

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Petition of Charter Fiberlink-)	
Missouri, LLC, for Arbitration of an Interconnection)	<u>Case No. TO-2009-0037</u>
Agreement Between CenturyTel of Missouri, LLC,)	
and Charter Fiberlink-Missouri, LLC.)	

ORDER SETTING PROCEDURAL SCHEDULE

Issue Date: August 26, 2008

Effective Date: August 26, 2008

On July 31, 2008, Charter Fiberlink-Missouri, LLC filed its petition for arbitration with the Commission pursuant to the Telecommunications Act of 1996. The petition asks the Commission to arbitrate its unresolved issues with CenturyTel of Missouri, LLC.

The arbitrator held an initial arbitration meeting on August 19. At that meeting, the parties provided the arbitrator legal authority for the proposition that, with the parties' consent, the 270-day deadline for resolving the parties' disputes can be extended for 90 days.¹ To that end, the parties submitted a Joint Memorandum Filing Proposed Schedule on August 21 that included dates beyond the otherwise mandatory 270 day deadline and within the 90 day extended period.

The arbitrator finds the dates the parties suggested reasonable, and will set the procedural schedule as follows.

¹ See *In re Verizon*, Commission Case No. TO-2008-0037, Order Adopting Procedural Schedule (August 30, 2007)(citing *In the matter of AutoTel* , WC Docket No. 04-311, DA 04-3339, 19 FCC Rcd. 20920, paragraph 11, 2004 WL 2387514*4 (F.C.C.), Released and Adopted October 22, 2004. See also, *In the Matter of Global NAPS, Inc.*, CC Docket 99-154, 14 F.C.C.R. 12530, 14 FCC Rcd. 12530, 1999 WL 566138*18 (F.C.C), Released and Adopted August 3, 1999.

IT IS ORDERED THAT:

1. The following procedural schedule is ordered:

Parties Serve Discovery	August 27, 2008
Parties file Joint Statement of Unresolved Issues (DPL)	September 2, 2008
Parties Serve Discovery Responses	September 15, 2008
Direct testimony (both parties)	September 30, 2008
Rebuttal testimony (both parties)	October 21, 2008
Motions to Strike	October 24, 2008
Evidentiary Hearing	October 28-30, 2008 8:30 a.m.
Initial Post-Hearing Briefs	November 20, 2008
Reply Briefs	December 4, 2008
Arbitrator's Draft Report	December 15, 2008
Comments on Draft Report	December 22, 2008
Arbitrator's Final Report	January 6, 2009
Final Commission Decision	January 30, 2009

2. Unless instructed otherwise, the hearings will be held in Room 305 of the Commission's offices at the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. These hearings 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 the hearings, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearings.

3. This order shall be effective immediately upon issuance.

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)

Ronald D. Pridgin, Arbitrator and Senior
Regulatory Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 26th day of August, 2008.