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MISSOURI
PUBLIC SERVICE COMMISSION

Mr. Cecil Wright, Secretary
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

Re: Case No. TW-97-333

Dear Mr. Wright:

For filing in the above matter please find enclosed original and 14 copies of Mid-Missouri Group's Response to SWB's Motion to Shorten Time.

Copies have been provided to all counsel of record.

Thank you for your attention.

Sincerely,

Craig Johnson
Craig S. Johnson

CSJ:om

FILED

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BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

MISSOURI
PUBLIC SERVICE COMMISSION

In the Matter of an Investigation into)
the Provision of Community Optional)
Calling Service in Missouri) Case No. TW-97-333

RESPONSE TO MOTION TO SHORTEN TIME

The Mid-Missouri Group opposes SWB's request to shorten time in which to respond to data requests it propounded on April 17. SWB waited an undue amount of time, and has placed these data requests in this docket in a fashion designed so that only SWB will be able to make use of this data in testimony. Since SWB has chosen this posture, the Mid Missouri Group should not be required to suffer by making responses in a time frame shorter than that provided by the Commission rules of practice.

SWB has unreasonably delayed making the data requests until April 17. This docket has been open for in excess of 1 month. Predecessor intraLATA presubscription dockets have been considering the retention of 2-way COS for several months. This data could and should have been requested earlier so that all participants in this docket could evaluate the data, or any testimony based thereon. The Commission should discourage the making of discovery requests after the initial date for testimony, as this practice makes preparation of rebuttal testimony and cross examination unduly burdensome. This is especially true in light of the limited purpose and expedited schedule of this docket.

The data requested is outside the narrow focus of this docket. This docket was established primarily to consider technically

feasible ways to retain 2-way COS. This docket was not established to consider the types of uses of COS users, the puts and takes going into intercompany compensation, or the financial effect of COS on companies. It has long been known and expected that PTC's would suffer losses on some toll routes. PTCs were suffering such losses on the toll routes which became eligible for COS. The appropriate docket to take up such matter is a docket considering statewide toll issues. If such matters are taken up, they should be considered for all companies, not just SWB.

The data requests, instead of asking for COS route specific/proprietary information, all that has been allowed in past dockets, asks for customer/specific/highly confidential information. This is outside the scope and purpose of this docket.

For these reasons, SWB's request to shorten the response time to 10 days, instead of the time established by PSC rule, should be denied.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing was mailed first class, postage prepaid this 22 day of April, 1997, to:

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