

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

BPS Telephone Company, Cass County Telephone	)	
Citizens Telephone Company of Higginsville,	)	
Mo., Inc., Craw-Kan Telephone Cooperative, Inc.,	)	
Fidelity Communications Services I, Inc., Fidelity	)	
Telephone Company, Grand River Mutual	)	
Telephone Corporation, Green Hills Telephone	)	
Corporation, Holway Telephone Company, Iamo	)	
Telephone Company, Kingdom Telephone	)	
Company, K.L.M. Telephone Company, Lathrop	)	
Telephone Company and Mark Twain Rural	)	Case No. TC-2002-1077
Telephone Company,	)	
	)	
Petitioners,	)	
	)	
vs.	)	
	)	
VoiceStream Wireless Corporation, Western	)	
Wireless Corporation and Southwestern Bell	)	
Telephone Company,	)	
	)	
Respondents.	)	

**SBC MISSOURI'S  
POSITION STATEMENT**

SBC Missouri,<sup>1</sup> pursuant to the Missouri Public Service Commission's September 3, 2003 Order Adopting Procedural Schedule, respectfully submits Southwestern Bell's position on the following issues presented to the Commission for resolution in this case:

1. Unopposed InterMTA Factors The interMTA factors listed below were negotiated between eleven (11) Complainants and Respondent wireless carriers, and are not opposed by any party. Should the Commission adopt these factors for the purpose of determining interMTA traffic in this complaint case?
  - (a) Cass County Telephone Company interMTA factor - 0%
  - (b) Citizens Telephone Company interMTA factor - 0%
  - (c) Fidelity Communications Services I, Inc. interMTA factor - 5%
  - (d) Fidelity Telephone Company interMTA factor - 5%
  - (e) Grand River Mutual Telephone Corporation interMTA factor - 6%
  - (f) Green Hills Telephone Corporation interMTA factor - 0%

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<sup>1</sup> Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, will be referred to in this pleading as "SBC Missouri" or "SBC."

- (g) Holway Telephone Company interMTA factor - 0%
- (h) IAMO Telephone Company interMTA factor - 0%
- (i) Kingdom Telephone Company interMTA factor - 0%
- (j) K.L.M. Telephone Company interMTA factor - 0%
- (k) Lathrop Telephone Company interMTA factor - 0%

SWBT Position: SBC Missouri does not contest these factors.

2. Contested InterMTA Factors The interMTA factors listed below were negotiated between three (3) Complainants and Respondent wireless carriers, and are opposed by SBC Missouri. Should the Commission adopt these factors for the purpose of determining interMTA traffic in this complaint case?

- (a) BPS Telephone Company interMTA factor - 52%
- (b) Craw-Kan Telephone Cooperative, Inc. interMTA factor - 53%
- (c) Mark Twain Rural Telephone Company interMTA factor - 53%

SWBT Position: No. Complainants have not met their burden of proof in that they have failed to present sufficient evidence to enable the Commission to determine appropriate factors with any degree of accuracy.<sup>2</sup>

3. Burden of Proof Who has the burden of proof on the interMTA factors that will be used for the purpose of determining interMTA traffic in this complaint case?

SWBT Position: Complainants have the burden of proving the accuracy of their proposed interMTA factors as a necessary element of their claim.

SOUTHWESTERN BELL TELEPHONE, L.P.

BY



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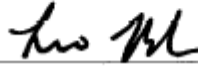
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<sup>2</sup> See, SBC Missouri witness Alan Kern's Rebuttal Testimony, pp. 1, 6-11.

**CERTIFICATE OF SERVICE**

Copies of this document were served on the following parties by e-mail on October 29, 2003.

BY



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