual Report with the amounts on the Annual or Amended Gross Revenue Tax Return.
- 7 Local exchange carriers are required to provide two copies of the published annual report to shareholders or financial statements prepared in accordance with generally accepted accounting principles (GAAP).
- 8 Respondents may prior to filing, petition for proprietary treatment of information required by this annual report. Proprietary treatment is limited to data that is not otherwise publicly available and is effective only after respondent's petition is granted. The Commission intends to include proprietary data on an aggregated basis for statistical reporting purposes.
- 9 The submitted ILCC Form AR13 MUST be verified under oath and returned with the Annual Report for the submission to be accepted by the Illinois Commerce Commission.
- 10 You may use a copy of the Commission's Excel file to complete your annual report. However, the Commission does not accept electronic filings.
- 11 For reporting years 2006 and later, all assumed names, trade names or other doing business as ("d/b/a") names of the reporting entity must be identified on the cover page of this report.



PUBLIC

Name of Respondent Metropolitan Telecommunications of Illinois, Inc	This Report Is: (1) An original <input checked="" type="checkbox"/> (2) A resubmission	Date of Report (Mo, Day, Yr) December 31, 12	Year of Report December 31, 2012
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RECONCILIATION OF GROSS REVENUE TAX

- 1 This schedule is to reconcile the amounts shown in the accompanying Annual Report with the amounts shown on the Amended/ Annual Gross Revenue Tax Return:
- 2 For lines 5-14, Operating Expenses are not proper deductions for the calculation of Taxable Illinois Gross Revenue. See Section 3-121 of the Public Utilities Act for all appropriate deductions. Website: www.icc.illinois.gov

	Description (a)	Current Year Amount Annual Report (b)	Reference
1	Actual Gross Operating Revenue as shown in Annual Report		P.3 Ln. 4 Col. C
2	Less Interstate Revenue		P.3 Ln. 11 Col. C
3	Gross Revenue Applicable to Illinois		Line 1 minus line 2
4	DEDUCT:		
5	Revenue from Sale to Utilities for Resale		P.3 Ln. 15 Col. C
6	Uncollectible Accounts (if accrual accounting used)		P.3 Ln. 18 Col. C
7	Other Deductions (if amounts are included in 1-b. above)		
8	Account Description	Account No.	
9			
10			
11			
12			
13			
14			
15	Taxable Illinois Gross Revenue from Annual Report (Line 3 minus 5 thru 14)		
16	Taxable Illinois Gross Revenue from Amended/Annual Gross Revenue Tax Return		
17	DIFFERENCE (line 15 minus line 16)		

If the amount on Line 17 is \$1.00 (+/-) or more, a Revised Revenue Tax Return must be completed and filed with the Commission.

If you do not have a Revised Revenue Tax Return, contact the Fiscal Information Office of the Commission:

Illinois Commerce Commission  
 Fiscal Information Office  
 527 East Capitol Avenue  
 Springfield, Illinois 62701  
 [217] 782-7671

PUBLIC

Name of Respondent Metropolitan Telecommunications of Illinois, Inc	This Report is: (1) An Original <input checked="" type="checkbox"/> (2) A resubmission	Date of Report: (Mo. Day Yr.) 12/31/ 12	Year of Report Dec. 31, 2012
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**ANALYSIS OF UNBILLED REVENUE**

- Information on lines 2 and 3 should only be reported by companies that report revenues on an accrual basis. For cash basis reporting, line 1 and line 4 would be the same.
- Unbilled revenue is earned in one calendar year, but not billed to the customer until the following calendar year.
- On Lines 5-8, if the company is unable to provide a breakdown of Interstate Revenue by type, the total amount of Interstate Revenue should be entered on Line 5, as "End User Interstate Revenue".
- Put N/A for any category of Revenue that does not apply.

