

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

<b>In the Matter of the Modifications of</b>	)	
<b>The Federal Communications Commission</b>	)	
<b>Requirement to Implement Intermodal</b>	)	
<b>Local Number Portability of Alma</b>	)	
<b>Telephone Company, Chariton Valley</b>	)	<b>Case No. TO-2008-0185</b>
<b>Telephone Corporation, Chariton Valley</b>	)	
<b>Telecom Company, Choctaw Telephone</b>	)	
<b>Company, Mid-Missouri Telephone</b>	)	
<b>Company a division of Otelco Inc.,</b>	)	
<b>MoKan Dial Inc., and Northeast</b>	)	
<b>Missouri Rural Telephone Company.</b>	)	

**Request for Clarification or Modification**

Come now the Missouri Independent Telephone Company Group companies, and hereby request clarification or modification of Ordered paragraph 2 of the Commission's January 25, 2008 Order Acknowledging Receipt of Status Report. In support of this request, the MITG companies state as follows:

1. Ordered paragraph 2 of this Commission's January 25, 2008 Order Acknowledging Status Report directs the MITG companies to notify the Commission when the U.S. Court of Appeals for the D.C. Circuit's stay of the FCC's intermodal LNP rules is lifted.
2. The MITG companies are not parties to the D.C. Circuit proceedings related to the FCC's intermodal LNP requirements. The MITG companies do not receive notice of activities in that case. A check of the docket in that proceeding indicates that the stay has not been formally lifted by the D.C. Circuit Court at this time. This Commission's Order does not direct the MITG companies to actively monitor the D.C.

Circuit Court docket, but the companies are uncertain as to if, how, and when they will obtain information as to lifting of that stay absent monitoring that docket.

3. Paragraph 3 of the FCC's November 8, 2007 Report and Order, Declaratory Ruling, Order on Remand, and Notice of Proposed Rulemaking indicates that it is response to the DC Circuit Court Stay. The MITG companies are unaware of what, if any, further legal activities have or will result from the November 8, 2007 Order before the FCC, before the DC Circuit, or possibly before another District or Circuit Court.

4. It is believed that reporting of subsequent events related to intermodal LNP in Missouri are adequately addressed by the existing and ongoing requirements for the MITG companies to notify the PSC under the following circumstances:

- a. Within thirty (30) days of receipt of a request for intermodal LNP;  
or
- b. Within thirty (30) of the FCC's promulgation of new rules concerning intermodal LNP.

See Ordered ¶¶ 3 & 4 of the Order Acknowledging Receipt of Status Report.

5. The requirement to monitor the D.C. Circuit docket will impose unnecessary expenditures of time and money on the MITG companies, and their counsel.

6. Accordingly, the MITG companies respectfully requests that the PSC either clarify or modify its January 25, 2008 order to eliminate, modify, or clarify any requirement for the MITG companies to actively or periodically monitor the D.C. Circuit's docket and report lifting of that stay. Of course, if the MITG companies do become aware of lifting of the stay, they will report same to the Commission.

WHEREFORE, the MITG Companies respectfully request that the Commission grant this request for clarification or modification and issue such other relief as the Commission deems appropriate.

Respectfully submitted,

/s/ Craig S. Johnson  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail, electronic mail or hand delivery, on this 8th day of February, 2008, to the Office of Public Counsel, and to the Commission Staff General Counsel.

/s/ Craig S. Johnson  
Craig S. Johnson