

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

In the Matter of the Request of	)	
Southwestern Bell Telephone, L.P. , d/b/a	)	
SBC Missouri, for a Waiver of Certain	)	Case No. TE-2006-0053
Requirements of 4 CSR 29.040(4).	)	

**JOINT MOTION OF STAFF,  
MISSOURI INDEPENDENT TELEPHONE GROUP,  
AND SMALL TELEPHONE COMPANY GROUP  
TO ESTABLISH PROCEDURAL SCHEDULE**

COME NOW the Staff of the Missouri Public Service Commission, the Missouri Independent Telephone Group, and the Small Telephone Company Group (collectively, “Movants”), and for their Joint Motion to Establish Procedural Schedule state to the Commission as follows.

On January 31, 2006, the Commission issued an order directing the parties to jointly or separately file a proposed procedural schedule. The parties have not been able to reach unanimous agreement on a proposed procedural schedule.

Movants understand that the Commission wants to move as promptly as possible to resolve this case. Movants believe that there are two issues in the case. First, does Rule 4 CSR 240-29.040 (4) require the Calling Party Number for wireless-originated calls to be included in the billing record? Second, if so, should Southwestern Bell be granted a waiver from the requirements of this rule, and if so, for how long?

Movants further believe that these two issues can most expeditiously be resolved through a bifurcated procedural schedule, addressing each of these issues in turn. If the answer to the first question, above, is negative, the second question becomes moot, and the case is resolved. If

the answer to the first question is affirmative, the parties can then attempt to stipulate or proceed to hearing as to the second question.

Furthermore, because of the complexity of addressing both issues at once, the parties would need more time to prepare for a single hearing on all issues. The Movants believe that if the procedural schedule is bifurcated, the hearing as to the first question can be held about a month sooner than it would be held if all issues are addressed in a single hearing.

The Movants respectfully propose the following procedural schedule for this case:

List of Issues	March 3, 2006
Simultaneous Direct Testimony of all parties	March 24, 2006
Simultaneous Rebuttal Testimony of all parties	April 7, 2006
Witness List and Order of Proceeding	April 13, 2006
Evidentiary Hearing	April 17-18, 2006

The Movants also request that the parties present oral argument at the conclusion of the evidentiary hearing as to the first question, in lieu of filing briefs. If the Commission's answer to the first question is affirmative, the parties should be ordered to file a proposed procedural schedule as to the second question within ten days after the Commission's order on the first question.

Finally, the Movants propose that the Commission extend the current temporary waiver of the rules requirements by 30 days, from March 31, 2006, until April 30, 2006.

**WHEREFORE,** the Staff, MITG, and STCG respectfully request that the Commission adopt the procedural schedule set forth above for the resolution of the issues in this proceeding and to extend the temporary waiver until April 31, 2006.

Respectfully submitted,

**/s/ Keith R. Krueger**

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## **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or e-mailed to all counsel of record as shown on the attached service list this 23rd day of February 2006.

**/s/ Keith R. Krueger**