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**March 16, 2001**

**FILED<sup>3</sup>**

**MAR 19 2001**

**Missouri Public  
Service Commission**

**Mr. Dale Hardy Roberts  
Secretary/Chief Administrative Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102**

**Re: TA-99-47/Tariff File 200100925**

**Dear Mr. Roberts:**

Enclosed please find an original and eight (8) copies of the Missouri Independent Telephone Group's Motion to Suspend. A copy of this letter and a copy of the enclosed Motion have been served upon counsel for Southwestern Bell, Staff and Office of Public Counsel.

**Sincerely,**

  
**Craig S. Johnson**

**CSJ:tr**

**Enc.**

**cc: MITG Managers  
James Fischer  
Michael Dandino  
Daniel Joyce**

BEFORE THE PUBLIC SERVICE COMMISSION

FILED<sup>3</sup>

MAR 19 2001

STATE OF MISSOURI

Missouri Public  
Service Commission

In the Matter of the Application of )  
Southwestern Bell Communications )  
Services, Inc., d/b/a Southwestern Bell ) Tariff file 200100925  
Long Distance, for a Certificate of ) (Case No. TA-99-47)  
Service Authority to Provide Inter- )  
exchange Telecommunications Service )  
within the State of Missouri. )

Motion to Suspend

Comes now the Missouri Independent Telephone Group (MITG), consisting of Alma, Chariton Valley, Choctaw, Mid-Missouri, Modern, MoKan Dial, and Northeast Missouri telephone companies, and hereby move to suspend the tariff of SWB Long Distance. In support of this motion, the MITG states as follows:

1. The MITG, formerly the "Mid-Missouri Group" with the exception of Peace Valley Telephone Company, was granted intervention in TA-99-47 by Order of September 9, 1998.
2. The MITG has an interest in how interexchange carriers, or IXC's, such as SWB Long Distance, will utilize its toll facilities, utilize the toll facilities of other IXC's or other incumbent LEC's, interconnect with them, and ultimately how such IXC traffic will be originated from and terminate to the networks of the MITG members. The MITG have approved access tariffs addressing such matters, and is interested in assuring they are complied with.

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3. In particular the access tariffs of the MITG require that, after the implementation of presubscription, FGC will no longer be provided and that FGD signaling protocols and arrangements for the origination, termination, recording, record exchange, billing, and compensation payment for interexchange traffic will thereafter be used. As presubscription has been implemented for both interLATA and intraLATA interexchange traffic, FGD is now the exclusive mode for origination and termination of such traffic.

4. As the affiliate of Southwestern Bell Telephone Company (SWB), SWB Long Distance has requested both interLATA and intraLATA interexchange telecommunications service authority. SWB Long Distance could both originate and terminate traffic in MITG exchanges. In the past, SWB has indicated that when its IXC affiliates begin serving, they will be obligated to abide the FGD rules as any other IXC<sup>1</sup>.

5. In the past few years SWB has put interexchange or access traffic of CLECs and wireless carriers on the FGC network, including that destined for termination to the MITG companies, without MITG consent therefore. In doing so SWB has promoted deviations from FGD signaling, terminating recording, terminating record creation, and terminating compensation business structures.

6. In its March 7, 2001 First Amended Application SWB Long Distance indicates that it will provide interexchange services through the resale of services of an underlying carrier that has been certified to operate within Missouri. The underlying carrier or carriers has not been identified, but SWB as an underlying IXC has not been excluded from this role.

7. The MITG is interested in assuring that the traffic of all IXCs, including Applicant, is originated, transported, and terminating on FGD facilities utilizing FGD

protocols, record creation, record exchange, and intercompany compensation business relationship structures. MITG believes it will be better to evaluate these issues at the outset of a SWB affiliate's doing business rather than risk confusion, lack of record creation, failure of record exchange, and failure of payment of terminating compensation to terminating LECs. In past tariff proceedings the industry and the Commission have addressed these issues at the outset of such service provisioning<sup>2</sup>.

WHEREFORE, on the basis of the foregoing, the MITG requests that the authority request pending in Case No. TA-99-47 include consideration of these issues, and the tariffs pending in Tariff File 200100925 be suspended for hearing for consideration of these issues.

ANDERECK, EVANS, MILNE,  
PEACE & JOHNSON, L.L.C.

By 

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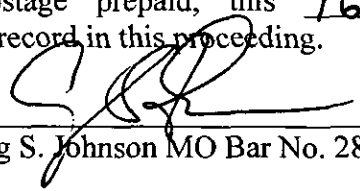
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<sup>1</sup> See July 22, 1998 testimony of Richard Taylor, pp 1470-1472, TO-97-217.

<sup>2</sup> See TT-2000-269 in which SWB withdrew a tariff modification which may have allowed IXC use of FGC facilities. See also TT-2000-268 in which Alltel was allowed only interim use of FGC facilities pending replacement with FGD facilities.

**CERTIFICATE OF SERVICE**

The undersigned does hereby certify that a true and accurate copy of the foregoing was mailed, via U.S. Mail, postage prepaid, this 16 day of March, 2001, to all attorneys of record in this proceeding.

  
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Craig S. Johnson MO Bar No. 28179