

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

In the Matter of the Petition)	
for Waivers of Certain Rules)	XO-2010-0040
and Statutes on behalf of)	
Windstream 1 Communications, Inc.)	

OFFICE OF THE PUBLIC COUNSEL’S SUGGESTIONS

The Office of the Public Counsel respectfully suggests to the Missouri Public Service Commission that if the requested relief is granted that the Commission still exercise its residual powers and duties regarding telecommunications and public utilities by providing for the retention and authorized access to company records that can assist the Commission determine the status of telecommunications in Missouri. *Windstream1 Communication, Inc* appears to have the statutory grounds for relief under HB 1779 from the submission of surveillance data reports because of its competitive status. However, the PSC has a responsibility to safeguard the integrity of the telecommunications and communications infrastructure and the availability of telecommunications and related communications service to preserve, protect, and advance the public interest. Rather than restate its suggestions in full here, Public Counsel incorporates its Suggestions filed *In the Matter of the Request of CenturyTel of Missouri, LLC, and Embarq Missouri, Inc. for Relief from Submission of Surveillance Data Reports. Case No. TO-2010-0042* as its suggestions in this case.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was emailed, mailed or hand delivered this 11th day of August 2009 to the following attorneys of record:

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