

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Southwestern Bell Telephone)
Company, d/b/a AT&T Missouri's Application for)
Waiver of the General Distribution)
Requirement of White Page Directories Under)
4 CSR 240-32.050(4)(B).)

File No. IE-2009-0357

ORDER CANCELING HEARING

Issue Date: June 10, 2009

Effective Date: June 10, 2009

A hearing on Southwestern Bell Telephone Company, d/b/a AT&T Missouri's application for a waiver of the Commission's regulation requiring the general distribution of residential white page telephone directories is scheduled for June 11, 2009. On June 9, AT&T Missouri, Staff, the Office of the Public Counsel, and Charter Fiberlink – Missouri, LLC filed a non-unanimous stipulation and agreement that resolves those parties' concerns about AT&T Missouri's application. Later on June 9, Staff filed a motion asking the Commission to postpone the scheduled hearing until after the Commission has had an opportunity to consider the stipulation and agreement.

If the Commission decides to approve the stipulation and agreement, no evidentiary hearing will be necessary. Therefore, holding a hearing on June 11, before the Commission has an opportunity to consider the stipulation and agreement, would be premature. Of course, the submitted stipulation and agreement is not unanimous; one party, the Communications Workers of America (CWA), did not sign it. By Commission

regulation,¹ the CWA has seven days after the stipulation and agreement was filed to state its objection to that stipulation and to request a hearing. While the CWA has not yet indicated whether it will oppose the stipulation and agreement, it has indicated its willingness to postpone the scheduled hearing.

Given the agreement of the parties, the Commission will cancel the scheduled hearing and reschedule it in a subsequent order if necessary.

THE COMMISSION ORDERS THAT:

1. The hearing scheduled for June 11, 2009 is canceled.
2. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 10th day of June, 2009.

¹ 4 CSR 240-2.115(2)(B).