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

In the Matter of the Application of Windstream	)
NuVox Missouri, Inc. for Waiver of Certain	) File No. TE-2011-0118
Commission Rules and Statutes	)

## STAFF REQUEST FOR REVISED ORDER

COMES NOW the Staff of the Missouri Public Service Commission, to request that the Order in this matter be slightly revised and states:

- 1. On May 19, 2010, Windstream NuVox Missouri, Inc. ("the Company") filed an Application for Waiver of Commission Rules and Statutes, requesting that the Commission waive certain rules and statutory provisions pursuant to §392.420 RSMo Supp. 2009. On December 1, 2010, based on the Staff's Recommendation, the Commission granted the Company the "standard" waivers.
- 2. The Staff's recommendation was in error in including 4 CSR 240-3.550 (5)(C) in the list. That section pertains to a competitive local exchange company's concurrence with the incumbent carrier's exchange boundaries. The Company has such a concurrence in its tariff, and never sought waiver of that section. It was simply mistakenly included in the Staff Recommendation.
- 3. The Commission's Order requires the Company to amend its tariff to list the granted waivers. As the Company submitted its tariff revisions (Tracking No. JC-2011-0298), the Staff realized its error.

WHEREFORE, the Staff requests that the Commission revise the list of waivers granted to the Company by removing 4 CSR 240-3.550 (5)(C) from the list and specifying that the Company no longer needs to list that regulation provision in its tariff as waived.

Respectfully submitted,

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Missouri Public Service Commission

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## **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 12th day of January, 2010.