

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

In the Matter of Level 3 Communications, LLC's) **File No. TT-2011-0324**
Tariff Filing to Introduce Revised Tariff Pages) Tracking No. JX-2011-0488
For its Access Services Tariff, Mo. P.S.C. Tariff No. 4) and YX-2011-0511

RESPONSE OF LEVEL 3 COMMUNICATIONS, LLC
TO ORDER DIRECTING EXPEDITED FILINGS

COMES NOW Level 3 Communications, LLC and submits its response to the Commission's *Order Directing Expedited Filings* in this cause, issued April 4, 2011.

1. On March 29, 2011, Level 3 Communications, LLC filed revised tariff pages for its MO P.S.C. Tariff No. 4. They bore an "Issued" date of March 30, 2011, and an "Effective" date of March 31, 2011. A copy of the "Tariff Submission Report" from the Commission's Electronic Filing and Information System (EFIS), showing that the revised tariff pages were actually filed on March 29, 2011, is attached to this Response as "Attachment A." The Commission's Data Center has confirmed to undersigned counsel that these tariff revisions were electronically filed by Level 3, via EFIS, at 10:49:13 a.m. on March 29, 2011.

2. On April 1, AT&T Communications and AT&T Missouri filed a *Motion to Reject Tariff* that was assigned File No. TT-2011-0324. A copy of Level 3's tariff filing of March 29, 2011 was attached to the motion as *Attachment 1*.

3. The essence of AT&T's Motion is that these revised tariff pages should have been filed with a thirty (30) day effective date under 4 CSR 240-

3.545 (18)¹, rather than a one (1) day effective date as allowed under 4 CSR 240-3.545 (16) (C) for changes to existing packages of services.

4. Without conceding the argument on its merits, Level 3 Communications, LLC has now extended the effective date of these revised tariff sheets from March 31, 2011 until April 29, 2011, or a total of 30 days from the “Issued” date. This renders moot the argument that a 30-day effective date was required.

5. As a result, the AT&T Motion to Reject Tariffs should be denied.

WHEREFORE, Level 3 Communications, LLC respectfully requests that the Public Service Commission of Missouri deny the *Motion to Reject Tariff* filed by AT&T Communications and AT&T Missouri on April 1, 2011.

Respectfully submitted,

/s/ William D. Steinmeier

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Dated: April 5, 2011

¹ The AT&T Motion twice refers to 4 CSR 240-3.550. (See, Paragraph 6 and footnote 4.). This appears to be in error. The relevant rule is actually 4 CSR 240-3.545.

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been served electronically on the Office of Public Counsel at opcservice@ded.mo.gov, the General Counsel's office at gencounsel@psc.mo.gov and counsel for AT&T this 5th day of April 2011.

/s/ William D. Steinmeier

William D. Steinmeier

Attachment A

Tariff Submission Report

JX-2011-0488

Search Criteria
Tracking No.: JX-2011-0488

Missouri Public Service Commission**Tariff Submission Report**

Date : 4/5/2011

Tracking No.	Case No.	Date Filed / Type of Submission	Company Name	PSC MO No.	Purpose of Filing / Submission Detail	Tariff Effective Date	Status
JX-2011-0488	TT-2011-0324	3/29/2011 Revise Tariff	Level 3 Communications, LLC-IXC (Telephone)	4	Purpose: To add Third Party Tandem Connect service Detail: 3rd 6, 2nd 8-9, 2nd 20-21, Original 21.1-21.4, 2nd 22, 27, 28, 30, 35, 36, 38, 39, 40, 44, 46, 3rd 48, 2nd 49, 3rd 50, Original 50.1-50.3, 3rd 51-52, 2nd 53, 3rd 55, 2nd 56, 5th 58-59, Original 59.1-59.3	3/31/2011	Effective