

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

Southwestern Bell Telephone, L.P., d/b/a SBC Missouri's)	
Petition for Compulsory Arbitration of Unresolved Issues)	
For a Successor Interconnection Agreement to the)	Case No. TO-2005-0336
Missouri 271 Agreement ("M2A"))	

SBC MISSOURI'S SUPPLEMENTAL SUBMISSION

SBC Missouri,¹ pursuant to the Missouri Public Service Commission ("Commission") April 6, 2005 Order² respectfully submits this Supplemental Submission:

1. In its April 6, 2005 Order, the Commission directed SBC Missouri to supplement its petition "so that the timeliness of the petition can be determined."³

2. The negotiations that took place for the replacement interconnection agreement for the M2A were required to be, and were, conducted pursuant to Sections 4.1 and 4.2 of the General Terms and Conditions of the M2A, which the Commission specifically approved on March 15, 2001 in Case No. TO-99-227, in connection with SBC Missouri's Section 271 long distance application. Under these sections, all negotiations and, if necessary, arbitrations were required to be completed within a prescribed 270-day period that was to commence no later than 135 days before the M2A's expiration and conclude no later than 135 days after the M2A's expiration:

4.1 . . . If either party desires to negotiate a successor agreement to this Agreement, such party must provide the other party with a written request to negotiate such successor agreement (Request to Negotiate) not later than 180 days prior to the expiration of this Agreement. A Request to Negotiate does not activate the negotiation timeframe set forth in this Agreement, nor does it shorten the life of this Agreement. The noticing Party will delineate the items desired to be negotiated. Not later than 30 days from receipt of said Notice to Negotiate, the receiving Party will notify the sending Party of additional items desired to be

¹ Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, will be referred to in this pleading as "SBC Missouri" or "SBC."

² See, Order Directing Notice of Petition for Arbitration, Appointment of Arbitrator, Appointment of Arbitrator Advisory Staff, Adding Parties, Setting Initial Arbitration Meeting, Directing Filing, and Adopting Protective Order, issued April 6, 2005 in Case No. TO-2005-0336.

³ April 6, 2005 Order, p. 6.

negotiated, if any. The Parties will begin negotiations not later than 135 days prior to expiration of this Agreement . . .

. . .

- 4.2 If either party has served a Notice to Negotiate pursuant to paragraph 4.1 above then, notwithstanding the expiration of the Agreement in accordance with paragraph 4.1 above, the terms, conditions, and prices of this Agreement will remain in effect for a maximum of 135 days after expiration of the Agreement for completion of said negotiations and any necessary arbitration. The Parties agree to resolve any impasse by submission of the disputed matters to the Missouri PSC for arbitration. Should the Missouri PSC decline jurisdiction, the Parties will resort to a commercial provider of arbitration services.

3. As the M2A, by its terms, expired on March 6, 2005, the negotiations that occurred were required to, and did, commence by October 22, 2004.

4. SBC Missouri's actions in commencing the negotiations of a successor interconnection agreement and initiating this arbitration of unresolved issues comply with the requirements of Sections 4.1 and 4.2 of the M2A and were timely. The Commission should therefore proceed with this arbitration.

5. In order to comply with the directive in the Commission's April 6, 2005 Order, SBC Missouri is supplying the attached material reflecting its correspondence with the Respondents with whom it actively negotiated:

- | | |
|-----------------|---|
| Attachment 1P - | AT&T Communications of the Southwest, Inc., TCG
Kansas City, TCG St. Louis |
| Attachment 2P - | Big River Telephone Company, LLC |
| Attachment 3P - | Birch Telecom of Missouri, Inc./ Ionex Communications,
Inc. |
| Attachment 4P - | Charter FiberLink-Missouri, LLC |
| Attachment 5P - | CLEC Coalition |
| Attachment 6P - | Metro Teleconnect |
| Attachment 7P - | MCI |

- Attachment 8P- Navigator Telecommunications, LLC
- Attachment 9P - NuVox Communications of Missouri, Inc.
- Attachment 10P - The Pager Company
- Attachment 11P - Sprint Communications Company, LP
- Attachment 12P - Socket Telecom, LLC
- Attachment 13P - WilTel Local Network, LLC (Williams Local Network, LLC)
- Attachment 14P - XO Missouri, Inc., XO Communications Services, Inc. (Allegiance Telecom of Missouri)

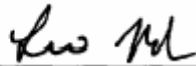
SBC Missouri would note that it may not have retained all correspondence with the other parties and recognizes that Respondents may wish to supplement the record from correspondence in their files.

WHEREFORE, SBC Missouri respectfully requests the Commission to assume jurisdiction over this arbitration and proceed with the resolution of disputed issues as presented by the parties.

Respectfully submitted,

SOUTHWESTERN BELL TELEPHONE, L.P.

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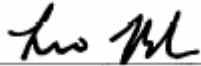
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document were served to all parties by e-mail on or about April 15, 2005.

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