

In the Matter of CenturyTel of Missouri, LLC's)
Request for Competitive Classification Pursuant to) **Case No. IO-2006-0109**
Section 392.245.5, RSMo (2005))

Section 392.245.5, RSMo, requires that the Commission make a determination within thirty days as to “whether the requisite number of entities are providing basic local telecommunications service . . . in an exchange and if so, shall approve tariffs designating all such business or residential services other than exchange access service, as competitive” Because of the need to proceed expeditiously, the Commission will issue

notice, set a procedural schedule, and reserve a date for a hearing if one should become necessary, as set out below.

If a hearing becomes necessary, the following procedures will apply:

(A) The Commission will require all parties to prefile testimony as defined in 4 CSR 240-2.130. All parties shall comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions and evidence in issue and to avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing. The parties will be allowed to present rebuttal witnesses at the hearing.

(B) The Commission will direct that the transcript be expedited and submitted within one business day of the hearing.

(C) Because much of the evidence will have been filed before the hearing, the Commission will require pretrial briefs that address all the issues in dispute and all the relevant prefiled testimony. Because of the expedited nature of the hearing, no post-trial briefs will be allowed. The Commission will allow the opportunity for closing arguments at the end of the hearing.

(D) Each party shall file with its brief a list of the witnesses it expects to call and the order in which they will be called.

(E) Each party is required to bring an adequate number of copies of exhibits that it intends to offer into evidence at the hearing. If an exhibit has been prefiled, and served on the other parties, only one copy of the exhibit is necessary for the court reporter. If an exhibit has not been prefiled, the party offering it shall bring, in addition to the copy for the court reporter, copies for the five Commissioners, the Presiding Judge, and all counsel.

(F) Each party must file proposed findings of fact and conclusions of law, including citations to prefiled testimony and other evidence.

IT IS THEREFORE ORDERED:

1. That the Data Center of the Missouri Public Service Commission shall send notice of this application to all certificated competitive local exchange carriers and to all incumbent local exchange carriers in the state of Missouri.

2. That the Public Information Office of the Missouri Public Service Commission shall provide notice of the application to the members of the General Assembly and to the news media.

3. That any party wishing to intervene in this matter must file an application no later than September 16, 2005, with:

Colleen M. Dale, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102-0360

and send copies to:

Larry W. Dority
Fischer & Dority, P.C.
101 Madison, Suite 400
Jefferson City, Missouri 65101

Attorney for CenturyTel of Missouri, LLC.

and to:

Office of the Public Counsel
Post Office Box 2230
Jefferson City, Missouri 65102-2230

4. That the Staff of the Missouri Public Service Commission shall file a recommendation or any objections to CenturyTel of Missouri, LLC's Application no later than September 20, 2005.

5. That the Office of the Public Counsel and any other interested party shall file any objections or recommendations regarding CenturyTel of Missouri, LLC's Application no later than September 20, 2005.

6. That if an objection is filed the following other procedural dates will apply:

Testimony – all parties	September 22, 2005
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Pretrial Briefs, List of Witnesses, and Proposed Findings of Fact	September 23, 2005
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7. That the parties are hereby notified that if any party opposes CenturyTel of Missouri, LLC's Application, a hearing will be set for September 27, 2005, beginning at 8:30 a.m., in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. The Governor Office Building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in the hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

8. That each party shall comply with the procedural requirements set out in the body of this order.

9. That this order shall become effective on September 12, 2005.

(S E A L)

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

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

Dated at Jefferson City, Missouri,
on this 12th day of September, 2005.