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**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF MISSOURI**

In the Matter of Sprint Missouri, Inc.'s	)	
Proposed Tariff Establishing Rules,	)	
Regulations and Charges that Apply to	)	<u>Case No. TT-99-388</u>
Unauthorized Changes Made by CLECs in	)	Tariff File No. 9900607
Choosing a Local Service Provider for an	)	
End User.	)	

**ORDER ADOPTING PROCEDURAL SCHEDULE**

A prehearing conference was held on April 19, 1999. At that conference the parties were ordered to submit a proposed procedural schedule no later than April 26. The Staff of the Public Service Commission (Staff) filed a Proposed Procedural Schedule on April 26. Staff's Motion states that the participating parties have agreed upon the procedural schedule set forth in the Motion.

The Commission has reviewed the Proposed Procedural Schedule. The date suggested for a prehearing conference is not acceptable because of a conflicting hearing on that date. Also, the Proposed Procedural Schedule suggests that the prehearing conference be held by conference call. The Commission will require that the prehearing conference be held in person at the Commission's office. The date selected for a hearing is also unacceptable because of conflict with the Commission's schedule. Different dates for the prehearing conference and the hearing, as close as possible to the suggested dates, have been ordered. The parties

should also be aware that this order contains new directions regarding the filing of what was formerly known as the hearing memorandum.

The Commission will apply the conditions set out below to the procedural schedule in this case.

(A) The Commission will require the prefiling of testimony as defined in 4 CSR 240-2.130. All parties shall comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions and evidence in issue and to avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing.

(B) Pursuant to 4 CSR 240-2.130(15), testimony and schedules shall not be filed under seal and treated as proprietary or highly confidential unless the Commission has first established a protective order. Any testimony or schedule filed without a protective order first being established shall be considered public information.

(C) The parties shall agree upon and the Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing and the order in which they shall be called, and the order of cross-examination for each witness. Any issue not contained in this list of issues will be viewed as uncontested and not requiring resolution by the Commission.

(D) Each party shall file a statement of its position on each disputed issue. Such statement shall be simple and concise, and shall

not contain argument about why the party believes its position to be the correct one.

(E) The Commission's general policy provides for the filing of the transcript within two weeks after the hearing. If any party seeks to expedite the filing of the transcript, such request shall be tendered in writing to the regulatory law judge at least five days prior to the date of the hearing.

(F) All pleadings, briefs and amendments shall be filed in accordance with 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and shall set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(G) All parties are required to bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has been prefiled, only three copies of the exhibit are necessary for the court reporter. If an exhibit has not been prefiled, the party offering it should bring, in addition to the three copies for the court reporter, copies for the five Commissioners, the regulatory law judge, and all counsel.

**IT IS THEREFORE ORDERED:**

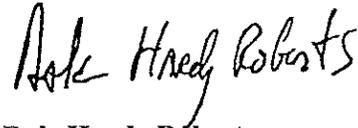
1. That the following procedural schedule is adopted for this case, subject to the conditions discussed above:

<u>Date</u>	<u>Event</u>
May 10, 1999, 3:00 p.m.	Direct Testimony
June 7, 1999, 3:00 p.m.	Rebuttal Testimony
June 15, 1999, 10:00 a.m.	Prehearing Conference
June 18, 1999, 3:00 p.m.	List of Issues to be filed by Staff
June 21, 1999, 3:00 p.m.	Surrebuttal Testimony
June 23, 1999, 1:00 p.m.	Statements of Position to be filed by all parties
June 25, 1999, 9:00 a.m.	Hearing

2. That the prehearing conference and the evidentiary hearing will be held in the Commission's office on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Anyone wishing to attend who has special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days before the prehearing conference at: Consumer Services Hotline - 1-800-392-4211 or TDD Hotline - 1-800-829-7541.

3. That this order shall become effective on May 13, 1999.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

(S E A L)

Morris L. Woodruff, Regulatory Law  
Judge, by delegation of authority  
pursuant to 4 CSR 240-2.120(1),  
(November 30, 1995) and Section 386.240,  
RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 3rd day of May, 1999.