(a)	PRIOR YEAR (b)	CURRENT YEAR (c)
<b>Unbilled Revenue</b>		
1. Total Operating Revenue	0	0 -
2. Less: Prior Year Unbilled revenue	0 -	0 -
3. Add: Current Year Unbilled revenue	0 -	0 -
4. Gross Operating Revenue	0 -	0 -
<b>Interstate Revenues</b>		
5. End User Interstate Revenue	0	0 -
6. Switched Access Interstate Revenue	0 -	0 -
7. Special Access Interstate Revenue	0 -	0 -
8. Other Access Interstate Revenue	0 -	0 -
9.	-	-
10.	-	-
11. Total Interstate Revenue	0 -	0 -
<b>Revenue from Sales to Utilities for Resale</b>		
12. Please detail each item:	-	-
13.	-	-
14.	-	-
15. Total Revenues from Sales to Utilities for Resale	0 -	0 -
<b>Uncollectible Revenues</b>		
16. Uncollectible Revenue - Telecommunications	0	0 -
17. Uncollectible Revenue - Other	0 -	0 -
18. Total Uncollectible Revenue	0 -	0 -

PUBLIC

Name of Respondent Metropolitan Telecommunications of Illinois, Inc.	This Report is: (7) An original <b>X</b> (8) A resubmission	Date of Report (Mo, Day, Yr) December 31, 12	Year of Report December 31, 2012
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VERIFICATION

The responsible accounting officer shall verify this report under oath

OATH

STATE OF ~~Illinois~~ New York )  
COUNTY OF New York )ss  
)

Ralph Dichy  
*(insert here the name of the affiant)*

makes oath and says that he is

Director of Tax Affairs  
*(insert here the official title of the affiant)*

of Metropolitan Telecommunications of Illinois, Inc.  
*(insert here the exact legal title or name of the respondent)*

that he has examined the foregoing report; that to the best of his knowledge, information, and belief, all statements of fact contained in the said report are true, and the said report is a correct statement of the business and affairs of the above-named respondent in respect to each and every matter set forth therein during the period from and including January 1, 12 to and including December 31, 12

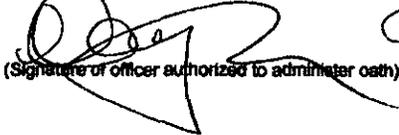


*(Signature of affiant)*

Subscribed and sworn to before me, a Ralph Dichy

In and for the State and County above named, this 20 day of March 2013

My Commission expires January 30, 2014



*(Signature of officer authorized to administer oath)*

May S. Chung  
Notary Public, State Of New York  
No. 01CH6140405  
Qualified in New York County  
Commission Expires January 30, 2014

**PUBLIC**

**Metropolitan Telecommunications of Illinois, Inc.  
Balance Sheet and Income Statement  
December 31, 2012**

**BALANCE SHEET:**

Intercompany-NY  
**ASSETS**



Income Taxes Payable - State  
Operating Taxes  
Retained Earnings  
**LIABILITIES & EQUITY**



**INCOME STATEMENT:**

800 - Domestic Calls  
800 - In-State Calls  
800 - International Calls  
800 - Service Charges  
ACRE Surcharge  
Administrative Fee  
Bill Printing Charges  
Business Acc Surcharges  
CABS - Interstate--Originating  
CABS - Interstate--Terminating  
CABS - Intrastate--Originating  
CABS - Intrastate--Terminating  
CABS - Late Payment and Other Charges  
CABS - Local - LEC Reciprocal Compensation  
CABS - Local IXC  
CABS - Local-Wireless  
Carrier Portal Charges  
Data FCC surcharge  
Data ITC surcharge  
Data Services - Complex Features  
Data Services - DSL Features  
Data Services - Installation  
Data Services - T1 Features  
Directory Assistance  
Equipment Service  
FCC Line Charge  
Features Charges  
FUSF Surcharge  
Incumbent Tel Co Surcharge  
Installation/Termination Charges  
Interstate Recovery Fee  
ISP Income  
Late Payment Charge  
LD - Carrier Cost Recovery  
LD - Domestic Calls  
LD - In-State Calls  
LD - International Calls  
LD - Line Charge  
LD - Per Use  
LNP Charges  
Local Line Charge  
Local Usage  
MPLS Services  
Operator Assistance charge  
Payphone Surcharge



