

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

| | | |
|---|---|--------------------------|
| In the Matter of CenturyTel of Missouri, LLC |) | |
| d/b/a CenturyTel and Spectra Communications |) | Case No. |
| Group, LLC d/b/a CenturyTel Tariff Filings to |) | |
| Grandfather Remote Call Forward Services |) | Tariff Nos. JI-2007-0498 |
| To Existing Customers and Existing Locations |) | JI-2007-0499 |

**SOCKET TELECOM, LLC'S AND SOCKET INTERNET'S
REQUEST TO SUSPEND OR REJECT PROPOSED TARIFF SHEETS**

COME NOW Socket Telecom, LLC ("Socket Telecom") and Socket Holdings Corporation d/b/a Socket Internet ("Socket Internet"), pursuant to Sections 392.200, 392.220, 392.230, and 392.240 R.S.Mo., and 4 CSR 240-2.065, 2.070, and 2.080, and request the Commission to suspend or reject the proposed tariff sheets filed by CenturyTel of Missouri, LLC d/b/a CenturyTel and Spectra Communications Group, LLC d/b/a CenturyTel ("CenturyTel") under tracking numbers JI-2007-0498 and JI-2007-0499, on or about January 19, 2007 (copies of the tariff filing are attached per 4 CSR 240-2.065(3) and incorporated herein for reference), and in support thereof state to the Commission:

1. Socket Telecom is a competitive local exchange company in the State of Missouri, certificated to provide service in the CenturyTel service territory and other parts of the state. Socket Telecom is a Missouri limited liability company in good standing with its principal place of business located at 2703 Clark Lane, Columbia, Missouri 65202, and it can be reached as follows: telephone - 573-257-6200, Fax Number: 573-256-6201, e-mail: rmkohly@sockettelecom.net.

2. Socket Holdings Corporation d/b/a Socket Internet is an internet service provider in the State of Missouri. It is a Missouri corporation in good standing with its principal place of business located at 2703 Clark Lane, Columbia, Missouri 65202, and it can be reached as follows: telephone – 573-817-0000, Fax Number: 573-441-1050, e-mail: gpfenenger@socket.net.

3. All communications and pleadings in this case should be directed to:

Carl J. Lumley
Leland B. Curtis
Curtis, Heinz, Garrett & O'Keefe, PC
130 S. Bemiston, Suite 200
Clayton, Missouri 63105
314-725-8788
314-725-8789 (FAX)
clumley@lawfirmemail.com

Notices, correspondence, communications, orders, decisions, and other papers may be served upon the foregoing attorneys and such service shall be deemed to be service upon Socket Telecom and Socket Internet in this matter.

4. CenturyTel of Missouri, LLC d/b/a CenturyTel is a limited liability company organized and existing under the laws of the State of Louisiana and authorized to conduct business in the State of Missouri. It is a public utility subject to the jurisdiction of the Commission and provides telecommunications services in its service areas within the State of Missouri under authority granted and tariffs approved by the Commission. It is an incumbent local exchange carrier as defined in Section 251(h) of the Telecommunications Act of 1996 and a noncompetitive large local exchange carrier as defined in Sections 386.020, 392.361, and 392.245 R.S.Mo. It has offices at 625 Cherry Street, Columbia, Missouri 65201.

5. Spectra Communication Group, LLC d/b/a CenturyTel is a limited liability company organized and existing under the laws of the State of Delaware and authorized to conduct business in the State of Missouri. It is a public utility subject to the jurisdiction of the Commission and provides telecommunications services in its service areas within the State of Missouri under authority granted and tariffs approved by the Commission. It is an incumbent local exchange carrier as defined in Section 251(h) of the Telecommunications Act of 1996 and a noncompetitive large local exchange carrier as defined in Sections 386.020, 392.361, and 392.245 R.S.Mo. It has offices at 625 Cherry Street, Columbia, Missouri 65201.

6. On or about January 19, 2007, CenturyTel filed proposed tariffs to grandfather its Remote Call Forward service (RCF) to existing customers at existing locations. Under the proposed tariffs, no new customers would be allowed to order RCF from CenturyTel. Similarly, no existing customer would be able to order RCF at a new location from CenturyTel. RCF allows a business to have a phone number forwarded to another location; either in the same exchange or in a different exchange. This is a popular feature for business customers that wish to have a local phone number for customers in another exchange to dial a local call in order to reach them. It also used by customers in disaster or emergency situations to have calls forwarded to another location not affected by the disaster.

7. RCF is a service that Socket Telecom is currently able to resell to local exchange customers pursuant to its interconnection agreements with CenturyTel. If CenturyTel's proposed tariffs, which grandfather these services, are approved or otherwise permitted to go into effect, Socket Telecom would no longer be able to resell

this service to new customers or to existing customers at new locations. This diminishes the services that Socket Telecom may resell. Because of certain practices used by CenturyTel, it will also adversely affect Socket Telecom's ability to port numbers from CenturyTel when Socket Telecom provides this service using its own facilities.

