

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

**Charter Fiberlink-Missouri, LLC Seeking
Expedited Resolution and Enforcement of
Interconnection Agreement Terms Between
Charter Fiberlink-Missouri, LLC and
CenturyTel of Missouri, LLC**

Case No. LC-2008-0049

**LIST OF ISSUES, LIST AND ORDER OF WITNESSES,
OPENING STATEMENTS AND CROSS EXAMINATION**

COMES NOW the Staff of the Missouri Public Service Commission and states:

1. On November 21, 2007, the Public Service Commission issued an order in which it adopted a procedural schedule for this case and imposed certain conditions. Among those conditions were the following: “The parties shall agree upon and Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness.” The Commission further provided that “[a]ny issue not contained in this list of issues will be viewed as uncontested and not requiring resolution by the Commission.” In that order adopting a procedural schedule the Commission directed the parties to file a “List of Issues, List of Witnesses and Order of Cross-Examination by March 14, 2008; however, by order dated March 5, 2008 the Commission modified the date for filing to March 21, 2008.

2. The Parties to this proceeding are: Charter Fiberlink-Missouri, L.L.C. (Charter) CenturyTel of Missouri, LLC, (CenturyTel) Staff of the Public Service Commission (Staff) and Office of Public Counsel.

3. Because they are not able to agree on statements of the issues that comply with Commission Rule 4 CSR 240-2.080(21), for purposes of the list of issues, on behalf of the parties, the Staff requests the Commission allow them to vary from the requirements of that rule.

4. The listing of issues below is not an agreement by any party that any particular listed issue is, in fact, a valid or relevant issue. In their position statements, some parties may state that they consider a particular listed issue to not be a valid issue. This “non-binding” listing of issues is not to be construed to impair any party from arguing about any of these issues or related matters, or to restrict the scope of responses to the arguments of other parties.

5. Following is the list of issues the Staff has assembled for this case. The Staff believes the list includes all contested issues and properly identifies them.

LIST OF ISSUES

Charter:

Issue 1: Has CenturyTel breached the interconnection agreement between CenturyTel and Charter by:

Issue 1A: Assessing upon Charter service order charges for number porting, and other charges related to records searches and directory listings, for which it is not entitled to payment; and,

Issue 1B: By threatening to unilaterally discontinue number porting unless Charter paid such disputed charges.

CenturyTel:

Issue 1: Are the charges that CenturyTel assesses in connection with the administrative processing of LSRs that Charter submits to CenturyTel when Charter requests to port a customer's phone number permissible under applicable law?

Issue 2: Is there a contractual tariff, or other basis for the charges that CenturyTel assesses in connection with the administrative processing of LSRs that Charter submits to CenturyTel when Charter requests to port a customer's phone number?

Issue 2A: What effect does the parties' prior 2004 dispute resolution process, and the outcome thereof, have on this issue?

Issue 3: What amount does Charter owe to CenturyTel for the LSR processing charges that CenturyTel has billed to Charter, and that remain unpaid?

**LIST OF WITNESSES
& ORDER OF OPENING STATEMENTS AND CROSS EXAMINATION**

A. List of Witnesses

Charter Witness:

Mr. Ted Schremp	Wednesday, April 2, 2008 in a.m. following opening statements
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CenturyTel Witnesses:

Mr. Guy E. Miller	Wednesday, April 2, 2008 in p.m.
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Ms. Pam Hankins	Following Mr. Miller
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Staff Witness:

Mr. William L. Voight	Thursday, April 3, 2008 following Ms. Hankins
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B. Order of Opening Statements

Charter

CenturyTel

Staff

Office of Public Counsel

C. Cross Examination

1. **Charter Witness:** Mr. Ted Schremp

i. Office of Public Counsel

ii. Staff

- iii. CenturyTel
- 2. **CenturyTel Witnesses:** Mr. Guy E. Miller, Ms. Pam Hankins
 - i. Office of Public Counsel
 - ii. Staff
 - iii. Charter
- 3. **Staff Witness:** Mr. William L. Voight
 - i. Office of Public Counsel
 - ii. Charter
 - iii. CenturyTel

Respectfully submitted,

/s/ Blane Baker

Blane Baker

Legal Counsel

Missouri Bar No. 58454

Attorney for the Staff of the
Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 751-5472 (Telephone)

(573) 751-9285 (Fax)

blane.baker@psc.mo.gov

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 21st day of March, 2008, to the following persons:

Mr. Kevin Thompson
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri, 65101
Kevin.thompson@psc.mo.gov

Lewis Mills
Office of the Public Counsel
200 Madison
P.O. Box 7800
Jefferson City, Missouri
opcservice@ded.mo.gov

Carrie Cox
Charter Fiberlink
12405 Powerscourt Drive
St. Louis MO 63131
ccox1@chartercom.com

Kevin Halm
Brian Nixon
Charter Fiberlink
1919 Penn. Ave., N.W., Suite 200
Washington DC 20006
kchalm@dwt.com
briannixon@dwt.com

Larry Dority
101 Madison St., Ste 400
Jefferson City, MO 65101
lwdority@sprintmail.com

Becky Kilpatrick
CenturyTel of Missouri
220 Madison St
Jefferson City, MO 65101
becky.kilpatrick@centurytel.com

Tyler Peters
Christopher Sherman
11000 King
Overland Park, KS 66225
tpeters@paynejones.com
csherman@paynejones.com

Mark Comley
P.O. Box 537
Jefferson City MO 65102-0537
comleym@ncrpc.com

/s/ Blane Baker

Blane Baker