

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

FILED²
SEP 23 2002
**Missouri Public
Service Commission**

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| In the Matter of SBC Advanced |) | Case No. XT-2003-0096 |
| Solutions, Inc. Missouri |) | Tariff Nos. JX-2003-310, |
| Intrastate Tariff Revisions. |) | JX-2003-321 & JX-2003-322 |

**RESPONSE OF SBC ADVANCED SOLUTIONS, INC.
TO
STAFF'S MOTION TO SUSPEND TARIFF FILING**

COMES NOW SBC Advanced Solutions, Inc. ("SBC-ASI") and, pursuant to the Missouri Public Service Commission's ("Commission") Order Changing Time For Response entered in this matter on September 20, 2002, files its Response to Staff's Motion to Suspend Tariff Filing and respectfully states as follows:

1. On September 9, 2002, SBC-ASI filed original and revised tariff pages with the Commission containing the prescribed 30-day effective date, and concurrent with the tariff filing, SBC-ASI filed its motion for expedited treatment requesting that the tariffs be approved for service rendered on and after September 28, 2002. As reflected in its Motion for Expedited Treatment, SBC-ASI stated that the benefit that will accrue from expedited treatment is that SBC-ASI is proposing new advanced services to its customers in Missouri and other states under the same rates, terms and conditions as those proposed in its tariffs (Missouri P.S.C. Tariff No. 3 -- Advanced Services Tariff), and expedited approval of the tariffs will provide for a more uniform rollout of these new services. The original and revised tariff pages, and their respective Tariff File Numbers assigned by the Commission, are as follows:

Tariff No. JX-2003-310: Missouri P.S.C. Tariff No. 3 -- Advanced Services Tariff, consisting of Original Title Page and Original Page Numbers 2 through 73;

Tariff No. JX-2003-321: P.S.C. Mo.-No. 2 -- Access Services Tariff, consisting of Table of Contents 1st Revised Sheet 1, and Section 6 1st Revised Sheet 1; and

Tariff No. JX-2003-322: P.S.C. Mo.-No. 1 -- General Tariff, consisting of 1st Revised Sheet 1, 1st Revised Sheet 35, and 1st Revised Sheet 54.

2. On September 10, 2002, the Commission ordered that any party wishing to respond to SBC-ASI's motion for expedited treatment should do so by September 13, 2002. No one responded to the Commission's Order.

3. Also on September 10, 2002, the Commission ordered its Staff to file its pleading by September 13, 2002, stating the earliest date that it could file its recommendation concerning the proposed tariffs. On September 13, 2002, the Staff filed a pleading stating that it would file its recommendation on September 19, 2002.

4. On September 16, 2002, the Commission issued its Order Granting Request for Expedited Treatment, finding that SBC-ASI had stated good cause for expedited treatment. It further ordered that the Staff must file its recommendation concerning SBC-ASI's tariffs by September 19, 2002, and any party wishing to respond to Staff's recommendation must do so by September 20, 2002.

5. Based upon its preliminary review of the proposed tariffs, Staff identified apparent discrepancies in the tariff pages contained in two of the filings -- those which revise current tariff language to clarify the grandfathering of existing customers. In order to complete its review of the New Advances Services Tariff, Missouri P.S.C. Tariff No. 3, and provide its recommendation on an expedited basis, Staff informally requested that SBC-ASI withdraw the two tariff filings assigned Tariff File Nos. JX-2003-321 and JX-

2003-322. Once the discrepancies are corrected, it was understood that SBC-ASI would re-file these tariffs for approval, and such filing would be processed in the normally prescribed period.

7. Accordingly, SBC-ASI filed its Notice of Partial Withdrawal of Tariff Filings on September 17, 2002, wherein it notified the Commission that it was withdrawing the tariff revisions contained in Tariff Nos. JX-2003-321 and JX-2003-322.

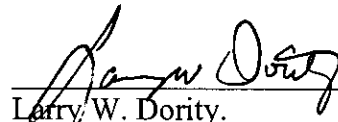
8. On September 19, 2002, Staff filed its Motion to Suspend Tariff Filing, wherein it recommends that the Commission suspend SBC-ASI's tariff and enter upon a hearing concerning its propriety. Staff bases its recommendation on the fact that the proposed tariff contains term pricing plans or term agreements in excess of 12 months, and that the "Commission has previously rejected tariffs of local exchange carriers containing discounts for term commitments of over 12 months as 'unjust and unreasonable' and 'detrimental to the health and development of competition in Missouri's local market.'"

9. On September 20, 2002, the Commission issued its Order Changing Time For Response, wherein the Commission ordered that responses to the Staff's motion to suspend tariff filing by SBC Advanced Solutions, Inc. must be filed by September 23, 2002.

10. SBC-ASI received its Interexchange and Non-Switched Local Exchange Certificate of Service Authority in Missouri on November 8, 1999, in Missouri Public Service Commission ("Commission") Case No. TA-2000-260. Pursuant to its Certificate of Service Authority and lawfully approved tariffs, SBC-ASI operates as a competitive telecommunications carrier in Missouri.

11. In response to Staff's Motion to Suspend Tariff Filing, SBC-ASI is submitting substitute tariff sheets that should address Staff's concerns as identified in its Motion to Suspend. Accordingly, SBC-ASI anticipates that Staff would withdraw its Motion to Suspend Tariff Filing and submit its recommendation of approval for the subject tariff filing. SBC-ASI respectfully requests that such action be taken on an expedited basis, so that the tariffs can be approved by the proposed effective date of September 28, 2002. In order to facilitate the expedited approval of the tariff, SBC-ASI hereby waives the traditional 10-day effective date for such orders of approval.

Respectfully submitted,



Larry W. Dority. MBN 25617
FISCHER & DORITY, P.C.
101 Madison, Suite 400
Jefferson City, Missouri 65101
Telephone: (573) 636-6758
Facsimile: (573) 636-0383
e-mail: lwdority@sprintmail.com

Attorneys for SBC Advanced Solutions, Inc.

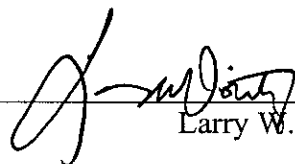
CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Motion has been hand-delivered or mailed, First Class mail, postage prepaid this 23rd day of September, 2002, to:

Dana K. Joyce, General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Bruce H. Bates
Associate General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

A handwritten signature in black ink, appearing to read "Larry W. Dority", is written over a horizontal line.

Larry W. Dority