

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

In the Matter of the Determination of the Weighted )  
Statewide Average Rate of Nonwireless Basic Local) File No. TO-2011-0073  
Telecommunication Services )

**APPLICATION TO INTERVENE**

COMES NOW CenturyTel of Missouri, LLC d/b/a CenturyLink (“CenturyTel”), Spectra Communications Group, LLC d/b/a CenturyLink (“Spectra”), and Embarq Missouri Inc., d/b/a CenturyLink (“Embarq”) (collectively, “CenturyLink”) pursuant to 4 CSR 240-2.075 and the Commission’s September 22, 2010 *Order Establishing File to Determine Statewide Average Rate Pursuant to Section 392.245.13, RSMO, Setting Intervention Deadline, and Directing Notice* (“Order”), and for their joint Application to Intervene respectfully state as follows:

1. Spectra is a Delaware limited liability corporation that is duly authorized to do business in the State of Missouri and authorized by the Commission to provide basic local and interexchange telecommunications services. Copies of Spectra’s Certificate of Authority to transact business in Missouri from the Missouri Secretary of State were filed in Case No. TM-2000-0182,<sup>1</sup> and are incorporated herein by reference pursuant to 4 CSR 240-2.060(1)(G). Spectra operates in Missouri using the fictitious name of “CenturyLink,” pursuant to the registration of fictitious name filed in File No. TN-2010-0092<sup>2</sup> and incorporated by reference herein pursuant to 4 CSR 240-2.060(1)(G).

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<sup>1</sup> *In the Matter of the Joint Application of GTE Midwest Incorporated and Spectra Communications Group LLC for Authority to Transfer and Acquire Part of GTE Midwest Incorporated’s Franchise, Facilities or System Located in the State of Missouri and for Issuance of Certificate of Service Authority to Spectra Communications Group LLC and for Authority for Spectra Communications Group LLC to Borrow an Amount not to Exceed \$250,000,000 from CenturyTel, Inc., and in Connection Therewith to Execute a Telephone Loan Contract, Promissory Notes, and a Mortgage, Security Agreement and Financing Statement*, Case No. TM-2000-0182

<sup>2</sup> *In the Matter of the Name Change Request of Spectra Communications Group, LLC d/b/a CenturyTel to Spectra Communications Group, LLC d/b/a CenturyLink*, Case no. TN-2010-0092.

2. CenturyTel is a Louisiana limited liability corporation that is duly authorized to do business in the State of Missouri and authorized by the Commission to provide basic local and interexchange telecommunications services. Copies of CenturyTel's Certificate of Service Authority to transact business in Missouri from the Missouri Secretary of State were filed in Case No. TM-2002-0232,<sup>3</sup> and are incorporated herein by reference pursuant to 4 CSR 240-2.060(1)(G). CenturyTel operates in Missouri using the fictitious name of "CenturyLink," pursuant to the registration of fictitious name filed in File No. TN-2010-0091<sup>4</sup> and incorporated by reference herein pursuant to 4 CSR 240-2.060(1)(G).

3. Embarq is a Missouri corporation that is duly authorized to transact business within the State of Missouri and is authorized by the Commission to provide basic local and interexchange telecommunications services within the state. Embarq was originally incorporated in Missouri in 1929 as The United Telephone Company and a restatement of its certification was received in Case No. TA-88-87. Embarq has received all necessary Commission and Secretary of State's Office approvals for subsequent transfers of control and name changes. Evidence of proper authorization was provided to the Commission in Case No. IO-2006-0086,<sup>5</sup> the transfer of control from Sprint Nextel Corporation to Embarq Corporation, and Case No. TN-2006-0416,<sup>6</sup> the name change from Sprint Missouri, Inc. to Embarq Missouri Inc., and are incorporated by

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<sup>3</sup> *In the Matter of the Joint Application of GTE Midwest Incorporated, d/b/a Verizon Midwest, and CenturyTel of Missouri, LLC, for 1) Authority to Transfer and Acquire Part of Verizon Midwest's Franchise, Facilities or System Located in the State of Missouri; 2) for Issuance of Certificate of Service Authority to CenturyTel of Missouri, LLC; 3) to Designate CenturyTel of Missouri, LLC as Subject to Regulation as a Price Cap Company; and 4) to Designate CenturyTel of Missouri, LLC, as a Telecommunications Carrier Eligible to Receive Federal Universal Service Support*, Case No. TM-2002-0232.

