

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

In the Matter of Southwestern Bell Telephone, )	
L.P., d/b/a AT&T Missouri's Revision to Its )	Case No. IT-2007-0354
General Exchange Tariff, PSC Mo. – No. 35, )	Tariff No. JI-2007-0678
Regarding Provision of 511 Service )	

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission and for its recommendation states:

1. On March 27, 2007, Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri submitted a tariff filing to introduce 511 service. 511 is a national abbreviated dialing code to be used exclusively for access to travel information services. AT&T Missouri also filed a motion for expedited treatment asking that the tariff filing become effective within ten business days, i.e., April 10. On March 29, AT&T Missouri substituted a page to handle a pagination issue.

2. In the attached Memorandum, labeled Appendix A, the Staff states that the tariff filing meets the requirements of applicable statutes and rules, recommends that the tariff filing go in to effect, and states that it has no objection to AT&T Missouri's request for expedited treatment.

WHEREFORE, the Staff recommends that the Commission approve AT&T Missouri's 511 tariff filing at the Commission's earliest convenience.

Respectfully submitted,

/s/ William K. Haas

William K. Haas

Deputy General Counsel

Missouri Bar No. 28701

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Missouri Public Service Commission

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 2<sup>nd</sup> day of April 2007.

/s/ William K. Haas

# MEMORANDUM

To: Missouri Public Service Commission Official Case File  
Tariff No. JI-2007-0678 Case No. IT-2007-0354  
Company Name: Southwestern Bell Telephone L.P., d/b/a AT&T Missouri

From: Adam McKinnie  
Telecommunications Department

William Voight / 4-2-07 /s/ William Haas / 4-2-07  
Utility Operations Division/Date General Counsel's Office/Date

Subject: AT&T's 511 tariff offering and request for expedited treatment

Date: 4-2-07

## Summary:

On March 27, 2007, AT&T, an incumbent local exchange carrier, made the instant tariff filing, Filing No. JI-2007-0678. The instant filing proposes to: (1) introduce AT&T's 511 service (described below) and (2) change the name of AT&T's 211 service (from "SBC 211" to "211"). The instant tariff filing has an effective date of April 26, 2007.

Simultaneously on March 27, 2007, AT&T filed a Motion for Expedited Treatment, which created Case No. IT-2007-0354. This motion cited the Missouri Department of Transportation's (MoDOT) interest in ordering the 511 service due to forthcoming road construction in the St. Louis area. This motion requested the instant tariff filing become effective within ten business days from the date filed.

On March 28, 2007, the Commission ordered Staff to file a recommendation "regarding the Motion for Expedited Treatment, and its accompanying tariffs, no later than April 2, 2007". Staff recommends Tariff Filing No. JI-2007-0678, be allowed to go into effect.

## 511 Service Background / Description:

511 was assigned as a nationwide dialing code for traffic information services by an FCC order released July 31, 2000<sup>1</sup>.

In its July 31, 2000 order, beginning on page 10, paragraph 15, the FCC gave federal, state, and local transportation agencies discretion regarding the implementation of 511 service:

We do not specify parameters for cost recovery and other technical issues, contrary to suggestions of some commenters. Instead, we leave with

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<sup>1</sup> *Third Report and Order and Order on Reconsideration*, FCC 00-256, NSD-L-99-24, NSD-L-98-80, CC Docket No. 92-105, Released July 31, 2000

federal, state, and local government transportation agencies the discretion to determine the deployment schedule and the type of transportation information that will be provided using 511, similar to how we handled this issue with respect to 311 in the *N11 First Report and Order*. (footnotes omitted)

The FCC also delegated limited jurisdiction to state commissions. Later from the same paragraph:

State public utility commissions may continue to exercise jurisdiction over N11 codes to the extent necessary to ensure that carriers comply with transportation agencies' requests to deploy 511 expeditiously.

According to the Federal Highway Administration, as of December 31, 2006, all or portions of approximately 30 states have deployed 511 service<sup>2</sup>. Generally, 511 providers offer information on road closures and current traffic conditions. These 511 service providers often have interconnected web sites that give similar traffic service information.

#### Tariff / Case Discussion:

Staff reviewed AT&T's tariff filing and states that the tariff meets the requirements of all applicable statutes, specifically, one or more of the following: Sections 392.200(8), (12); 392.245; 392.455(3), (4); 392.515(1) and 392.500(2) RSMo. In addition, the tariff filing does not conflict with the following Commission rules: 4 CSR 240-3.545 (4), (6), (7), (8 C,G,H), (9), (15), (16), (19); 4 CSR 240-31.065(1), (2), (3); 4 CSR 240-32.150(5), 32.160(1), (2), 32.190; 4 CSR 240-33.040(4), 33.045(2), 33.050(4) and 33.070(2).

Staff reviewed cost information provided by AT&T for the 511 service; and made queries and analyzed responses about the cost information. AT&T currently has tariffs in effect for similar services: 211 service (information and referral service for nonprofit organizations), 311 service (nonemergency calls to municipalities and other government agencies), and 811 service (call before you dig service). Staff also reviewed the rates and corresponding cost studies for each of these services as part of its review of the instant tariff.

Staff requested and received a substitute page for Section 35, 5<sup>th</sup> Revised Sheet 1 in order to handle a pagination issue. No substantive changes were made in this substitution.

#### Conclusion:

Staff recommends Tariff Filing No. JI-2007-0678, be allowed to go into effect. Staff has no objection to AT&T's request for expedited treatment (effective date of April 10, 2007) as requested by AT&T in Case No. IT-2007-0354. Staff is unaware of any other filing which affects or which would be affected by this tariff and case filing.

- ☒ AT&T is not delinquent in filing an annual report and paying the PSC assessment.  
☐ The Company is delinquent: (☐ No annual report ☐ Unpaid PSC assessment. Amount owed: )

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<sup>2</sup> <http://www.fhwa.dot.gov/trafficinfo/511.htm>

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Telephone, L.P. d/b/a AT&T Missouri's  
Revision to its General Exchange Tariff,  
PSC Mo.-No. 35 Regarding Provision of  
511 Service

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Case No. IT-2007-0354

**AFFIDAVIT OF Adam McKinnie**

STATE OF MISSOURI

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) ss:

COUNTY OF COLE

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Adam McKinnie, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that he has participated in preparing the accompanying memorandum, and that the facts therein are true and correct to the best of his knowledge and belief.

AL MK

Adam McKinnie

Subscribed and affirmed before me this 2<sup>nd</sup> day of April 2007.  
I am commissioned as a notary public within the County of Callaway,  
State of Missouri and my commission expires on 9-21-10



SUSAN L. SUNDERMEYER  
My Commission Expires  
September 21, 2010  
Callaway County  
Commission #06942086

Susan L. Sundermeyer  
NOTARY PUBLIC