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November 22, 2002

FILED³

NOV 22 2002

**Missouri Public
Service Commission**

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Re: Northeast Missouri Rural Telephone Company and
Modern Telecommunications Company vs. Southwestern
Bell Telephone, Southwestern Bell Wireless
Cingular), Aerial Wireless (Western Wireless),
Aerial Communications, Inc., CMT Partners (Verizon
Wireless), Sprint Spectrum LP, United States
Cellular Corp., and Ameritech Mobile
Communications, Inc.
Case No. TC-2002-57 (CONSOLIDATED)

Dear Mr. Roberts:

Please find enclosed for filing on behalf of United
States Cellular Corporation the original plus eight (8)
copies of United States Cellular Corporation's Reply Brief
in the above-captioned matter.

Should you have any questions concerning the enclosed
filing, please give me a call. Thank you.

Very truly yours,

HENDREN AND ANDRAE, L.L.C.



Richard S. Brownlee, III

RSB:sa

Cc: Jim Naumann
Mary Davis
All Counsel of Record

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NOV 22 2002

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

**Missouri Public
Service Commission**

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.)

REPLY BRIEF

COMES NOW, Respondent, United States Cellular Corporation, pursuant to the Commission's Order Directing Filing and in Reply to Petitioner's Initial Brief, submits the following Reply Brief.

As the Petitioners in this Complaint case, Complainants have the burden of proof of showing that the intraMTA traffic is subject to their tariffs. None of the Complainants alleged in their Amended Complaints nor presented any evidence at the hearing that traffic being terminated to them is other than intraMTA traffic.

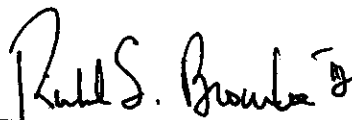
Contrary to Petitioners' assertion, Respondent United States Cellular Corporation has not agreed that most of its traffic destined for Mid-Missouri was intraMTA traffic. The factual allegations concerning wireless traffic contained in Petitioners' Amended Complaint were the same as they relate to all Respondents. No evidence was adduced at the hearing which would reflect that United States Cellular Corporation was terminating wireless traffic to Petitioners any differently than the other Respondents. Factually, there is no difference in the way United States Cellular Corporation handled the wireless traffic from the other Respondents. Respondents' evidence presented at the hearing is therefore applicable to United States Cellular Corporation in

the way it handled wireless traffic. Further, United States Cellular Corporation has filed an Answer to the Amended Complaint, a Position Statement and a Proposed Findings of Fact and Conclusions of Law wherein they did not admit or agree that most of the wireless traffic destined for mid-Missouri was intraMTA traffic.

As such, this case, as a complaint case, is not an appropriate vehicle for the Commission to establish a rate for the Complainants without wireless termination service tariffs or an inter-connection agreement for intraMTA traffic originated by wireless carriers and transited by a transiting carrier for termination to the Petitioners' respective networks. Complainants are currently being compensated under a defacto bill and keep insofar as they are retaining compensation they would otherwise be obligated to pay United States Cellular Corporation for terminating intraMTA traffic to United States Cellular Corporation and they are collecting originating access on intraMTA wireless calls where they would otherwise be obligated to pay for transport and termination. The Complainants are not entitled to other compensation until they negotiate appropriate inter-connection agreements with United States Cellular Corporation.

Respectfully submitted,

HENDREN AND ANDRAE, L.L.C.

By: 

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing was mailed, first class mail, postage pre-paid, the 22nd day of November, 2002 to:

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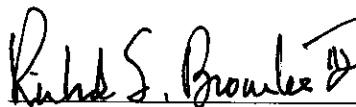
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