

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

ATTORNEYS AT LAW

700 EAST CAPITOL AVENUE

COL. DARWIN MARMADUKE HOUSE

P.O. BOX 1438

JEFFERSON CITY, MISSOURI 65102-1438

TELEPHONE 573-634-3422

FAX 573-634-7822

EUGENE E. ANDERECK

TERRY M. EVANS

ERWIN L. MILNE

JACK PEACE

CRAIG S. JOHNSON

RODRIC A. WIDGER

GEORGE M. JOHNSON

BEVERLY J. FIGG

WILLIAM S. LEWIS

VICTOR S. SCOTT

COREY K. HERRON

LANETTE R. GOOCH

SHAWN BATTAGLER

ROB TROWBRIDGE

JOSEPH M. PAGE

LISA C. CHASE

DEIDRE D. JEWEL

JUDITH E. KOEHLER

ANDREW J. SPORLEDER

OF COUNSEL

MARVIN J. SHARP

PATRICK A. BAUMHOER

GREGORY C. STOCKARD (1904-1993)

PHIL HAUCK (1924-1991)

May 1, 2002

Secretary of PSC
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

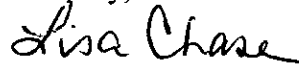
Re: Consolidated Case No. TC-2002-57

Dear Secretary:

Enclosed for filing please find an original and eight (8) copies of Response of Petitioners Alma Telephone Company, Chariton Valley Telephone Corporation, Choctaw Telephone Company, Mid-Missouri Telephone Company, Modern Telecommunications Company, MoKan Dial, Inc., and Northeast Missouri Rural Telephone Company to Order Directing Filing.

Thank you for seeing this filed.

Sincerely,



Lisa Cole Chase

LCC:tr

Enc.

cc: MITG Managers
PSC General Counsel
Office of Public Counsel
Paul S. DeFord
Leo J. Bub
Lisa Creighton Hendricks
Monica Barone

Larry W. Dority
Richard S. Brownlee, III
James F. Mauze/Thomas E. Pulliam
W.R. England, III/Brian T. McCarty
Joseph D. Murphy
Mark P. Johnson

Trenton Office
9th And Washington
Trenton, Missouri 64683
660-359-2244
Fax 660-359-2116

Springfield Office
1111 S. Glenstone
P.O. Box 4929
Springfield, Missouri 65808
417-864-6401 ♦
Fax 417-864-4967

Princeton Office
207 North Washington
Princeton, Missouri 64673
660-748-2244
Fax 660-748-4405

Smithville Office
119 E. Main Street
P.O. Box. 654
Smithville, Missouri 64089
816-532-3895
Fax 816-532-3899

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

Northeast Missouri Rural Telephone)	
Company and Modern Tele-)	
communications Company,)	
Petitioners,)	
)	Case No. TC-2002-57
)	consolidated with
vs.)	Case No.'s TC-2002-182, TC
)	2002-113, TC-2002-114, TC-2002
)	167, and TC-2002-181.
Southwestern Bell Telephone Company,)	
et al.,)	
Respondents.)	

**RESPONSE OF PETITIONERS ALMA TELEPHONE COMPANY, CHARITON
VALLEY TELEPHONE CORPORATION, CHOCTAW TELEPHONE COMPANY,
MID-MISSOURI TELEPHONE COMPANY, MODERN TELECOMMUNICATIONS
COMPANY, MOKAN DIAL, INC., AND NORTHEAST MISSOURI RURAL
TELEPHONE COMPANY TO ORDER DIRECTING FILING**

Comes now Petitioners Alma Telephone Company, Chariton Valley Telephone Corporation, Choctaw Telephone Company, Mid-Missouri Telephone Company, Modern Telecommunications Company, Moka Dial, Inc., And Northeast Missouri Rural Telephone Company, and in response to the Commission's April 24, 2002 Order Directing Filing states as follows:

