

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Determination of Prices of Certain)
Unbundled Network Elements) **Case No. TO-2002-397**

ORDER CLOSING CASE

Issue Date: January 19, 2006

Effective Date: January 19, 2006

The Commission established this case in 2002 to examine Southwestern Bell Telephone, L.P.'s costs of providing certain unbundled network elements (UNEs) that had been at issue in an earlier arbitration case involving the Missouri 271 agreement. The Commission has been holding the case in abeyance since 2003, pending resolution of the Federal Communications Commission's Triennial Review Proceeding.

On December 30, 2005, the Commission directed the parties to file pleadings by January 17, indicating whether the Commission needed to proceed with this case, or whether it should be closed. Only Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri, and the Staff of the Commission filed responses. AT&T Missouri and Staff agree that there are no remaining issues, and recommend that the case be closed.

The Commission agrees that there are no remaining issues and will close this case.

IT IS THEREFORE ORDERED:

1. That this case shall be closed.

2. That this order shall become effective on January 19, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 19th day of January, 2006.