**PUBLIC**

PICC Surcharge  
Port Fees  
Promotional Credits  
Regional Usage  
Returned Check Fee  
Sales - Equipment  
Service Credits  
Toll Free  
Toll Free Disconnect  
VOIP Domestic Toll Free  
VOIP Equipment  
VOIP Feature Charges  
VOIP In State Toll Free  
VOIP Installation Charges  
VOIP LD Domestic  
VOIP LD In State  
VOIP LD International  
VOIP Line Charges  
VOIP Local Usage  
VOIP Other NRC  
VOIP Per Use  
VOIP Regional Usage  
VOIP Surcharges  
Wireless Data Overage  
Wireless Directory Assistance  
Wireless Equipment  
Wireless Feature Charges  
Wireless International Calls  
Wireless Line Charges  
Wireless Shipping  
Wireless Surcharges  
Wireless Text Overage  
Wireless Voice Overage

**REVENUE**

COS - Data - Access Charges  
COS - Data - OC&C  
COS - Data - Usage  
COS - ISP Facilities  
COS - Late Payment Fees  
COS - LD - DirAssist  
COS - LD - International  
COS - LD - Interstate  
COS - LD - Intra LATA  
COS - LD - Intrastate  
COS - LD - Switch Access Chg  
COS - LD - Switch OC&C  
COS - LD - Switch Usage  
COS - Local Access: Line & Port  
COS - Local Usage  
COS - Other Charges & Credits  
COS - Resale Administrative  
COS - Resale OC&C  
COS - Resale Usage & Access  
COS - Surcharges  
Management Fee

**COSTS AND EXPENSES**

**PRE TAX INCOME (LOSS)**

**STATE OF ILLINOIS**

**ILLINOIS COMMERCE COMMISSION**

Metropolitan Telecommunications of Illinois, Inc. )  
d/b/a MetTel )  
Metropolitan Telecommunications of Illinois, Inc. )  
d/b/a MetTel )  
Annual Report of Certain Telecommunications )  
Carriers to the Illinois Commerce Commission )

2012 Form AR-13

**PETITION FOR CONFIDENTIAL TREATMENT**

NOW COMES Metropolitan Telecommunications of Illinois, Inc., d/b/a MetTel ("MetTel"), and hereby petitions the Illinois Commerce Commission ("Commission") for relief to protect MetTel's 2012 financial statements and 2012 revenue figures, which have been submitted as part of the requirement of the 2012 Annual Report of Certain Telecommunications Carriers to the Illinois Commerce Commission on Form AR-13 from disclosure for not less than two years in order to protect proprietary information included therein.

MetTel is a privately-held competitive local exchange carrier ("CLEC") that is authorized to conduct business in the State of Illinois. As a privately held company, MetTel's financial statements and revenue figures are not publicly available and are generally not available to anyone outside of MetTel. Additionally, public disclosure of such information would place MetTel at a competitive disadvantage given the fierce competitive nature of the telecommunications industry. For these reasons, MetTel filed its Annual Report with the request that the Confidential Information contained therein be afforded confidential treatment.

WHEREFORE, MetTel respectfully requests the Commissioner enter an Order without hearing, protections from disclosure in its entirety Metropolitan Telecommunications of Illinois, Inc., d/b/a MetTel's 2012 Annual Report of Certain Telecommunications Carriers to the Illinois Commerce Commission.

Respectfully submitted,



Ralph Dichy, Director of Tax Affairs

MetTel

55 Water Street, 31<sup>st</sup> Floor

New York, NY 10041

T: (212) 607-6323 / F: (212) 635-5074

E-Mail: [rdichy@mettel.net](mailto:rdichy@mettel.net)