# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Notice of Election of	)	
Alltel Missouri, Inc. to be Price Cap		Cose No. 10 2006 0112
Regulated Under Section 392.245, RSMo	)	Case No. IO-2006-0112
Supp. 2005.	)	

### **STAFF RECOMMENDATION**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and states:

- 1. On September 13, 2005, Alltel Missouri, Inc. ("Alltel") filed notice of its election to be price cap regulated under Section 392.245 RSMo Supp. 2005.
- 2. Alltel states that it is a small incumbent local exchange telecommunications company ("ILEC"), as defined by Section 386.020(3) RSMo 2000, authorized to provide basic local exchange telecommunications service in Missouri.
- 3. Under Section 392.245.2 RSMo Supp. 2005, small ILECs may elect to be price cap regulated as follows:

A small incumbent local exchange telecommunications company may elect to be regulated under this section upon providing written notice to the commission if an alternative local exchange telecommunications company has been certified to provide basic local telecommunications service and is providing such service, or if two or more commercial mobile service providers providing wireless two-way voice communications services, are providing services, in any part of the small incumbent company's service area, and the incumbent company shall remain subject to regulation under this section after such election.

4. In the attached Staff Memorandum, labeled Appendix A, the Staff concludes that two or more commercial mobile service providers are providing wireless two-way voice communications services in Alltel's service area. The Staff recommends that the Commission take notice of Alltel's election to be price cap regulated under Section 392.245.

Respectfully submitted,

DANA K. JOYCE General Counsel

### /s/ Marc Poston

Marc Poston Senior Counsel Missouri Bar No. 45722

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(573) 751-9285 (Fax)
marc.poston@psc.mo.gov

#### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 23rd day of September 2005.

/s/ Marc Poston

# MEMORANDUM

**TO:** Missouri Public Service Commission Official Case File

Case No. IO-2006-0112

**FROM:** William Voight

SUBJECT: Staff Recommendation in Support of Alltel's Petition for Price Cap Status

**DATE:** September 23, 2006

On September 13, 2006 Alltel Missouri (Alltel) submitted a notification to the Missouri Public Service Commission (MoPSC or Commission) stating Alltel's intent to be price cap regulated pursuant to Section 392.245 RSMo. Alltel is a small incumbent local exchange carrier pursuant to Section 386.020(3) RSMo. In support of its filing, Alltel submitted an affidavit stating the existence in Alltel's Doniphan exchange of Cingular and United States Cellular, whom Alltel characterizes as providing wireless two-way voice communications in the Doniphan exchange. Doniphan is located in Ripley County.

Section 392.245.2 RSMo states in part: "........ [A] small incumbent local exchange telecommunications company may elect to be regulated under this section upon providing written notice to the commission ...... if two or more commercial mobile service providers providing wireless two-way voice communications services are providing services in any part of the small incumbent company's service area....."

Pursuant to Missouri law, the Telecommunications Department Staff (Staff) recommends the Commission issue an order approving Alltel's election to be price cap regulated. Attached to this memorandum is information from the State of Missouri's official Web site indicating rural service areas of Commercial Mobile Radio Service (CMRS) providers in Missouri. As can be seen from Attachment 1, Ripley County is located in Rural Service Area (RSA) 520. As can be seen from Attachment 2-3, Cingular and United States Cellular are the two CMRS providers serving Ripley County, including the exchange of Doniphan. According to the verified affidavit filed by Alltel, landline callers in Doniphan are able to call subscribers of United States Cellular as a locally dialed call via the NPA-NXX code of 573-996. Subsequent information obtained by Staff from Alltel indicates that landline callers in Doniphan are able to call subscribers of Cingular as a locally dialed call via the NPA-NXX code of 573-660.

The Staff recommends the Commission issue an order taking notice of Alltel's election to price cap status at its earliest convenience. The Staff is unaware of any other matter that affects, or would be affected by, this matter.



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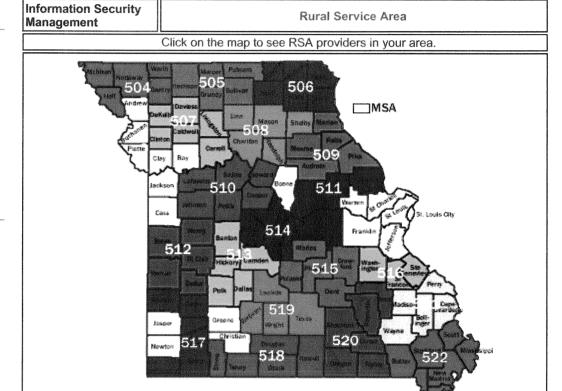
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**Attachment 1** 



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Harry S Truman Bldg. Room 280, 301 W. High Jefferson City, MO 65101 Phone: (573) 751-3290 Fax: (573) 751-3299

-	
Information Security Management	Rural Service Area
Area 504	
Northeast Missouri Cellular P.O. Box 551 1114A S. Main Maryville, MO 64468 Attn: Roger Bundridge 660-582-3334	Dobson Cellular Systems 14201 Wireless Way Oklahoma City, OK 73134 Attn: Scott Jones 405-529-8500
Area 505	
Dobson Cellular Systems 14201 Wireless Way Oklahoma City, OK 73134 Attn: Scott Jones 405-529-8500	Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555
Area 506	
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 573-399-4836	Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555
Area 507	
Dobson Cellular Systems 14201 Wireless Way Oklahoma City, OK 73134 Attn: Scott Jones 405-529-8500	Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555
Area 508	
Dobson Cellular Systems 14201 Wireless Way Oklahoma City, OK	U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631
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Attachment 2-1

73134 Attn: Scott Jones 405-529-8500 Area 509	Attn: Charlotte Holden 773-399-4836
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836	MoCelCo.LLC 27500 Riverview Ctr. Blvd. Suite 202 Bonita Springs, FL 34134 239-335-1320
Area 510	
Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232	Mid Mo Cellular 1500 S. Limit Sedalia, MO 65301 660-620-1114
Area 511	
Verizon Wireless 1 Verizon Place Alpharetta, GA 30004-8511 Attn: Carol King 678-339-4277	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 512	
Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 513	
Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 514	
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 515	
Verizon Wireless 1 Verizon Place Alpharetta, GA 30004-8511 Attn: Carol King	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232

**Attachment 2-2** 

678-339-4277	
Area 516	
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 517	
Alltel 1 Allied Dr. B2FO2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555	U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836
Area 518	
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836	Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555
Area 519	
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836	Alltel 1 Allied Dr. B2F2-A Little Rock, AR 72202 Attn: Renee Hoover 501-905-8555
Area 520	
U.S. Cellular 8410 West Bryn Mawr Ave. Suite 700 Chicago, IL 60631 Attn: Charlotte Holden 773-399-4836	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 521	
Verizon Wireless 1 Verizon Place Alpharetta, GA 30004-8511 Attn: Carol King 678-339-4277	Cingular Wireless 892 Woodsmill Rd. Ballwin, MO 63011 Attn: Steve King 636-519-6232
Area 522	
Verizon Wireless 1 Verizon Place	Cingular Wireless 892 Woodsmill Rd.  Attachment 2-3

Attachment 2-3

Alpharetta, GA 30004-8511 Attn: Carol King 678-339-4277

Ballwin, MO 63011 Attn: Steve King 636-519-6232

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