1. Petitioners have no objection to dismissing an entity that is not responsible for the traffic in dispute. Petitioners do object to dismissing an entity that is responsible for the traffic in dispute. Unfortunately, due to the fact that SWBT and the wireless carriers sent this traffic to Petitioners in the absence of an Interconnection Agreement, in violation of prior Commission Order, there was no opportunity for Petitioners to establish a business or billing relationship with the multitude of carriers SWBT has reported as responsible carriers. Therefore, Petitioners cannot ascertain if dismissing "Cellco Partnership" or "Cybertel Cellular Telephone Company"

will dismiss a responsible carrier. This inability is further compounded by the transaction of mergers, acquisitions, or combinations between and among the entities SWBT reported as responsible carriers. SWBT did not inform Petitioners of the effect of these mergers, acquisitions, or combinations. SWBT did not necessarily change the format of the CTUSRs to report responsible carrier changes as a result of these transactions. Given Petitioners' inability to correctly match reported carrier with responsible carrier, Petitioners oppose dismissing these entities until and unless they have affirmatively and undisputably demonstrated that they are not responsible for any unpaid traffic terminated to Petitioners.

2. SWBT has provided Petitioners with CTUSRs identifying responsible carriers for traffic now generally referred to as "Verizon Wireless" traffic utilizing the following carrier names: Cybertel Missouri, Ameritech Mobile Communications, Inc., Cellco Partnership, Cybertel Cellular Telephone Company, Verizon Wireless, CMT Partnership, and Ameritech Mobile. Petitioners have no way of knowing if these entities are corporations, partnerships, or proprietorships. Petitioners have no way of knowing if they operate under trade or fictitious names such as "Cybertel Cellular Telephone Company doing business as Verizon Wireless". Petitioners don't know if dismissing "Cybertel" would be a dismissal of "Verizon Wireless", who is a named respondent SWBT reports as being responsible for a substantial amount of uncompensated traffic. Sometimes SWBT provided the same billing address for these differing carrier designations. Due to the SBC/Ameritech merger, some Ameritech Wireless properties were taken over by "Verizon Wireless". There is currently a controversy between Ameritech, Cingular and Verizon Wireless as to which carrier is the responsible party, or successor in interest, for payment of uncompensated terminating wireless traffic delivered to the Petitioners and reported by SWBT as being the responsibility of carrier "Ameritech Wireless", "Ameritech

Mobile”, or some other of the above-named entities which are now combined with “Verizon Wireless”.

3. The following Petitioners have filed suit against the following entities believed to be part of the amalgamation of entities now generally known as “Verizon Wireless”:

Northeast and Modern brought suit against CMT Partnership/Verizon Wireless.

Mid-Missouri brought suit against Ameritech Mobile and/or Verizon Wireless.

Chariton Valley brought suit against Cybertel Missouri and Verizon Wireless.

Alma brought suit against Ameritech and Verizon Wireless.

MoKan brought suit against Ameritech and Verizon Wireless.

4. Given the confusion surrounding who is a responsible party, or successor in interest, for payment of uncompensated terminating wireless traffic delivered to the Petitioners and reported by SWBT, Cellco Partnership and Cybertel Cellular Telephone Company should not be dismissed from this action until and unless they affirmatively and undisputably demonstrate that they are not responsible for any of the uncompensated traffic in question.

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

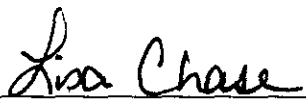
By Lisa Chase

Craig S. Johnson MO Bar No. 28179
Lisa Cole Chase MO Bar No. 51502
The Col. Darwin Marmaduke House
700 East Capitol
P.O. Box 1438
Jefferson City, MO 65102
Telephone: (573) 634-3422
Facsimile: (573) 634-7822
Email: Cjohnson@AEMPB.com
Email: lisachase@aempb.com

ATTORNEYS FOR PETITIONERS

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 15th day of May, 2002, to all attorneys of record in this proceeding.



Lisa Cole Chase, Mo. Bar #51502