

STANLEY K. STOLL (A3960)  
BLACKBURN & STOLL, LC  
Attorneys for Carbon/Emery Telcom, Inc.  
257 East 200 South, Suite 800  
Salt Lake City, Utah 84111  
Telephone: (801) 521-7900

---

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

---

IN THE MATTER OF THE INCREASE OF RATES AND CHARGES AND USF ELIGIBILITY BY  
CARBON/EMERY TELCOM, INC.

Motion for Protective Order

Docket No.: 05-2302-01

---

Carbon/Emery Telcom, Inc. ("Carbon/Emery") hereby moves the Public Service Commission of Utah (the "Commission") to enter into a Protective Order in the form attached hereto. The grounds for this Motion are as follows:

1. Carbon/Emery anticipates filing its Application with the Commission for an increase in Rates and Charges and USF Eligibility.
2. Carbon/Emery has received preliminary data requests calling for the production of information belonging to it which are trade secrets, or are proprietary or confidential in nature.
3. The entry of the proposed Protective Order will expedite the filing of the agreement as well as the production of documents and other information, and will afford the necessary protection to valuable, confidential, trade secret, business information. It will also afford protection to the Commission as well as parties who might review the information and subsequently be requested to reveal its contents inasmuch as the proposed order sets forth clear parameters for use of confidential information. Further, it will protect the confidential information of any other parties which might be provided during the course of these proceedings.
3. The entry of the proposed Protective Order will enable this Commission and other parties to adequately

review the documentation which is provided pursuant to such Protective Order that it may have sufficient background upon which to enter its findings.

4. The proposed Protective Order is fair and equitable to all parties and provides the Commission with the opportunity to review information sought by the parties and at the same time allow for protection of the integrity of private property. The proposed Protective Order and Agreement to be executed thereunder will strike a reasonable balance between the desire for a fair production of documents and the protection of trade secret property as well as expedite the production of documents and other information to parties seeking to prepare for hearing.

5. The proposed Protective Order is substantially the same as the Orders entered by the Commission in prior cases.

THEREFORE, Carbon/Emery requests that the Commission enter the Protective Order in the form attached hereto.

DATED this 16th day of May 2005.

Carbon/Emery Telcom, Inc.

Stanley K. Stoll  
Blackburn & Stoll, LC  
Attorneys for Petitioner

#### **CERTIFICATE OF MAILING**

I hereby certify that on this 23rd day of May, 2005, I caused to be mailed a true and correct copy of the foregoing MOTION FOR PROTECTIVE ORDER in Docket No. 05-2302-01 by first-class mail, postage prepaid to:

Michael Ginsberg  
Assistant Attorney General  
Division of Public Utilities

Paul Proctor  
Assistant Attorney General  
Committee of Consumer Services

---

Stanley K. Stoll