<sup>4</sup> *In the Matter of the Name Change Request of CenturyTel of Missouri, LLC to CenturyTel of Missouri, LLC d/b/a CenturyLink*, Case No. TN-2010-0091.

<sup>5</sup> *Application of Sprint Nextel Corporation for Approval of the Transfer of Control of Sprint Missouri, Inc., Sprint Long Distance, Inc., and Sprint Payphone Services Inc. from Sprint Nextel Corporation to LTD Holding Company*, Case No. IO-2006-0086.

<sup>6</sup> *In Re: Name Change Request of Sprint Missouri, Inc., to Embarq Missouri, Inc., d/b/a Embarq*, consolidated Case No. TN-2006-0416.

reference herein pursuant to 4 CSR 240-2.060(1)(G). Embarq operates in Missouri using the fictitious name of “CenturyLink,” pursuant to the registration of fictitious name filed in File No. TN-2010-0086<sup>7</sup> and incorporated by reference herein pursuant to 4 CSR 240-2.060(1)(G).

4. All communications, correspondence, pleadings, notices and orders issued in this matter should be sent to:

Linda K. Gardner  
Mailstop: KSOPKJ0702  
5454 West 110<sup>th</sup> Street  
Overland Park, Kansas 66211  
Tel: 913.345.6193  
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5. This case arose from a filing on September 14, 2010, of a Motion to Open Case by the Commission’s Staff, so as to provide a vehicle for the Commission to determine the statewide average rate of nonwireless basic local telecommunications services as of August 28, 2010, pursuant to section 392.245.13, RSMo Cum. Supp 2009. By its Order issued on September 22, 2010, the Commission stated that section 392.245.13 requires the Commission “to conduct a study to ‘determine the weighted, statewide average rate of nonwireless basic local telecommunications services . . . five years after August 28, 2005,’” therefore opening this file. The Commission’s September 22, 2010 Order directed that any party wishing to intervene in the case should file an application to do so no later than October 7, 2010.

6. The Commission should permit CenturyTel, Spectra and Embarq to intervene in this case pursuant to Commission Rule 4 CSR 240-2.075(4)(A) because CenturyLink’s interests differ from those of the general public. As local exchange telecommunications companies, CenturyTel, Spectra and Embarq are three of the companies that have been ordered to submit to

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<sup>7</sup> *In the Matter of the Fictitious Name Change Request of Embarq Missouri, Inc. d/b/a Embarq to Embarq Missouri Inc. d/b/a CenturyLink*, Case No. TN-2010-0086.

the Commission's Staff the information referred to in the Commission's Order. No other party to this proceeding will adequately represent or protect CenturyTel, Spectra or Embarq's interests.

7. At this point in time CenturyTel, Spectra and Embarq are unsure of the positions they may take in this proceeding, and currently make this application to intervene for the purpose of monitoring the docket, as well as to receive the appropriate orders and notifications that pertain to the companies' obligation to provide information required in this matter. Whether CenturyLink's interests will require it to be a more active participant and the specific positions it may take will be determined as the case progresses.

8. CenturyTel, Spectra and Embarq's interventions would be in the public interest, in accordance with Commission Rule 4 CSR 240-2.075(4)(B), as their participation in this case will contribute to the Commission's compliance with the requirements of section 392.245.13, RSMo.

WHEREFORE, CenturyTel of Missouri, LLC d/b/a CenturyLink, Spectra Communications Group, LLC, d/b/a CenturyLink, and Embarq Missouri, Inc. d/b/a CenturyLink respectfully request that the Commission grant this Application to Intervene in this proceeding.

Respectfully submitted,



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d/b/a CenturyLink, Spectra Communications  
Group, LLC d/b/a CenturyLink, and Embarq  
Missouri, Inc. d/b/a CenturyLink.*

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 30<sup>th</sup> day of September 2010, a copy of the foregoing document and attachments were served via electronic mail, facsimile or U.S. Mail, postage prepaid to each of the following:

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Missouri Public Service Commission  
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