

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Northeast Missouri Rural	)	
Telephone Company,	)	
	)	
Complainant,	)	
	)	
v.	)	<u>Case No. IC-2008-0285</u>
	)	
AT&T Corporation	)	
	)	
Respondent.	)	

ORDER APPOINTING MEDIATOR

Issue Date: August 25, 2008

Effective Date: August 25, 2008

Northeast Missouri Rural Telephone Company has filed a complaint against AT&T Corporation, regarding a dispute over payment for calls made by customers using AT&T provided "enhanced prepaid calling cards." The procedural schedule the Commission adopted requires the Commission to appoint a mediator on August 25, with mediation to be completed by September 24.

Pursuant to Commission Rule 4 CSR 240-2.125(2), the Commission hereby appoints Nancy Dippell, Deputy Chief Regulatory Law Judge, as Mediator. The assigned mediator shall convene an initial conference to discuss a procedural schedule, and each party should be prepared to present its position informally to the Mediator at the initial conference. **No materials utilized for mediation shall be filed under this case number to ensure the impartiality of the Presiding Officer and the Commission should mediation fail to resolve the dispute.**

Frequently when appointing a mediator in a complaint case, the Commission will stay all other activity in the case while the mediation proceeds. However, a general stay is not appropriate in this case because the matter will continue to proceed toward a scheduled hearing while the mediation is undertaken. In particular, Northeast has indicated its intention to file a motion for summary determination on AT&T's affirmative defense of accord and satisfaction. If Northeast wants to file such a motion while the mediation proceeds, it may do so. The motion and any responses will be handled by the currently assigned judge, not by the mediator.

IT IS ORDERED THAT:

1. Nancy Dippell, Deputy Chief Regulatory Law Judge, is appointed as mediator.
2. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory Law
Judge, by delegation of authority under
Section 386.240, RSMo, 2000.

Dated at Jefferson City, Missouri,
on this 25th day of August, 2008.