

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

Southwestern Bell Telephone Company,)	
d/b/a AT&T Missouri,)	
)	
Complainant,)	
)	
v.)	<u>File No. IC-2010-0358</u>
)	
Sprint Spectrum, L.P., d/b/a Sprint PCS,)	
and Nextel West Corp.,)	
)	
Respondents.)	

**NOTICE OF COMPLAINT AND
ORDER DIRECTING STAFF INVESTIGATION**

Issue Date: June 11, 2010

Effective Date: June 11, 2010

Legal Department
Sprint Spectrum, L.P., d/b/a Sprint PCS
KSOPHN0212-2A254
6450 Sprint Parkway, Disney A
Overland Park KS 66251

CERTIFIED MAIL

Legal Department
Nextel West Corp.
2003 Enmund Halley Drive
Reston VA 20191

CERTIFIED MAIL

On June 8, 2010, Southwestern Bell Telephone Company, d/b/a AT&T Missouri, filed a complaint with the Missouri Public Service Commission against Sprint Spectrum, L.P., d/b/a Sprint PCS, and Nextel West Corp., a copy of which is enclosed.¹ Pursuant to

¹ The attachments to the complaint are large and therefore are not enclosed with this notice. To view the attachments, please use the Commission's Electronic Filing and Information System (EFIS) at www.psc.mo.gov/EFIS or contact the Regulatory Law Judge at nancy.dippell@psc.mo.gov for a copy.

4 CSR 240-2.070, Sprint PCS and Nextel shall have 30 days from the date of this notice to file an answer or to file notice that the complaint has been satisfied.

In the alternative, Respondents may file a written request that the complaint be referred to a neutral third-party mediator for **voluntary mediation** of the complaint. 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 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. Additional information regarding the mediation process is enclosed.

If the Complainant declines the opportunity to seek mediation, Respondents will be notified in writing that the tolling has ceased and will also be notified of the date by which an answer or notice of satisfaction must be filed. That period will usually be the remainder of the original 30-day period.

All pleadings (the answer, the notice of satisfaction of complaint or request for mediation) shall be mailed to:

Secretary of the Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102-0360

A copy shall be served upon the Complainant at the Complainant's address as listed within the enclosed complaint. A copy of this notice has been mailed to the Complainant.

Under Commission rule 4 CSR 240-2.070(10), after a formal complaint has been filed the Commission may request an analysis by its Staff for the reasons underlying the complaint. The Staff must then file its findings with the Commission and serve copies on the other parties.

The Commission views its Staff as an unbiased third party in this complaint case and will direct the Staff to investigate the contested issues set out in the pleadings and to file a report of its findings with the Commission. Staff also has the discretion to report its findings as to any other contested issue in this case, which issue may appear during its investigation.

The Commission's rules of discovery are set forth at 4 CSR 240-2.090.

THE COMMISSION ORDERS THAT:

1. Sprint Spectrum, L.P., d/b/a Sprint PCS, shall file a response to this complaint no later than July 12, 2010.
2. Nextel West Corp. shall file a response to this complaint no later than July 12, 2010.
3. The Staff of the Commission shall file a report of its investigation in this matter no later than August 2, 2010.
4. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 11th day of June, 2010.