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July 9, 2003

Secretary  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, Missouri 65102

**FILED**<sup>2</sup>  
JUL 09 2003  
Missouri Public  
Service Commission

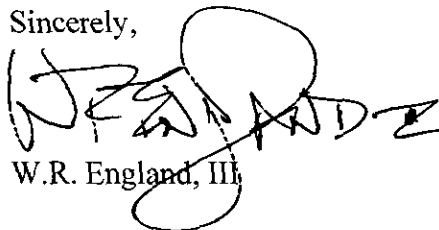
**Re: Case No. IO-2003-0281**

Dear Mr. Roberts:

Enclosed for filing on behalf of Green Hills Telecommunications Services, please find an original and eight copies of the Statement of Position.

Please see that this filing is brought to the attention of the appropriate Commission personnel. Copies of the attached are being provided to parties of record. If you have any questions regarding this filing, please give me a call. I thank you in advance for your attention to and cooperation in this matter.

Sincerely,

  
W.R. England, III

WRE/da  
Enclosure  
cc: Parties of Record

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

**FILED<sup>2</sup>**  
**JUL 09 2003**

In the Matter of the Investigation of the                     )  
State of Competition in the Exchanges of                 )     Case No. IO-2003-0281  
Sprint Missouri, Inc.   )

*Missouri Public  
Service Commission*

**STATEMENT OF POSITION OF  
GREEN HILLS TELECOMMUNICATIONS SERVICES**

Comes now Green Hills Telecommunications Services (Green Hills) and for its  
Statement of Position states to the Missouri Public Service Commission (Commission) as  
follows:

1.     On March 26, 2003, the Commission issued in its Order Directing Procedural  
Schedule which, among other things, directed the filing of a list of issues by June  
27, 2003 and the filing of Statement of Positions by July 9, 2003.
2.     On June 27, 2003, the Staff filed, on behalf of the Parties, an agreed upon List of  
Issues.
3.     Green Hills' positions on the enumerated issues are as follows:

**STATEMENT OF ISSUES**

**Issue 1:**                 Section 392.245.5 RSMo allows the Commission to classify  
services of a Price Cap Company as competitive. Sprint Missouri, Inc.,  
a Price Cap Company, has requested that its residence core access line  
services (i.e., local exchange service, local operating service, directory  
listing, extension service, extended area service, local measured service  
and PBX service) offered in the Kearney, Norborne, Rolla, Platte City  
and St. Robert exchanges be classified as competitive. In which of  
these Sprint Missouri, Inc. exchanges, if any, should Sprint's residence  
core access line services be classified as competitive?

**GREEN HILLS:**     Green Hills Telecommunications Services (Green Hills) provides  
basic local telecommunications services in competition with Sprint  
Missouri Inc. (Sprint) in its Norborne, Missouri exchange. Green Hills  
is not in a position to offer an opinion as to whether Sprint is subject to  
effective competition as envisioned by Section 392.245.5 RSMo. and,

therefore, whether Sprint's services should be classified as competitive. Green Hills is concerned, however, that if Sprint obtains competitive classification of its basic local telecommunications services in its Norborne exchange, but not in the vast majority of other exchanges where it provides basic local telecommunications services, that Sprint will be able to engage in predatory pricing in its Norborne exchange by cross-subsidizing below-cost rates in Norborne with above-cost rates in other exchanges where Sprint does not face effective competition. Accordingly, if the Commission determines that Sprint's basic local telecommunications services in its Norborne exchange should be classified as competitive, then the Commission should further condition such classification on a requirement that Sprint not engage in pricing of basic local telecommunications services in Norborne below their respective costs.

**Issue 2:**

Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its residence access line-related services (i.e. Sprint Solutions, busy line verification service, customer calling services, express touch, network service packages) offered in the Kearney, Norborne, Rolla, Platte City and St. Robert exchanges be classified as competitive. In which of these Sprint Missouri, Inc. exchanges, if any, should Sprint's residence access line-related services be classified as competitive?

**GREEN HILLS:** See Statement of Position regarding Issue 1.

**Issue 3:**

Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its business core access line services (i.e., local exchange service, local operating service, directory listing, extension service, extended area service, local measured service and PBX service) offered in the Kearney, Norborne, Rolla, Platte City and St. Robert exchanges be classified as competitive. In which of these Sprint Missouri, Inc. exchanges, if any, should Sprint's business core access line services be classified as competitive?

