

STATE OF MARYLAND )  
 )  
COUNTY OF HOWARD COUNTY ) SS.

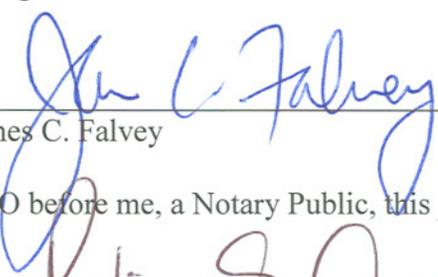
**BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION**

Southwestern Bell Telephone, L.P., d/b/a SBC Missouri's )  
Petition for Compulsory Arbitration of Unresolved Issues ) Case No. TO-2005-0336  
for a Successor Interconnection Agreement to the )  
Missouri 271 Agreement ("M2A") )

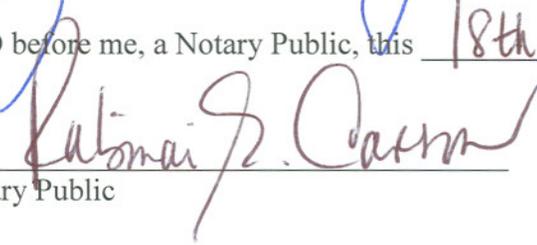
**AFFIDAVIT OF JAMES C. FALVEY**

COMES NOW James C. Falvey, of lawful age, sound of mind and being first duly sworn, deposes and states:

1. My name is James C. Falvey. I am Sr. Vice President, Regulatory Affairs for Xspedius Communications, LLC.
2. Attached hereto and made a part hereof for all purposes is my rebuttal testimony in the above-referenced case.
3. I hereby swear and affirm that my statements contained in the attached testimony are true and correct to the best of my knowledge and belief.

  
\_\_\_\_\_  
James C. Falvey

SUBSCRIBED AND SWORN TO before me, a Notary Public, this 18th day of May, 2005.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:

