

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

In the Matter of the Application of AT&T Missouri )  
for Approval of an Interconnection Agreement ) Case No. \_\_\_\_\_  
Amendment Under the Telecommunications )  
Act of 1996. )

**AT&T MISSOURI'S APPLICATION FOR APPROVAL OF  
AMENDMENT EXTENDING INTERCONNECTION AGREEMENT**

AT&T Missouri,<sup>1</sup> pursuant to Section 252(e) of the Telecommunications Act of 1996 (the "Act") and 4 CSR 240-3.513(6)(C), respectfully submits its Application for Approval of an Amendment to the Interconnection Agreement by and between AT&T Missouri and Cellco Partnership, d/b/a Verizon Wireless, Verizon Wireless (VAW) LLC, d/b/a Verizon Wireless, St. Joseph CellTelCo, d/b/a Verizon Wireless, and CyberTel Cellular Telephone Company, d/b/a Verizon Wireless (collectively "Verizon Wireless"), and requests the Missouri Public Service Commission ("Commission") approve this Interconnection Agreement Amendment.

The proposed Amendment is intended to extend the parties' existing interconnection agreement until May 10, 2010. The proposed Amendment is to be added to the parties' current agreement, which the Commission approved in Case No. TO-98-96.

AT&T Missouri understands that once the Commission approves this proposed amendment and it becomes effective pursuant to its terms, Verizon Wireless will dismiss its Complaint against AT&T Missouri (Case No. TC-2008-0150) with prejudice.

In support of this Application, AT&T Missouri states:

1. AT&T Missouri is a Missouri corporation with its principal Missouri office at One AT&T Center, Room 3520, St. Louis, Missouri 63101. It may be contacted at the electronic mail address, facsimile and telephone numbers of its attorneys, as set out under the signature

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<sup>1</sup> Southwestern Bell Telephone Company, d/b/a AT&T Missouri, will be referred to in this pleading as "AT&T Missouri."

block of this Application. AT&T Missouri is authorized to do business in Missouri<sup>2</sup> and its fictitious name is duly registered with the Missouri Secretary of State.<sup>3</sup> AT&T Missouri is a “local exchange telecommunications company” and a “public utility,” and is duly authorized to provide “telecommunications service” within the State of Missouri, as each of those phrases is defined in Section 386.020, RSMo. 2000.<sup>4</sup>

2. All correspondence, pleadings, orders, decisions, and communications regarding this proceeding should be sent to:

Timothy P. Leahy  
Leo J. Bub  
Robert J. Gryzmala  
Attorneys for Southwestern Bell Telephone Company,  
d/b/a AT&T Missouri  
One AT&T Center, Suite 3520  
St. Louis, Missouri 63101

3. AT&T Missouri has no final unsatisfied judgments or decisions against it from any state or federal agency or court, which involve retail customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of this Application. Moreover, AT&T Missouri has no pending actions which satisfy the listed criteria in Arkansas, Kansas, Missouri or Oklahoma. AT&T Missouri (which operates in Texas under the fictitious name AT&T Texas) has six pending formal complaints or lawsuits from end-user customers in

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<sup>2</sup> In accordance with 4 CSR 240-2.060(1)(G), a copy of Southwestern Bell Telephone Company’s Certificate of Good Standing from the Missouri Secretary of State was filed with the Commission on August 15, 2007, in Case No. IK-2008-0044.

<sup>3</sup> In accordance with 4 CSR 240-2.060(1)(G), a copy of the registration of the fictitious name “AT&T Missouri” was filed with the Commission on July 17, 2007, in Case No. TO-2002-185.

<sup>4</sup> Following its June 26, 2007, Order in Case No. TO-2002-185 allowing Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri, to alter its status from a Texas limited partnership to a Missouri corporation, the Commission approved tariff revisions to reflect the new corporate name, Southwestern Bell Telephone Company, d/b/a AT&T Missouri. See Order Granting Expedited Treatment and Approving Tariffs, Case No. TO-2002-185, issued June 29, 2007.

Texas which involve retail customer service or rates.<sup>5</sup> (Additionally, AT&T Missouri is involved in various actions involving terms and conditions of interconnection agreements with competitive local exchange telephone companies that are in various stages of litigation or appeal.)

