

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

The Innsbrook Corporation,)	
)	
Complainant,)	
)	
v.)	<u>Case No. IC-2007-0113</u>
)	
AT&T Communications of the)	
Southwest, Inc.,)	
)	
Respondent.)	

NOTICE OF DATE UPON WHICH RESPONDENT'S ANSWER IS DUE

Issue Date: December 11, 2006

The Innsbrook Corporation ("Innsbrook") filed a complaint with the Missouri Public Service Commission against AT&T Communications of the Southwest, Inc. ("AT&T"). The Commission notified AT&T of the complaint on October 2, 2006, and was given 30 days (*i.e.*, until November 1, 2006) to file an answer or to file notice that the complaint had been satisfied. In relevant part, the Notice of Complaint issued to AT&T stated:

Upon receipt of a request for mediation, the 30-day time period shall be tolled while the Commission ascertains whether or not the Complainant is also willing to submit to voluntary mediation. If the Complainant agrees to mediation, the time period within which an answer is due shall be suspended pending the resolution of the mediation process.

On October 17, 2006, AT&T requested mediation of the complaint, to which Innsbrook consented on October 30, 2006. On October 31, 2006, the Regulatory Law Judge assigned to the case issued an order appointing Deputy Chief Regulatory Law Judge Nancy Dippell as mediator.

On December 5, 2006, the mediator reported that she been informed that AT&T had decided that it no longer wished to participate in mediation of Innsbrook's complaint, and that the mediation process had terminated without a resolution.

When AT&T requested mediation of the complaint, 15 of the 30 days comprising its answer period had already elapsed. As Innsbrook agreed to mediation, AT&T's answer period was suspended pending the resolution of the mediation process. This tolling of AT&T's answer period ceased on December 5, 2006, when the mediation process terminated without resolution. Therefore, AT&T is entitled to the remaining 15 days of its original 30-day answer period. Accordingly, AT&T is hereby notified that its answer or notice of satisfaction must be filed by Wednesday, December 20, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 11th day of December, 2006.

Pridgin, Senior Regulatory Law Judge