

**BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION**

<b>SOUTHWESTERN BELL TELEPHONE, L.P. )</b>	
<b>D/B/A SBC MISSOURI'S PETITION FOR )</b>	
<b>COMPULSORY ARBITRATION OF )</b>	<b>Case No. TO-2005-0336</b>
<b>UNRESOLVED ISSUES FOR A SUCCESSOR )</b>	
<b>AGREEMENT TO THE MISSOURI 271 )</b>	
<b>AGREEMENT ("M2A") )</b>	

**JOINT MOTION FOR EXTENSION AND APPROVAL OF AMENDMENT TO  
INTERCONNECTION AGREEMENTS**

Come Now Big River Telephone Company, LLC, Birch Telecom of Missouri, Inc., ionex communications, Inc., NuVox Communications of Missouri, Inc., Socket Telecom, LLC, XO Communications Services, Inc., and Xspedius Communications, LLC (collectively "CLEC Coalition"), AT&T Communications of the Southwest, TCG St. Louis and TCG Kansas City, Inc. (collectively "AT&T"), MCImetro Access Transmission Services, LLC ("MCI"), Sprint Communications Company L.P. ("Sprint"), Wiltel Local Network, LLC ("Wiltel"), Charter Fiberlink-Missouri, LLC ("Charter"), and Navigator Telecommunications, LLC ("Navigator")(with all the foregoing companies being collectively referred to herein as "CLECs"), with the consent of Southwestern Bell Telephone L.P. dba SBC Missouri ("SBC Missouri") as stated below, pursuant to 4 CSR 240-36.050(1), 4 CSR 240-3.513(6), and 4 CSR 240-2.060(4) and move the Commission to:

(1) extend the filing deadline for conforming interconnection agreements from 4:00 p.m. July 13, 2005 to 5:00 p.m. August 3, 2005; and

(2) approve an amendment by interlineation of each Missouri 271 Agreement ("M2A")-based interconnection agreement of the CLECs and those other carriers that are

party to a Memorandum Of Understanding ("MOU") with SBC Missouri by which the carrier has agreed to adopt one of the interconnection agreements approved in this proceeding (without requiring any applications or other pleadings beyond this Joint Motion) that extends the expiration date of their respective current interconnection agreements from July 19, 2005 until August 10, 2005.

In support thereof, the parties state to the Commission that:

1. The CLECs agree that it is not possible to meet the previously-established deadline for filing conforming interconnection agreements. The parties only received the Commission's Arbitration Order on the afternoon of July 11 and will not have conformed agreements ready by July 13. The CLECs agree that they need three additional weeks to work with SBC Missouri to prepare and file conforming agreements, in light of the number of contracts and issues involved, prior delays in this proceeding, and the requirements of similar proceedings pending in other states. The Commission has authority to change the filing deadline under 4 CSR 240-36.050(1).

2. In order to avoid any disruption of service, the CLECs agree that the Commission should preserve the status quo pending submission and approval of the conforming agreements, by approving an amendment by interlineation to each M2A-based interconnection agreement of the CLECs and carriers that are party to a MOU with SBC Missouri which extends the expiration date thereof from July 19, 2005 until August 10, 2005 for each respective CLEC and MOU participant. The Commission has authority to approve such amendments under 4 CSR 240-3.513(6). The CLECs submit that there is good cause for the Commission to waive any and all other required filings regarding such amendments, including under 4 CSR 240-2.060 and 3.513, pursuant to its authority under

4 CSR 240-2.060(4). The circumstances do not afford adequate time for the preparation of formal applications and related documentation, nor do they require such formalities given the nature of the proposed amendment. It is imperative that the Commission preserve the status quo and not allow the disruption to a major segment of the Missouri telecommunications market that would result from a premature expiration of M2A-based agreements. No public utility will be affected by the requested waivers other than the CLECs identified herein.

3. The CLECs further agree that this Joint Motion is based upon unique circumstances presented in these proceedings and shall not be used as a basis for seeking extensions in similar proceedings in any other state against the wishes of a party hereto.

4. SBC Missouri, by its signature below, confirms that it does not object to the relief requested by the CLECs based on the unique procedural status of this proceeding and the specific extension of time requested herein, including the new date certain for the M2A-based agreements to expire.

WHEREFORE, the CLECs move the Commission to grant the relief requested above and such other and further relief as the Commission may deem meet and proper in the premises.

Respectfully submitted,

CURTIS, HEINZ,  
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

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**ATTORNEYS FOR SOUTHWESTERN  
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**CERTIFICATE OF SERVICE**

A true and correct copy of the forgoing was served this 13th day of July, 2005, by email or by placing same in the U.S. Mail postage paid, to the persons listed on the attached service list.

/s/ Carl J. Lumley

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