

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 20th day
of November, 2008.

Complaint of Charter Fiberlink-Missouri, LLC,)	
Seeking Expedited Resolution and Enforcement of)	
Interconnection Agreement Terms Between Charter)	<u>Case No. LC-2008-0049</u>
Fiberlink-Missouri, LLC and CenturyTel of Missouri,)	
LLC)	

**ORDER DENYING APPLICATION FOR REHEARING
AND REQUEST FOR CLARIFICATION**

Issue Date November 20, 2008

Effective Date: November 20, 2008

On October 21, 2008, the Missouri Public Service Commission issued its Report and Order in this matter. The Order became effective on October 31. CenturyTel of Missouri, LLC filed a timely Application for Rehearing. With its Application, CenturyTel also filed a Request for Clarification. Charter Fiberlink-Missouri, LLC filed a timely reply to Charter's Application and Request.

Application for Rehearing

In its Application for Rehearing, CenturyTel argues that: (a) the Commission erroneously interpreted the relevant interconnection agreement, tariffs and the Local Service Request orders submitted by Charter to CenturyTel; (b) the Commission failed to recognize and determine amounts due and owing CenturyTel for Customer Records Searches in the undisputed amount of \$9,799.35; and (c) the Commission's determinations on the issues related to number portability are arbitrary, capricious, constitute an abuse of discretion, are unsupported by the substantial and competent evidence, are against the

weight of the evidence considering the whole record, and fail to contain adequate findings of fact and conclusions of law that would allow a reviewing court to properly review the decision.

Section 386.500.1 requires the Commission to grant applications for rehearing if in the Commission's judgment sufficient reason be made to appear. In its application, CenturyTel has not shown that there is sufficient reason for the Commission to rehear this matter. The Commission will therefore deny CenturyTel's Application.

Request for Clarification

In its Request, CenturyTel points out that the Commission concluded in its Order that the Interconnection Agreement between CenturyTel and Charter provides for a charge of \$4.21 for customer records searches. Based on this, CenturyTel requests clarification from the Commission that Charter owes CenturyTel \$9,799.35 for such searches.

As pointed out in the Order, although it is clear that a charge of \$4.21 applies to customer records searches, it is not clear from the record how much is owed. Even in the post-Report-and-Order pleadings, CenturyTel argues that Charter owes \$9,799.35, while Charter argues that it owes \$7,759.49. The Commission notes that neither of these figures is evenly divisible by \$4.21. It remains unclear what is owed and what has been paid by Charter. The Commission will therefore deny CenturyTel's Request for Clarification.

THE COMMISSION ORDERS THAT:

1. CenturyTel of Missouri, LLC's Application for Rehearing is denied.
2. CenturyTel of Missouri, LLC's Request for Clarification is denied.

3. This order shall become effective upon issuance.
4. This case may be closed on November 21, 2008.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Davis, Chm., Murray, Clayton,
Jarrett, and Gunn, CC., concur.

Jones, Senior Regulatory Law Judge