

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

Staff of the Public Service Commission of the State)	
of Missouri,)	
Complainant,)	
)	
v.)	Case No. TC-2007-0111
)	
Comcast IP Phone, LLC,)	
)	
Respondent.)	

JOINT MOTION TO SUSPEND PROCEDURAL SCHEDULE

Comes now Respondent Comcast IP Phone, LLC (“Comcast”), and Intervenor Missouri Independent Telephone Company Group (“MITG”), pursuant to Ch. 386.390.5, RSMo, and move for suspension of the procedural schedule and hearing. In support of this Motion, Comcast and MITG state the following:

1. The proceeding was initiated by Staff with the filing of a Complaint on September 21, 2006. Comcast filed a timely answer on December 26, 2006. MITG’s application to intervene was granted on November 7, 2006.

2. After the prehearing conference on January 11, 2007, the Regulatory Law Judge issued a procedural schedule which called for, *inter alia*, the filing of prefiled testimony and a hearing on June 20-22, 2006. By this Motion, Comcast and MITG request that the procedural schedule be suspended due to the possibility of a legislative resolution of the matters at issue, after a joint study group investigates the issue of VoIP after the present session of the General Assembly.

3. Given the distinct prospect for a legislative resolution of the issues to be tried in this case, following the existing procedural schedule would result in the unnecessary use of the valuable resources of the Commission and Staff.

4. Comcast and MITG emphasize that they are not seeking dismissal or summary disposition of this proceeding, but simply a suspension of the procedural schedule pending a global review of VoIP by representatives of all stakeholders, including the Commission, Staff, the industry (incumbent carriers and VoIP providers), and consumers (as represented by Public Counsel and the General Assembly).

5. Counsel for Comcast and MITG have consulted with counsel for Staff and Public Counsel, and have been authorized to inform the Commission that Public Counsel does not oppose the Motion. Staff has indicated that it will file a response to the Motion.

6. Comcast and MITG do not bring this Motion for purposes of delay, but rather to prevent the distinct possibility of competing proceedings at the General Assembly and before the Commission, where a legislative resolution would “trump” any action taken by the Commission.

Wherefore, Respondent Comcast IP Phone, LLC, and Intervenor Missouri Independent Telephone Company Group respectfully move the Commission to suspend the procedural schedule and the parties’ obligation to meet the existing deadlines and hearing schedule.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been transmitted electronically to all counsel of record this 17th day of April, 2007.

/s/ Mark P. Johnson

Attorney for Comcast IP Phone, LLC