

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

Northeast Missouri Rural Telephone Company)	
And Modern Telecommunications Company,)	
)	
Petitioners,)	
)	
v.)	Case No. TC-2002-57, et al
)	consolidated.
Southwestern Bell Telephone Company,)	
Southwestern Bell Wireless (Cingular),)	
Voicestream Wireless (Western Wireless),)	
Aerial Communications, Inc., CMT Partners)	
(Verizon Wireless), Sprint Spectrum LP,)	
United States Cellular Corp., and Ameritech)	
Mobile Communications, Inc.,)	
)	
Respondents.)	

SPRINT'S POSITION STATEMENT

COMES NOW Sprint Missouri, Inc. and Sprint Spectrum, LP d/b/a Sprint PCS
(collectively referred to as "Sprint") and provide their Position Statement for this supplemental
phase of this case.

I Unopposed InterMTA Factors

Issue 1(a) -- The interMTA factors listed below were negotiated and agreed to between
the respective parties and are not opposed by any party. Should the Commission adopt
these factors for the purpose of determining interMTA traffic in this Complaint case?

- | | | |
|----|---------------------------------------|------------------------|
| 1. | Mid-Missouri Tel. Co. and Sprint PCS | Stipulated Factor 43% |
| 2. | Alma Tel. Co and Sprint PCS | Stipulated Factor 10% |
| 3. | MoKan Dial, Inc. and Sprint PCS | Stipulated Factor 0% |
| 4. | Alma Tel. Co and Western Wireless | Stipulated Factor 2.5% |
| 5. | MoKan Dial, Inc. and Western Wireless | Stipulated Factor 2.5% |

Sprint Position: Yes, the Commission should approve the above rates as they were
mutually agreed upon by both parties. Good faith negotiation – whether it is for

interMTA factors or rates, terms, and conditions – is the preferred method of resolving these type of issues stemming from the Telecommunications Act of 1996.

Issue I(b) -- The interMTA factors listed below have been proposed by three Complainants and are not opposed by any party. Should the Commission adopt these factors for the purpose of determining interMTA traffic in this Complaint case?

- | | | |
|----|----------------------------------|-----------|
| 1. | Alma Tel Co and Cingular | Factor 0% |
| 2. | Alma Tel Co and US Cellular | Factor 0% |
| 3. | Alma Tel Co and T-Mobile | Factor 0% |
| 4. | Alma Tel Co and Western Wireless | Factor 0% |
| 5. | Choctaw Tel Co and Cingular | Factor 0% |
| 6. | Choctaw Tel Co and US Cellular | Factor 0% |
| 7. | MoKan Dial Inc. and Cingular | Factor 0% |
| 8. | MoKan Dial Inc. and US Cellular | Factor 0% |
| 9. | MoKan Dial Inc. and T-Mobile | Factor 0% |

Sprint Position: Sprint takes no position as none of the above proposed factors impacts Sprint.

II. Contested InterMTA Factors.

Issue II -- InterMTA factors have not been agreed to between the following Complainants and Respondent wireless carriers. The factors proposed by Complainants are opposed by Respondent wireless carriers and SBC Missouri. What factors should be adopted based upon the evidence for traffic between the following petitioners and wireless carrier respondents?

1. Mid-Missouri Tel. Co. and Cingular Wireless LLC
2. Chariton Valley Tel. Corp. and Cingular Wireless LLC
3. Northeast Missouri Rural Tel. Co. and Cingular Wireless LLC
4. Chariton Valley Tel Corp. and Sprint Spectrum LP d/b/a Sprint PCS
5. Northeast Missouri Rural Tel. Co. and Sprint Spectrum LP d/b/a Sprint PCS
6. Chariton Valley Tel Corp. and United States Cellular Corporation
7. Northeast Missouri Rural Tel. Co. and United States Cellular Corporation
8. Chariton Valley Tel. Corp. and T-Mobile USA, Inc.
9. Northeast Missouri Rural Tel. Co. and T-Mobile USA, Inc.
10. Chariton Valley Tel. Corp. and Western Wireless Corp.
11. Northeast Missouri Rural Tel. Co. and Western Wireless Corp.

Sprint Position: The Commission should adopt an interMTA factor of 11.2% for

Chariton Valley Tel Corp. and SprintPCS (item 3 above) and 15% for Northeast Missouri


Rural Tel. Co. and SprintPCS (item 4 above). Sprint's proposed interMTA factors were developed using a traffic study based on FCC guidelines. Sprint's traffic study is included in the testimony of Sprint witness Mr. Derek Canfield and Staff witness Mr. Michael Scheperle has also recommended Sprint's interMTA factors. Sprint takes no position for non-Sprint related interMTA factors (items 1-2 and 5-11 above).

III. Burden of Proof

Issue III -- Who has the burden of proof on the interMTA factors that will be used for the purpose of determining interMTA traffic in this complaint case?

Sprint Position: From a legal perspective, the Petitioners have the burden of proof in a complaint case and that standard applies in this matter. Sprint submits, however, that for the two interMTA factors impacting Sprint in this phase (Chariton Valley/Sprint and Northeast Rural/Sprint), the evidence put forward by Sprint witnesses Mr. Derek Canfield and Ms. Angela Linares overwhelming demonstrates that the FCC guidelines for developing interMTA factors were incorporated into Sprint's proposed factors.

**Sprint Spectrum, d/b/a Sprint PCS
and Sprint Missouri, Inc.**



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the above and foregoing was served on each of the following parties by first-class/electronic/facsimile mail this 9th day of April, 2004:

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