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

THE STAFF OF THE MISSOURI PUBLIC, SERVICE COMMISSION	)
Complainant,	) ) ) File No. TC-2009-0407
V.	) <u>THE NO. 10-2003-0407</u>
FAMILYTEL OF MISSOURI, L.L.C.	)
Respondents.	)

## ORDER FOR MEDIATION, APPOINTING MEDIATOR, STAYING PROCEEDINGS, DIRECTING SUBMISSIONS TO MEDIATOR AND DIRECTING FILING OF STATUS REPORT WITH THE COMMISSION

Issue Date: July 9, 2009 Effective Date: July 9, 2009

On May 12,<sup>1</sup> the Staff of the Missouri Public Service Commission ("Staff") filed a complaint against FamilyTel of Missouri, L.L.C. ("FamilyTel"). On June 26, FamilyTel filed a request for mediation, and on July 8, Staff agreed to the request. Therefore, as permitted by Commission Rule 4 CSR 240-2.125, the Commission will stay all other proceedings in this matter while the parties mediate.

The Commission appoints Daniel Jordan, Regulatory Law Judge, as Mediator. No later than July 20, each party shall submit a confidential written statement to the Mediator summarizing the dispute and shall furnish such other material and information it deems appropriate to familiarize the Mediator with the dispute. All documentation submitted to the mediator shall be submitted to:

<sup>&</sup>lt;sup>1</sup> All dates throughout this order refer to the year 2009 unless otherwise noted.

Daniel Jordan, RLJ Missouri Public Service Commission Governor Office Building 200 Madison Street, Suite 900 Jefferson City, Missouri 65102 daniel.jordan@psc.mo.gov

No materials used for mediation shall be submitted under this file number to ensure the impartiality of the Presiding Officer to this matter should mediation fail to resolve the dispute.

The Mediator shall inform the Commission in writing of the progress of the mediation on or before August 17. This status report shall be filed with the Commission in File Number TC-2009-0407.

## THE COMMISSION ORDERS THAT:

- 1. The parties shall mediate their dispute pursuant to Commission Rule 4 CSR 240-2.125.
- 2. No later than July 20, 2009, each party shall submit to the Mediator a confidential written statement summarizing the dispute and shall furnish such other material and information it deems appropriate to familiarize the Mediator with the dispute.
  - 3. All submissions to Mediator Daniel Jordan shall be sent to:

Daniel Jordan, RLJ
Missouri Public Service Commission
Governor Office Building
200 Madison Street, Suite 900
Jefferson City, Missouri 65102
daniel.jordan@psc.mo.gov

4. All other proceedings in this matter are stayed pending the outcome of the mediation, except as otherwise indicated in this order.

- 5. The Mediator shall report the status of the mediation with the Commission on or before August 17, 2009 as directed in the body of this order. This status report shall be filed under File Number TC-2009-0407.
  - 6. This order shall become effective immediately upon issuance.

BY THE COMMISSION

Colleen M. Dale Secretary

(SEAL)

Harold Stearley, Senior Regulatory Law Judge by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 9th day of July, 2009.