

STATE of INDIANA

INDIANA UTILITY REGULATORY COMMISSION
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**IN THE MATTER OF THE PETITION OF MERCURY)
WIRELESS INDIANA, LLC FOR EXPANSION OF ITS) CAUSE NO. 41052 ETC 77 S1
DESIGNATED ETC SERVICE AREA)**

You are hereby notified that on this date the Indiana Utility Regulatory Commission (“Commission”) has caused the following entry to be made:

On January 6, 2021, Mercury Wireless Indiana, LLC (“Petitioner”) filed its Motion for Confidential Treatment (“Motion”) in this Cause, requesting that certain information (“Confidential Information”) that it intends to submit in this matter be exempt from disclosure because the information contains trade secrets as that term is defined under Ind. Code § 24-2-3-2. Information containing trade secrets is excepted from public disclosure under Ind. Code § 5-14-3-4. In support of its Motion, Petitioner includes the sworn Affidavit of Matthew Sams (“Affidavit”). The Affidavit has been placed in the Commission’s official file in this matter and is incorporated by reference.

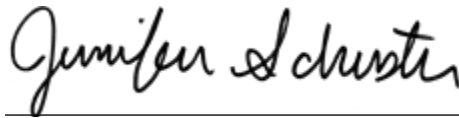
170 IAC 1-1.1-4 governs the submission of confidential or privileged information to the Commission and requires the applicant to apply for a finding by the Commission that the information is confidential. The application must be accompanied by the sworn statement or testimony of a party that sets forth facts describing: (1) the nature of the confidential information; (2) the reasons why the information should be treated as confidential pursuant to Ind. Code § 8-1-2-29 and Ind. Code ch. 5-14-3; and (3) the efforts the party has made to maintain the confidentiality of the information.

The Presiding Officers, having considered the Motion and accompanying Affidavit, find there is sufficient basis for a determination that the Confidential Information should be held as confidential by the Commission on a preliminary basis. Accordingly, the parties shall file the Confidential Information with the Commission in accordance with GAO 2016-2. If the Confidential Information is greater than 30 pages in length, the parties shall mail or hand deliver one copy of the Confidential Information to the Presiding Administrative Law Judge within 60 days of filing. Confidential Information that is voluminous or oversized should be filed on compact discs that are clearly marked confidential. If submitted in hard copy, the Confidential Information must be on light green paper, in a sealed envelope clearly marked confidential with the Cause No. noted thereon, and will be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Ind. Code §§ 8-1-2-29 and 5-14-3-4. The parties shall also file a Notice of Filing under this Cause specifically referencing this Docket Entry and indicating the Confidential Information has been filed with the Commission.

IT IS SO ORDERED.



Sarah E. Freeman, Commissioner



Jennifer L. Schuster, Administrative Law Judge

Date: January 20, 2021