

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

IN RE:

APPLICATION OF MESSAGE CENTER
MANAGEMENT, INC (MCM) FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AND PUBLIC NEED FOR
THE CONSTRUCTION, MAINTENANCE AND
OPERATION OF A TELECOMMUNICATIONS
TOWER FACILITY AT 4 DITTMAR ROAD IN
THE TOWN OF REDDING, CONNECTICUT

DOCKET NO. 425

March 20, 2012

MOTION FOR A PROTECTIVE ORDER RELATED TO DISCLOSURE
OF THE EXACT MONTHLY RENT AND FINANCIAL TERMS
INCLUDED IN THE LEASE AGREEMENT BETWEEN
MR. ROBERT PARADISE (MRP) AND
MESSAGE CENTER MANAGEMENT INC, (MCM)

In furtherance of the Council's ruling in Docket 366, the Applicant, Message Center Management, Inc. (MCM) respectfully moves for a protective order related to the disclosure of the exact monthly rent in its agreement with Mr. Robert Paradise (MRP) ("Landlord"). The Siting Council's evaluation of Message Center Management's proposed facility should not be based on the financial terms of Message Center Management's agreement with the Landlord as it does not relate to the criteria set forth in Section 16-50p of the Connecticut General Statutes. Additionally, Message Center Management, Inc. (MCM) considers the specific amount of rent and other financial terms that these parties agreed upon as proprietary corporate information. It is respectfully submitted that the specific monthly rent of the agreement between Message Center management, Inc. (MCM) and the Landlord as well as other financial terms is not relevant to this proceeding and should be excluded from any public disclosure. In furtherance of this motion, an unredacted copy of the agreement pages specifying the monthly rent and other financial terms has been provided in the attached sealed envelope and marked "Confidential" with a redacted copy of the agreement attached to this motion and provided in furtherance of Section 16-50o(c) of the Connecticut General Statutes.



Daniel M. Laub, Esq.

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

IN RE:

APPLICATION OF MESSAGE CENTER
MANAGEMENT, (MCM) FOR A CERTIFICATE
OF ENVIRONMENTAL COMPATIBILITY AND
PUBLIC NEED FOR THE CONSTRUCTION,
MAINTENANCE AND OPERATION OF A
TELECOMMUNICATIONS TOWER FACILITY
AT 4 DITTMAR ROAD IN THE TOWN OF
REDDING, CONNECTICUT

DOCKET NO.425

March 27, 2012

PROTECTIVE ORDER

WHEREAS, the financial provisions in the agreement between Message Center Management, Inc. (MCM) and Mr. Robert Paradise (MRP) (the " agreement") are proprietary, confidential and commercially valuable information ("Confidential Information");

WHEREAS, the Confidential Information qualifies as "trade secrets" as defined by Connecticut Law;

WHEREAS, Message Center Management, Inc. (MCM) would be harmed by the disclosure of the Confidential Information;

WHEREAS, Message Center Management, Inc. (MCM) is willing to provide the Confidential Information to the Siting Council subject to a protective order;

NOW, THEREFORE, it is hereby ordered that a protective order enter with respect to the Confidential Information and that the following is adopted for the protection of the Confidential Information:

1. The Confidential Information shall be governed by the terms of this Order.
2. The Confidential Information is proprietary, confidential and constitutes trade secrets.
3. The Confidential Information shall be given solely to the Siting Council and its staff and the Siting Council and its staff shall take all reasonable precautions to maintain the confidentiality of the Confidential Information.

4. The Confidential Information is subject to this Order and shall in no event be disclosed to any person or entity.

5. The Confidential Information shall be delivered in a sealed envelope to the Siting Council and marked as follows: "Confidential: Disclosure of the Contents is Bound by Protective Order Issued by the Siting Council."

6. Nothing herein shall be interpreted as a determination that any of the Confidential Information will be admissible as substantive evidence in this proceeding or at any hearing or trial. Any party seeking to change the terms of this Order shall do so by motion and serve all parties. No information protected by this Order shall be made public until the Siting Council rules on any such motion to change the terms of this Order.

7. The Siting Council and its staff shall not access, use or disclose the Confidential Information in any proceeding, nor make the Confidential Information available to any party, intervenor or interested individual or entity in any proceeding.

8. The Confidential Information shall remain confidential and proprietary after the conclusion of all proceedings in this docket.

9. All copies of the Confidential Information shall be returned to Message Center Management, Inc. (MCM) no later than thirty (30) days after the expiration of all appeal periods applicable to the final decision rendered in this proceeding.

CONNECTICUT SITING COUNCIL

By: _____

Dated: _____, 2012