4. AT&T Missouri does not have any annual report or assessment fees that are overdue.

5. AT&T Missouri seeks approval of this Interconnection Agreement Amendment pursuant to Section 252(e)(1) of the Telecommunications Act of 1996 (“the Act”). The Commission must approve the Interconnection Agreement Amendment unless it determines that the Interconnection Agreement Amendment (or any portion thereof): (1) discriminates against a telecommunications carrier not a party to the agreement and/or amendment; or (2) the implementation of such agreement and/or amendment is not consistent with the public interest, convenience, and necessity.<sup>6</sup>

6. AT&T Missouri states that the Interconnection Agreement Amendment does not discriminate against a telecommunications carrier not a party to the Interconnection Agreement Amendment. AT&T Missouri further states that the implementation of the Interconnection Agreement Amendment is consistent with the public interest, convenience, and necessity.

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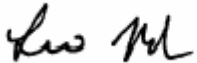
<sup>5</sup> The pending lawsuits in Texas involving customer service or rates are (1) Irving's Holding, Inc. v. SBC Communications, Inc., Docket No. CC-05-07415-C and (2) David Lavine, M.D. and David Lavine, M.D., P.A. d/b/a Center for Cosmetic and Reconstructive Surgery v. AT&T Inc., Cause No. 07-54771-2. The pending formal complaints before the Texas Public Utility Commission involving customer service or rates are as follows: (1) Complaint of Harris County Hospital District Against AT&T Texas, Docket No. 34332; (2) Complaint of Harris County Hospital District Against AT&T Texas, Docket No. 34940; (3) Formal Complaint Pursuant to PUC Procedural Rule 22.242 Against AT&T On Behalf Of The River Oaks Imaging, Docket No. 34511 and (4) Complaint of John J. Gitlin, Esq. Against AT&T Texas, Docket No. 34348.

<sup>6</sup> See Section 252(e)(2) of the Act.

WHEREFORE, AT&T Missouri respectfully requests that the Commission approve the Interconnection Agreement Amendment between AT&T Missouri and Verizon Wireless.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE COMPANY  
D/B/A AT&T MISSOURI

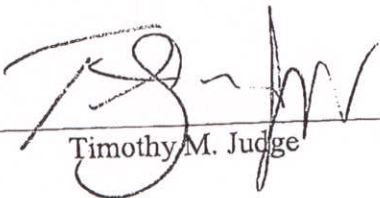
BY   
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COUNTY OF COLE            )  
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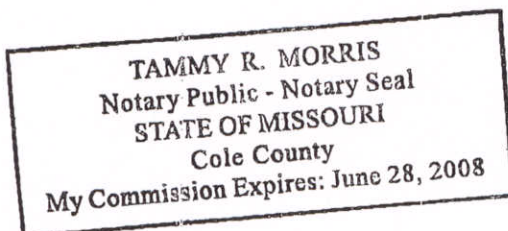
VERIFICATION

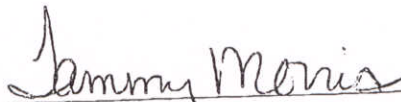
I, Timothy M. Judge, first being duly sworn, state on my oath that I am over the age of twenty-one years, sound of mind, and Director-Regulatory of Southwestern Bell Telephone Company, d/b/a AT&T Missouri ("AT&T Missouri"). I am authorized to act on behalf of AT&T Missouri regarding the foregoing document. I have read the foregoing document and I am informed and believe that the matters contained therein are true.

  
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Timothy M. Judge

On this 3rd day of January 2008, before me, a Notary Public, personally appeared Timothy M. Judge, and being first duly sworn upon his oath stated that he is over twenty-one years, sound of mind and Director-Regulatory of AT&T Missouri, he signed the foregoing document as Director-Regulatory of AT&T Missouri and the facts contained therein are true and correct according to the best of his information, knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year above-written.

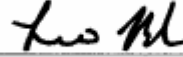


  
\_\_\_\_\_  
Notary Public

My Commission Expires: June 28, 2008

## **CERTIFICATE OF SERVICE**

Copies of this document were served on the following parties by e-mail on January 3, 2008.



Leo J. Bub

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