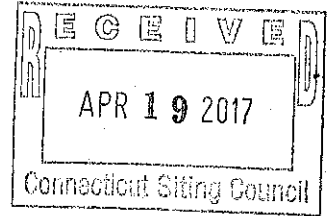


STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL



IN RE: :
: :
APPLICATION OF CELLCO PARTNERSHIP : DOCKET NO. 472
D/B/A VERIZON WIRELESS FOR A :
CERTIFICATE OF ENVIRONMENTAL :
COMPATIBILITY AND PUBLIC NEED FOR :
THE CONSTRUCTION, MAINTENANCE :
AND OPERATION OF A WIRELESS :
TELECOMMUNICATIONS FACILITY AT :
541 BROADBRIDGE ROAD IN :
BRIDGEPORT, CONNECTICUT : APRIL 19, 2017

MOTION FOR PROTECTIVE ORDER

Cellco Partnership d/b/a Verizon Wireless (“Cellco”) respectfully requests that the Connecticut Siting Council (“Council”) issue a Protective Order pursuant to Connecticut General Statutes section 1-210(b)(5), with respect to certain terms of an Option and Land Lease Agreement (the “Agreement”), dated May 2, 2016, between Beardsley Plaza LLC and Cellco (the “Agreement”), submitted to the Council in connection with the above-referenced proceeding.

Connecticut General Statutes section 16-50o provides, in relevant part:

The applicant shall submit into the record the full text of the terms of any agreement . . . entered into by the applicant . . . in connection with the construction or operation of the facility. This provision shall *not* require the disclosure of proprietary information or trade secrets.

Conn. Gen. Stat. § 16-50o(c) (emphasis added). Pursuant to this requirement, Cellco submitted a redacted copy of the Agreement to the Council in the Docket No. 472 Application. (See Application, Attachment 16). The redacted provisions relate to financial terms and other confidential information contained in the Agreement (“Confidential Information”). Cellco is willing to submit an unredacted copy of the Agreement to the Council subject to the issuance of a


Protective Order that would limit disclosure of the Confidential Information to the Council and its staff.

As reflected in the attached Affidavit of Anthony R. Befera, Manager – Real Estate & Project Implementation for Cellco, the information for which Cellco seeks protected treatment is commercially valuable, confidential and proprietary, market-sensitive information that constitutes trade secrets within the meaning of Connecticut General Statutes §1-210(b)(5), and which Cellco has heretofore used its best efforts to maintain as secret in order to avoid the harm that would result if the Confidential Information were to become publicly available. The Council has historically granted protected treatment of similar filings.

WHEREFORE, Cellco respectfully requests that the Council grant the request for protected treatment consistent with the attached Protective Order for the Agreement, which would limit disclosure of the Confidential Information to the Council and its staff.

Respectfully submitted,
CELLCO PARTNERSHIP d/b/a VERIZON
WIRELESS

By


Kenneth C. Baldwin, Esq.
Robinson & Cole LLP
280 Trumbull Street
Hartford, CT 06103-3597
Its Attorneys

AFFIDAVIT

STATE OF CONNECTICUT

)

) ss. EAST HARTFORD

COUNTY OF HARTFORD

)

ANTHONY R. BEFERA, being duly sworn, deposes and states that:

1. I am over the age of eighteen and understand the obligation of making a statement under oath.
2. I am a Manager – Real Estate & Project Implementation with Cellco Partnership d/b/a Verizon Wireless (“Cellco”).
3. I am familiar with the terms of the Option and Land Lease Agreement, dated May 2, 2016, between Beardsley Plaza LLC and Cellco for the construction of a new wireless telecommunications facility at 541 Broadbridge Road in Bridgeport, Connecticut (the “Agreement”).
4. A redacted copy of the Agreement was submitted to the Council as a part of the Docket No. 472 application.
5. The redacted provisions relate to the amount of rent and other monies to be paid by Cellco during the term of the Agreement and any extension thereof (“Confidential Information”).
6. The Confidential Information is commercially valuable, confidential, proprietary and market-sensitive information that constitutes trade secrets.
7. Cellco has heretofore used its best efforts to maintain the Confidential Information as secret in order to avoid the harm that would result if the information were to become publicly available.

Anthony R. Befera
Manager – Real Estate & Project Implementation
Cellco Partnership d/b/a Verizon Wireless

Subscribed and sworn to before me
this 18th day of APRIL, 2017

Commissioner of Superior Court
Notary Public

