

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

Big River Telephone Company, LLC,

Complainant,

v.

Southwestern Bell Telephone, L.P.  
d/b/a AT&T Missouri,

Respondent.

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**File No. TC-2012-0284**

**STAFF'S POSITION STATEMENT**

**COMES NOW** the Staff ("Staff") of the Missouri Public Service Commission ("Commission"), and in accordance with the Commission's August 20, 2012, Order Setting Procedural Schedule and Establishing Additional Procedural Requirements ("Order"), respectfully submits the following Position Statement:

**Issues for Commission Determination**

1. Should the traffic which Big River Telephone Company, LLC ("Big River") has delivered to Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri ("AT&T Missouri") over the local interconnecting trunks for termination, and for which AT&T Missouri has billed Big River access charges since January, 2010 under Billing Account Number 110 401 0113 803 ("BAN 803"), be classified as interconnected VoIP traffic, enhanced services traffic, or neither?

**Staff's position is that the Commission does not need to rule on whether or not Big River's traffic is enhanced, even though both AT&T and Big River have raised the issue. Staff's position is that the FCC has not considered fixed-location Voice over Internet Protocol (VoIP) to be an "enhanced" service since its IP-Enabled Services Report and Order, WE-04-36, issued on June 27, 2006.**

Staff's position is that this traffic for which AT&T has billed Big River since January 2010 should be classified as Interconnected Voice over Internet Protocol (I-VoIP) because the traffic meets the definition of I-VoIP service as defined in Section 386.020(23) RSMo.

2. What charges, if any, should apply to the traffic referenced in Issue No. 1?

Staff's position is that I-VoIP traffic shall be subject to appropriate access charges pursuant to Section 392.550.2 To the extent Big River is engaged in some form of reselling or provisioning of facility-based non-VoIP traffic, such interexchange traffic would also be subject to switched access charges.

In addition, Staff's position is that the Commission should require AT&T to provide further call detail records so that Big River may assess the accuracy of the invoices.

**WHEREFORE**, Staff submits its Statement of Position for the Commission's consideration.

Respectfully Submitted,

**STAFF OF THE MISSOURI  
PUBLIC SERVICE COMMISSION**

/s/ John D. Borgmeyer

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### **CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing were served electronically to all counsel of record this 21st day of December, 2012.

/s/ John D. Borgmeyer