

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

In the Matter of Spectra Communications Group,)	
LLC, d/b/a CenturyTel's Request for Competitive)	<u>Case No. IO-2008-0244</u>
Classification Pursuant to Section 392.245.5,)	Tariff No. YI-2008-0443
RSMo.)	

**OFFICE OF THE PUBLIC COUNSEL'S
RESPONSE TO THE REQUEST FOR COMPETITIVE CLASSIFICATION**

The Office of Public Counsel asks that the Public Service Commission require strict proof of compliance with the "30-day track." requirements of Section 392.245, RSMo. 2000 (as amended 2005) relating to Spectra Communications Group, LLC, d/b/a CenturyTel amended application that the Commission classify its residential services as competitive for the exchange of Aurora.

The reclassification of this exchange from price cap regulated exchanges to competitive classification has significant impact on the customers in these communities in that they will lose the price cap protection of a 5% limit on nonbasic services and the annual limit on basic local service of the Consumer Price Index-Telecommunications Services. The Commission should make findings of fact that show that the exchange and the identified class of service meets or does not meet the factors that qualify for competitive classification under the statutory requirements. In that way, the operative facts will be fully disclosed so the public will be advised of the basis for the Commission's competitive classification.

Pursuant to the PSC's direction, the Commission Staff filed its Report on the application, as amended, on February 8, 2008. The Staff concluded that competitive conditions exist in the exchange and services identified in the amended application and

recommended that the Commission make a finding that this exchange is a “30-day track” competitive exchange under Section 392.245.5, RSMo.

Public Counsel waives its right to an evidentiary hearing in this case and states that it has no objection to the admission of the application, as amended, and accompanying exhibits, and the Staff report. For purposes of this case, Public Counsel states that the Commission may consider in its review the verified Staff Report filed in this case as evidence to determine if competitive conditions as defined and provided for in Section 392.245.5, RSMo. (Supp. 2006) for a 30-day petition exist in the Spectra Communications Group, LLC, d/b/a CenturyTel exchange and for the class of service identified in the amended application. OPC does not stipulate that the Staff Report demonstrates that the competitive conditions for the exchange exists and such exchange should be classified as competitive, but will not offer any evidence in opposition to the Report.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ **Michael F. Dandino**

BY: _____
Michael F. Dandino (24590)
Deputy Public Counsel
P.O. Box 2230
Jefferson City, MO 65102
(573) 751-4857
(573) 751-5559
Fax (573) 751-5562
email: mike.dandino@ded.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed, emailed and/or hand delivered this 8th day of February 2008 to the following attorneys of record:

Kevin Thompson
Missouri Public Service Commission
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102
GenCounsel@psc.mo.gov

William Haas
Missouri Public Service Commission
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102
William.Haas@psc.mo.gov

Becky Owenson Kilpatrick, Esq.
Manager Government Relations
CenturyTel - Missouri
220 Madison Street
Jefferson City, MO 65101
Phone: 573.636.4261
Cell: 573.230.7993
Fax: 573.636.6826
becky.kilpatrick@centurytel.com

/s/ Michael F. Dandino
