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

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

## CENTURYTEL OF MISSOURI, LLC'S MOTION FOR EXTENSION OF BRIEFING SCHEDULE

COMES NOW CenturyTel of Missouri, LLC ("CenturyTel"), through the undersigned counsel, and for its Motion for Extension of Briefing Schedule pursuant to Commission Rules 4 CSR 240-2.050(3) and 4 CSR 240-2.080 respectfully states as follows:

- 1. The Commission's *Order Adopting Procedural Schedule* issued in this matter on November 21, 2007, provides that Posthearing Briefs shall be filed on May 28, 2008. At the conclusion of the evidentiary hearings in this matter (recognizing that there was some confusion as to whether a briefing schedule had been previously ordered), undersigned counsel advised opposing counsel that he had a major jury trial going to hearing in mid-May, and would request a briefing date be established in mid- to late-June.<sup>1</sup>
- 2. Despite best efforts to arrange scheduling to accommodate the current briefing schedule, undersigned counsel must request a two-week extension for the filing

<sup>&</sup>lt;sup>1</sup> Indeed, the presiding officer indicated that she would be involved in four other hearings in the month of April, and a major rate case going to hearing the second week in May, impacting her time-frame for addressing this matter as well. (Tr. 316, 317).

of Posthearing Briefs, until June 11, 2008. Having recently received the transcripts from the evidentiary hearings, undersigned counsel is currently involved in trial preparation for a two-week jury trial that starts May 12<sup>th</sup> and will not be able to address this matter until that trial is completed.

3. No party will be prejudiced by a two-week extension for the submission of Posthearing Briefs. CenturyTel is authorized to state that both the Commission Staff and the Office of the Public Counsel concur in and support the relief requested herein.<sup>2</sup>

WHEREFORE, CenturyTel of Missouri, LLC respectfully requests that the current procedural schedule for filing Posthearing Briefs be extended by two weeks, from May 28, 2008, to June 11, 2008.

Respectfully submitted,

PAYNE & JONES, CHARTERED

Ву

## s/TylerPeters

Tyler Peters - MO #38879
Christopher J. Sherman - MO #53534
11000 King
PO Box 25625
Overland Park, Kansas 66210
Telephone: (913) 469-4100
Facsimile: (913) 469-8182
tpeters@paynejones.com
csherman@paynejones.com

ATTORNEYS FOR CENTURYTEL OF MISSOURI, LLC

<sup>&</sup>lt;sup>2</sup> Complainant Charter Fiberlink-Missouri, LLC has advised the parties that it would oppose a request for extending the briefing schedule in this matter.

## **Certificate of Service**

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail and U.S. Mail on this 1<sup>st</sup> day of May, 2008, to the following persons:

Carrie L. Cox Clifford K. Williams CHARTER FIBERLINK, LLC 12405 Powerscourt Dr. St. Louis, Missouri 63131 ccox1@chartercom.com

Mark W. Comley NEWMAN, COMLEY & RUTH P.C. 601 Monroe Street, Suite 301 P.O. Box 537 Jefferson City, MO 65102-0537 comleym@ncrpc.com

K.C. Halm
Brian A. Nixon
DAVIS WRIGHT TREMAINE LLP
1919 Pennsylvania Ave., N.W., Suite 200
Washington, D.C. 20006
kchalm@dwt.com
briannixon@dwt.com

General Counsel
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, Missouri, 65102
GenCounsel@psc.mo.gov

Steve Reed General Counsel's Office Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 steve.reed@psc.mo.gov

Larry W. Dority
Fischer & Dority, P.C.
101 Madison, Suite 400
Jefferson City, Missouri 65101
<a href="mailto:lwdority@sprintmail.com">lwdority@sprintmail.com</a>

Michael Dandino
Office of the Public Counsel
200 Madison
P.O. Box 7800
Jefferson City, Missouri 65102
opcservice@ded.mo.gov
Michael.dandino@ded.mo.gov

s/Tyler Peters

Tyler Peters