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March 7, 2024

Via Electronic Filing

Ms. Sallie Tanner
Executive Secretary
Georgia Public Service Commission
244 Washington St. SW
Atlanta, GA 30334

Re: Docket No. 55636: Application of DF&I Georgia, LLC for a Certificate of Authority to Provide Competitive Local Exchange Service

Dear Ms. Tanner:

Enclosed for filing in the above-captioned docket is the DF&I Georgia, LLC Petition for Confidential Treatment of Trade Secrets. The Petition is identical to the one previously filed but unlike the prior filing now includes a fully executed and notarized affidavit.

Thank you for your attention to this matter and please do not hesitate to contact me at (410) 812-2459 or jim@jcfalveylaw.com with any questions relating to this filing.

Sincerely,

/s/ *James C. Falvey*

Enclosures

BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION

Application of DF&I Georgia, LLC for Certificate of Authority to Provide Competitive Local Exchange Service in Georgia	)))	Docket No. 55636

DF&I GEORGIA, LLC PETITION FOR CONFIDENTIAL TREATMENT OF TRADE SECRETS

DF&I Georgia, LLC ("DF&I Georgia" or "Company"), pursuant to Rule 515-3-1-.11 of the Rules of the Georgia Public Service Commission ("Commission"), hereby files this petition ("Petition") requesting trade secret treatment for Confidential **Exhibit F** of DF&I Georgia's Application for Certificate of Authority to Provide Competitive Local Exchange Service in Georgia ("Application"). In support of this Petition, DF&I Georgia states as follows:

1. DF&I Georgia asserts that the Application requires it to provide the Commission staff with information that is confidential, proprietary and a trade secret as defined in O.C.G.A. Section 10-1-761(4).

2. The information for which confidential treatment is being requested reveals various trade secrets of DF&I Georgia. Evidence of DF&I Georgia's financial backing, as well as its financial projections for the next three years provide information that is not publicly available or known. Moreover, this investment information is highly valuable because such information indicates the size and scope of the Company's business plans for investment in Georgia. DF&I Georgia considers such information to be trade secrets and proprietary, confidential business information which, if disclosed, would be of benefit to competitors and cause harm to the Company and its customers. The confidentiality of such information provides DF&I Georgia an economic benefit that is not known to or readily ascertainable by other

persons. Such information is economically valuable to DF&I Georgia and its competitors. DF&I Georgia treats such information as confidential and utilizes internal processes and procedures to maintain its secrecy.

3. Public disclosure of evidence of DF&I Georgia's financial backing and its financial projections for the next three years would be highly damaging to DF&I Georgia's business. This information is valuable to DF&I Georgia because it is used in formulating plans and strategies, and valuable to competitors because it provides them with better information as to the ability of DF&I Georgia to compete in markets throughout Georgia. Although DF&I Georgia's service offerings and products are public, the information for which confidential treatment is sought is not readily or easily ascertainable by other parties and not disclosed by DF&I Georgia in a public manner.

4. Indeed, any disclosure of the subject DF&I Georgia trade secret information would be especially damaging since the information indicates DF&I Georgia financial status and sheds light on DF&I Georgia's future business plans in Georgia.

5. A trade secret is defined in the Georgia Trade Secrets Act of 1990, section 10-1-761(4), Georgia Code, to mean:

> information, without regard to form, including, but not limited to, technical or nontechnical data, a formula, a pattern, a compilation, a program, a device, a method, a technique, a drawing, a process, financial data, financial plans, product plans, or a list of actual or potential customers or suppliers which is not commonly known by or available to the public and which information:
>
> (A) Derives economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use; and
>
> (B) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

The specific information regarding evidence of DF&I Georgia's financial backing and financial projections plainly meets the trade secret definition set forth above.

6. A public, redacted copy of **Exhibit F** is attached hereto as required by the Commission's rules. Also attached to this Petition is a copy of the trade secret information in a sealed envelope that is marked as trade secret information, confidential and exempt from public disclosure.

Respectfully submitted this 4th day of March 2024.

/s/ *James C. Falvey*

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Counsel to DF&I Georgia, LLC

AFFIDAVIT

STATE OF ~~MINNESOTA~~ Florida KK

COUNTY OF Duval

Scott Bergs, Chief Executive Officer of DF&I Georgia, LLC ("DF&I Georgia"), personally appeared before the undersigned Notary Public and stated under oath that he is authorized to execute this Affidavit on behalf of DF&I Georgia, and the facts alleged in the foregoing Petition for Confidential Treatment of Trade Secrets are true and correct to the best of his knowledge, information and belief.

This the 6 day of March 2024

Scott Bergs
Chief Executive Officer
DF&I Georgia, LLC

Subscribed and sworn before me
This 6 day of March 2024

KASEY KING
MY COMMISSION # HH 352750
EXPIRES: January 23, 2027

Kasey King
NOTARY PUBLIC

My Commission Expires: January 23, 2027

Exhibit F
Confidential DF&I Georgia Financial Support
Trade Secret – Filed Under Seal

[redacted]

[redacted]

CONFIDENTIAL

March 4, 2024

Georgia Public Service Commission
244 Washington Street, SW
Atlanta GA 30334-9052

Dear Georgia Public Service Commission,

This letter is to provide you with additional evidence of [redacted] availability of funds to support DF&I Georgia, LLC's Georgia CLEC and Interexchange Authority Applications (the "Applications") through [redacted]

By way of background, [redacted]

Additionally, [redacted]

We hope this letter provides you with additional comfort regarding [redacted]. Please let us know if you would like to schedule a call to discuss further.

Sincerely,

[redacted]

[redacted]

[redacted]

[redacted]

CONFIDENTIAL
TRADE SECRETS

Year	2024	2025	2026	2027
Total Revenue	[redacted]	[redacted]	[redacted]	[redacted]
Total Expenses	[redacted]	[redacted]	[redacted]	[redacted]
EBITDA	[redacted]	[redacted]	[redacted]	[redacted]
Net Income	[redacted]	[redacted]	[redacted]	[redacted]
CapEx	[redacted]	[redacted]	[redacted]	[redacted]
Assets	[redacted]	[redacted]	[redacted]	[redacted]
Cumulative Depreciation	[redacted]	[redacted]	[redacted]	[redacted]
Net Assets	[redacted]	[redacted]	[redacted]	[redacted]