

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

In the Matter of a Proposed  
Rulemaking of the Missouri  
Universal Service Fund

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**Case No. TX-2013-0324**

**NOTICE**

I received the attached documents by email from Richard Moore of CenturyLink.

The Missouri Public Service Commission ("Commission") has promulgated rules denoted as the "Standards of Conduct" at 4 CSR 240-4.010 and 4.020. Section 4 CSR 240-4.20 specifically deals with Ex Parte and Extra-Record Communication Rules. This notice is filed in conformance with the rule.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Rachel M. Lewis", is written over a horizontal line.

Rachel M. Lewis

Advisor to Commissioner Bill Kenney

Dated at Jefferson City, Missouri  
On this 13<sup>th</sup> day of December, 2013.

**Lewis, Rachel**

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**From:** Neuner, Joyce  
**Sent:** Wednesday, December 11, 2013 9:21 AM  
**To:** Lewis, Rachel  
**Subject:** FW: Agenda Item: TX-2013-0324 (Final Order of Rulemaking - MoUSF Rules Chapters 3 and 31)

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**From:** Moore, Richard [mailto:Richard.W.Moore@centurylink.com]  
**Sent:** Wednesday, December 11, 2013 9:21 AM  
**To:** Neuner, Joyce  
**Subject:** Agenda Item: TX-2013-0324 (Final Order of Rulemaking - MoUSF Rules Chapters 3 and 31)

Dear Joyce,

I see that the Commission will discuss [TX-2013-0324](#) (Final Order of Rulemaking - MoUSF Rules Chapters 3 and 31) at Agenda on Thursday. Commissioner Kenney is well aware of CenturyLink's and the Missouri Telecommunications Industry Association position that the High Cost portion of the rule should be removed from the rulemaking, allowing the current High Cost Fund language to stay in law. It is CenturyLink's suggestion that a workshop should be created to update the High Cost Fund portion of the rule, rather than a full repeal of the High Cost Fund section that the current draft rulemaking includes. Our position is largely based on the recent changes at the FCC regarding a shift from Federal USF funding away from voice services to broadband deployment and the Missouri law, which is currently before the Missouri Supreme Court on a procedural issue, relieving ILECs from the Carrier of Last Resort obligation, which when both developments are combined may lead the Commission to consider utilizing the High Cost Fund to ensure all Missourians have access to telecommunication services where no business case can be made nor legal requirement exists. Further, CenturyLink believes that the statutory mandate clearly contemplates a High Cost Fund and the current rulemaking does away with such fund. I would be happy to discuss the issue further with the Commissioner or his Advisor if they would find that to be helpful. Please feel free to contact me if I may be of any assistance.

Best regards,

**Richard W. Moore**

Missouri Regulatory & Legislative Affairs Manager

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*Click [here](#) to visit CenturyLink's public policy blog.*

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