

**SERVICE LIST FOR
CASE NO: TW-97-333**

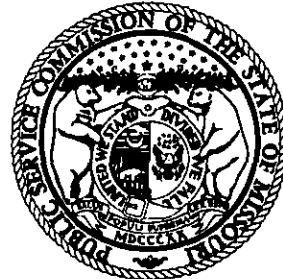
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Notice of *Ex Parte* Contact

TO: All Commissioners
All Parties in Case No. TW-97-333

FROM: Connie Murray
Sheila Lumpe
Harold Crumpton
M. Dianne Drainer

DATE: November 13, 1997



On November 13, 1997, we received the attached document from Gay Smith, a member of the Commission Staff. The Commission is currently considering the same issues as to those set out in this document in Case No. TW-97-333. The Commission is bound by the same *ex parte* rule as a court of law.

Pursuant to 4 CSR 240-4.020(4) it is improper for any person to attempt to sway the judgement of the Commission by undertaking, directly or indirectly, outside the hearing process, to bring pressure or influence to bear upon the Commission, or the Regulatory Law Judge assigned to the proceeding.

Whenever such contact might occur 4 CSR 240-4.020(a) states: as *ex parte* communications (either oral or written) may occur inadvertently, any member of the Commission or Regulatory Law Judge who received the communication shall immediately prepare a written report concerning the communication and submit it to the Chair and each member of the Commission. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, out of an abundance of caution, we think it appropriate to submit this notice of *ex parte* contact pursuant to the standards set out in the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Executive Secretary
Chief Regulatory Law Judge
General Counsel

From: Gay Smith
To: PSC Commissioners
Date: 11/13/97 8:35am
Subject: Sedalia and Marshall Public Meetings

Good morning Commissioners. This is an update on Wed. evenings public meetings in Sedalia and Marshall.

In Sedalia there were 125-140 very vocal customers. Most all present were served by either United/Sprint or Mid-Missouri Telephone Companies. Their primary interest was why is COS is being taken away and what are our options. We also heard in Sedalia, why am I still on a multi-party line, why can't I choose my interLATA carrier, and when will this change (this was from United customers). SWB and United tried to explain the options that will be available and other options that may be available in the future. United also explained why there were still multi-party lines and a lack in interLATA choices and when that would all change.

Internet access came up and we explained the establishment of the new docket to handle the investigation into the provision of Internet Access in Missouri, which many were very interested in and pleased to hear that the Commission was investigating.

In Marshall we had approximately 50 people. Much more low key compared to Sedalia and more informed. They understood more the reasons why COS was going away but unhappy with the timing and were upset because they weren't aware of the other options available. Again most of the customers in Marshall were primarily Mid-Missouri and SWB telephone company customers.

OPC was present in Marshall however did not set on the panel.

Senator Mathewson started a petition campaign to request that the Commission delay COS elimination in exchanges until the Commission can guarantee there are two or more service providers in the exchange with fair or adequate replacement plans. Senator Mathewson is having the petitions sent to OPC.

In both Sedalia and Marshall the customers were pleased that the Commission and the serving telephone companies were represented and that they could voice their opinions.

CC: MCGOWC, VANESJ, HENDEW, PERSIG, JOYCED