

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

In the Matter of the Application of NuVox)
Communications of Missouri, Inc., for an)
Investigation into the Wire Centers that)
AT&T Missouri Asserts are Non-Impaired)
Under the TRRO)

Case No. TO-2006-0360

STAFF RESPONSE TO ORDER DIRECTING FILING

COMES NOW the Staff of the Missouri Public Service Commission and for its response states:

1. The Commission has directed the parties to file statements as to whether their factual disputes are limited to two wire centers and whether a conclusion of two questions will resolve the dispute concerting the two wire centers.

2. The Staff agrees that the two wire centers where factual issues exist are the Ladue wire center (STLSMO21) and the Springfield Tuxedo wire center (SPFDMOTU).

3. The Staff suggests that the Commission should address three questions, as set forth in the List of Issues, to resolve the dispute concerning the Ladue wire center.

Issue A. Business Line Count Issues:

- (1) Should the Business Line count include all UNE-L lines or only UNE-L lines used to provide switched service to business end users?
- (2) Should the Business Line count for digital UNE-L be based on the loop's capacity or on the loop's usage?
- (3) On what vintage of data should the Business Line counts supporting the wire center designations rely?

From the answer to these questions, the Commission will rule on Issue E as to whether AT&T Missouri correctly identified the Ladue wire center as non-impaired for DS3 capacity loops.

4. The Staff suggests that the Commission should first answer Issue B(3) to resolve the dispute concerning the Springfield Tuxedo wire center: Should NuVox be counted as a Fiber-based Collocator in the locations specified by AT&T Missouri?

If the Commission decides that NuVox should be counted as a fiber-based collocator in the Springfield Tuxedo wire center, then the Commission should also rule on Issue C that AT&T Missouri correctly identified the Springfield Tuxedo wire center as non-impaired under the Tier 1 wire center criteria for dedicated interoffice transport facilities and rule on Issue F that AT&T Missouri correctly later re-classified the Springfield Tuxedo wire center as a Tier 2 wire center.

If the Commission decides that NuVox should not be counted as a fiber-based collocator in the Springfield Tuxedo wire center, then the Commission should rule on Issue C that AT&T Missouri did not correctly identify the Springfield Tuxedo wire center as non-impaired under the Tier 1 wire center criteria. Also, if the Commission decides that NuVox should not be counted as a fiber-based collator in the Springfield Tuxedo exchange, the issue becomes whether the Springfield Tuxedo wire center meets the Tier 2 criteria for business lines. To answer this issue, the Commission will need to apply its answers to the three Issue A. Business Line Count Issues.

Respectfully submitted,

/s/ William K. Haas

William K. Haas
Deputy General Counsel
Missouri Bar No. 28701

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7510 (Telephone)
(573) 751-9285 (Fax)
william.haas@psc.mo.gov

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 September 2007.

/s/ William K. Haas

William K. Haas