**GREEN HILLS:** See Statement of Position regarding Issue 1.

**Issue 4:**

Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its business access line-related services (i.e. Sprint Solutions, busy line verification service, customer calling services, express touch, network service packages) offered in the Kearney, Norborne, Rolla, Platte City and St. Robert exchanges be classified as competitive. In which of these Sprint

Missouri, Inc. exchanges, if any, should Sprint's business access line-related services be classified as competitive?

**GREEN HILLS:** See Statement of Position regarding Issue 1.

**Issue 5:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its high capacity exchange access line services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's high capacity exchange access line services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 6:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its CENTREX services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's CENTREX services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 7:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its intraLATA private line services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's intraLATA private line services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 8:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its ATM and Frame Relay services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's ATM and Frame Relay services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 9:** Section 392.245.5 RSMo allows the Commission to classify services of Price Cap Company as competitive. Sprint Missouri, Inc., a Price

Cap Company, has requested that its special access services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's special access services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 10:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its intraLATA MTS services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's intraLATA MTS services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 11:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its intraLATA WATS services and 800 services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's intraLATA WATS services and 800 services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 12:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its Common Channel Signaling/Signaling System 7 (LIDB) services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's Common Channel Signaling/Signaling System 7 (LIDB) services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 13:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its Speed Dial services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's Speed Dial services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 14:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its Payphone services offered in the Kearney, Norborne, Rolla, Platte City and St. Robert exchanges be classified as competitive. In which of these Sprint Missouri, Inc. exchanges, if any, should Sprint's Payphone services be classified as competitive?

**GREEN HILLS:** See Statement of Position regarding Issue 1.

**Issue 15:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its Directory Assistance services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's Directory Assistance services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 16:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its Local Operator services be classified as competitive. In which Sprint Missouri, Inc. exchanges, if any, should Sprint's Local Operator services be classified as competitive?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 17:** Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its ISDN services offered in the Kearney, Norborne, Rolla, Platte City and St. Robert exchanges be classified as competitive. In which of these Sprint Missouri, Inc. exchanges, if any, should Sprint's ISDN services be classified as competitive?

**GREEN HILLS:** Based upon a review of the surrebuttal testimony of Sprint witness Idoux, it is Green Hills' understanding that Sprint is not seeking competitive classification for its ISDN/BRI services in the Norborne, Missouri exchange. Accordingly, Green Hills believes this issue is moot insofar as the Norborne exchange is concerned. If the issue is not moot, then Green Hills' position is the same as for Issue 1.

**Issue 18:**

Section 392.245.5 RSMo allows the Commission to classify services of a Price Cap Company as competitive. Sprint Missouri, Inc., a Price Cap Company, has requested that its Optional MCA services offered in the Kearney exchange be classified as competitive. Should Sprint's Optional MCA services be classified as competitive in that Sprint Missouri, Inc. exchange?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 19:**

In absence of a request by Sprint Missouri, Inc. for the reclassification of a service in an exchange pursuant to Section 392.245.5, RSMo from price cap regulation to competitive status, should the Commission make a finding that effective competition does not exist and order that the current price cap regulation continue to apply?


**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

**Issue 20:**

Section 392.245.5, RSMo provides that the Commission shall investigate the state of competition in Sprint's exchanges within five years of an alternative local exchange telecommunications company first being certified. ExOP of Missouri Inc.'s certification was effective on December 15, 1998. If the Commission does not issue a decision in this case by December 15, 2003, will any of Sprint Missouri Inc.'s telecommunications services in any Sprint Missouri, Inc. exchange be automatically reclassified or reclassified by default from price cap regulation to a competitive status?

**GREEN HILLS:** Green Hills takes no position on this issue at this time, but reserves the right to take a position in its brief based on the entire record.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'W.R. England, III', written over a horizontal line.

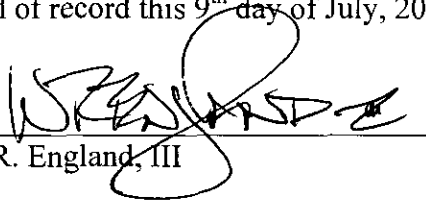
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Attorney for  
Green Hills Telecommunications Services



**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record this 9<sup>th</sup> day of July, 2003.

  
\_\_\_\_\_  
W.R. England, III