

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Time Warner Cable)	
Information Service (Missouri), LLC's)	<u>File No. TT-2010-0109</u>
Proposed Tariff Revisions)	Tariff No. JL-2009-0824

ORDER SUSPENDING TARIFF AND SETTING EVIDENTIARY HEARING

Issue Date: December 7, 2009

Effective Date: December 7, 2009

On May 26, 2009, Time Warner Cable Information Services (Missouri), LLC filed a tariff revision which, after being extended several times, had an effective date of October 9, 2009. Upon the Staff of the Commission's motion, the Commission suspended the tariff until November 8. Prior to November 8, Time Warner extended the effective date of its tariff to December 8. Staff filed a motion on December 1 to reject the company's tariff because it does not comply with Section 392.455(4), in that it does not offer basic local telecommunication service as a separate and distinct service. This is the same reason Staff initially moved for the tariff's suspension.

The Commission will hold an evidentiary hearing to determine whether the tariff must be rejected. Under Section 392.230, RSMo 2008, the Commission may suspend the company's tariff for a period not to exceed 60 days from the effective date. The effective date of the tariff is now December 8. In that time, the Commission must hold a hearing concerning the propriety of the tariff. If the hearing cannot be concluded in 60 days, the Commission may suspend the tariff for an additional period not exceeding 90 days. The Commission will therefore suspend Time Warner's tariff for 60 days and set this matter for hearing to determine whether it should be rejected.

THE COMMISSION ORDERS THAT:

1. Time Warner Cable Information Services (Missouri), LLC's proposed tariff, Tariff File No. JL-2009-0824, is suspended until February 6, 2010.
2. An evidentiary hearing shall be held on January 6, 2010, beginning at 1:00 p.m., in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this public hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.
3. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Kennard L. Jones, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 7th day of December, 2009.