STATE OF CONNECTICUT CONNECTICUT SITING COUNCIL

IN RE:

APPLICATION OF NEW CINGULAR WIRELESS PCS, LLC (AT&T) FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF A TELECOMMUNICATIONS TOWER FACILITY IN NEW MILFORD, CONNECTICUT

DOCKET NO. 444

March 7, 2014

MOTION FOR A PROTECTIVE ORDER RELATED TO DISCLOSURE OF THE EXACT MONTHLY RENT IN THE LEASE AGREEMENTS BETWEEN NEW CINGULAR WIRELESS PCS LLC (AT&T) AND LESSOR

In furtherance of the Council's ruling in Docket 366, the Applicant, New Cingular Wireless PCS, LLC (AT&T), respectfully moves for a protective order related to the disclosure of the exact monthly rent in the respective lease agreement with FirstLight Hydro Generating Company ("Landlord"). The Siting Council's evaluation of the Applicant's proposed facility should not be based on the financial terms of AT&T'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, AT&T 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 lease agreement between AT&T 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, portions of the lease with the monthly rent and other financial terms disclosed has been provided in the included sealed envelope and marked "Confidential: Disclosure of the Contents is Bound by Protective Order Issued by the Siting Council" with a redacted copy of the lease attached to this motion and provided in furtherance of Section 16-50o(c) of the Connecticut General Statutes.

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Attorneys for the Applicant