

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of Big River Telephone Company,)	
LLC's Request for Expedited Approval of its)	Case No.
Tariff Change Introducing Foreign Exchange)	
Service.)	

MOTION FOR EXPEDITED TREATMENT

Comes Now Big River Telephone Company, LLC (Big River) pursuant to 392.220.4 RSMo, and 4 CSR 240.2.065 and 2.080, and for its Motion for Expedited Treatment states to the Commission:

1. Big River is a certificated provider of competitive telecommunications services in Missouri, including local services in various parts of the state. It is a Delaware limited liability company in good standing with the Secretary of State as shown by the attached certificate. Big River has filed herewith proposed changes to its tariffs to introduce Foreign Exchange (FX) service as a new competitive service. Copies of the tariff pages are attached hereto. The changes contained therein set forth the new offering and make related clarifications.

2. Big River has made this filing because Chariton Valley Telephone Corporation (Chariton Valley) will not otherwise exchange certain local traffic with Big River pursuant to their approved interconnection agreement.

3. Big River provides local service in competition against Chariton Valley in the Huntsville exchange. When Big River wins a local customer from Chariton Valley, typically the customer can retain their telephone number by means of number portability. However, in some instances, particularly for a new customer to the area, Big River must assign a new telephone number.

4. When Big River explored its options for new numbers for the Huntsville exchange, it learned that there was no available 1000 block of pooled numbers, so it would have had to take a new block of 10,000 numbers to serve a few customers. However, it also learned

that a block of 1000 numbers had been abandoned by another carrier for the Salisbury exchange, which is within the same local calling area as Huntsville pursuant to Chariton Valley's tariffs. Hence, in order to conserve numbers Big River obtained that block of 1000 numbers.

5. Unfortunately, Chariton Valley refuses to exchange local traffic between its Huntsville customers and those few Huntsville customers to whom Big River has assigned a "Salisbury" NXX code. Apparently, Chariton Valley considers this to be a virtual NXX arrangement, despite the fact that the involved NXX codes are all in the same local calling area pursuant to Chariton Valley's tariffs. The interconnection agreement between the companies does not allow for the exchange of virtual NXX traffic, but allows for the exchange of tariffed FX traffic. Accordingly, Big River has filed its proposed tariff changes to introduce FX service.

6. Big River has also placed an order for a 10,000 block of numbers for service in Huntsville, as a backup plan to its proposal to introduce FX service. But it would seem undeniable that this alternative would be extremely wasteful of number resources for an exchange with a population of less than 2,000 out of which essentially all wireline telecommunications customers already have numbers assigned to them that can be retained by means of number portability upon any change in local provider.

7. Big River seeks expedited approval of its tariff filing, so that the affected customers can make and receive their local calls without further interference by Chariton Valley. Upon approval, Big River will cancel its order for a 10,000 number block.

8. Big River asks the Commission to approve the proposed tariff pages within ten days.

9. Expedited approval will alleviate the harm sustained by the affected customers as described herein, and will benefit them by allowing them to make and receive their local calls. There will be no negative effect on anyone, including Big River's customers and the general

public, if the Commission acts as requested. Approval will also put an end to Chariton Valley's violations of its own tariffs, which obligate it to allow its Huntsville customers to place local calls to other Huntsville customers, including those with NXX codes assigned to the Salisbury exchange. Likewise, approval will ensure that Chariton Valley fulfills its dialing parity obligations as well as conserve numbering resources.

10. This pleading was filed as soon as possible under the circumstances. Big River sought to resolve this issue without a tariff change by offering to certify to Chariton Valley that the affected customers are Huntsville customers as well as offering to explore other options, but Chariton Valley refused to consider such measures.

11. Big River has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within the past three years. Big River has no overdue annual report or assessment fees with the Commission.

12. Correspondence, communications, orders and decisions in this matter may be directed to the undersigned legal counsel for Big River.

WHEREFORE, Big River moves the Commission to approve Big River's proposed FX tariff filing within ten days of the issued date and for such other and further relief as it deems meet and proper.

Respectfully submitted,

/s/ Carl J. Lumley

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ATTORNEYS FOR BIG RIVER TELEPHONE
COMPANY, LLC


VERIFICATION

STATE OF MISSOURI)
)
 COUNTY OF ST. LOUIS) SS.

I, GERARD J. HOWE, being first duly sworn, depose and state that I am over the age of 21 years sound of mind, and the CEO of Big River Telephone Company, LLC, the Applicant in the subject proceeding, and that I am authorized to make this Verification on behalf of Big River Telephone Company, LLC; that I have read the foregoing pleading and know the contents thereof; and that the same are true and correct to the best of my knowledge, information, and belief I also verify that Carl J. Lumley and Curtis, Heinz, Garrett & O'Keefe, P.C., 130 S. Bemiston, Suite 200, St. Louis, Missouri 63105, are authorized to sign all pleadings and documents necessary to receive the approval of the Missouri Public Service Commission of the foregoing pleading, and to represent Big River Telephone Company, LLC in this proceeding.


 Gerard J. Howe, CEO
 Big River Telephone Company, LLC

Subscribed and sworn to before this 3rd day of November, 2008.


 Notary Public

My Commission Expires: 5/31/2010

ANDREW THOMAS SCHWANTNER
 Notary Public - Notary Seal
 STATE OF MISSOURI
 Jefferson County
 Commission #06893676
 My Commission Expires 5/31/2010

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this document was served upon the parties listed below on this 3rd day of November, 2009 by either e-mail or U.S. Mail, postage prepaid.

/s/ Carl J. Lumley

Carl J. Lumley

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