8. RCF is a service that Socket Internet purchases from CenturyTel in order to afford internet customers the opportunity to place local calls for internet dial-up access.

9. Despite the fact that CenturyTel still offers RCF in its tariffs, pending approval of its proposed revisions to grandfather that service, CenturyTel has failed and refused to fulfill orders for RCF from Socket Internet and resale orders for RCF from Socket Telecom. CenturyTel's failure and refusal constitutes a violation of its tariffs and the applicable statutes, rules and regulations, including those cited above, that require CenturyTel to abide by its tariffs. Socket Telecom and Socket Internet have directly contacted CenturyTel about these matters, to no avail.

10. The Commission should reject, or alternatively suspend and investigate CenturyTel's proposed tariff sheets, because CenturyTel should not be allowed to withdraw RCF service without fulfilling all pending orders for the service and for resale of the service. Further, these proposed tariff sheets are unreasonable, unjust, and contrary to the public interest. In an era when service offerings and customer choice are supposed to be expanding, this proposed filing moves in the opposite direction and would remove service availability from new and existing customers. Such action is contrary to the public interest and should either be rejected or, at the very minimum, further investigated.

WHEREFORE, Socket Telecom and Socket Internet request the Commission to reject, or alternatively suspend CenturyTel's proposed tariff filing numbers JI-2007-0498

and JI-2007-0499, direct CenturyTel to fill all pending orders for RCF service and for resale of RCF service, and grant such other and further relief as the Commission deems necessary and proper.

Respectfully submitted,

CURTIS, HEINZ,
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

Carl J. Lumley, #32869
Leland B. Curtis, #20550
130 S. Bemiston, Suite 200
Clayton, Missouri 63105
(314) 725-8788
(314) 725-8789 (FAX)
clumley@lawfirmemail.com
Attorneys for Socket Telecom, LLC

Certificate of Service

A true and correct copy of the foregoing was served upon the parties identified on the attached service list on this 14th day of February, 2007, by email and/or by placing same in the U.S. Mail, postage paid.

/s/ Carl J. Lumley

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102
gencounsel@psc.mo.gov

Office of Public Counsel
P.O. Box 2230
Jefferson City, Missouri 65102
opcservice@ded.mo.gov

CenturyTel of Missouri, LLC
Spectra Communications Group, LLC
d/b/a CenturyTel
c/o Larry Dority
Fischer & Dority
101 Madison, Suite 400
Jefferson City, Missouri 65101
lwdority@sprintmail.com

Arthur Martinez
CenturyTel of Missouri, LLC
Spectra Communications Group, LLC
d/b/a CenturyTel
220 Madison Street
Jefferson City, MO 65101
Arthur.martinez@cneturytel.com

GENERAL AND LOCAL EXCHANGE TARIFF

CUSTOM CALLING SERVICES

REMOTE CALL FORWARDING SERVICE *

(C)

A. General

1. Remote Call Forwarding (RCF) Service allows all calls dialed to a telephone number equipped for RCF Service to be automatically forwarded to another dialable telephone number. The RCF customer is the called party who receives the automatically forwarded call.
2. The telephone number equipped for RCF Service is hereinafter referred to as an RCF number.

B. Conditions

1. RCF Service is offered subject to the availability of suitable facilities and is limited to central offices specifically equipped to provide RCF Service.
2. RCF Service cannot be used for toll by-pass. The RCF customer and the RCF number must be located within the same local exchange, or the RCF customer must be located beyond the local calling area of the RCF number. Therefore, RCF Service may not be used in conjunction with local calling plans and the RCF call may not terminate in an exchange, which is an EAS point of the originating exchange.
3. Normal grade end-to-end transmission is not guaranteed because transmission characteristics may vary depending on distance and routing to complete the forwarded portion of the call.
4. RCF Service is not suitable for satisfactory transmission of data.
5. RCF Service is not offered when the answering location for a forwarded call is a coin/coinless station.
6. RCF Service or Call Forwarding Services will not be offered as a service at the RCF answering location.
7. The Company will not provide identification of the calling party number to the RCF customer.

* Grandfathered to existing customers at existing locations. No new service will be offered.

(N)

Issued: January 19, 2007

Effective: February 18, 2007

Chantel Mosby
Manager, Tariffs and Compliance
Monroe, Louisiana

GENERAL AND LOCAL EXCHANGE TARIFF

CUSTOM CALLING SERVICES

REMOTE CALL FORWARDING SERVICE *

(C)

B. Conditions (Cont'd)

8. The Company will provide one alphabetical directory listing, without charge, for each RCF Service. Additional directory listings may be provided at the rates specified elsewhere in this Tariff.
9. Each RCF Service allows for forwarding one call at a given time. An additional service is necessary for each additional call to be forwarded simultaneously.
10. RCF Service will only be provided when, in the judgment of the Company, the customer subscribes to sufficient RCF Service at the answering location to adequately handle calls without interfering with or impairing any services offered by the Company.
11. The minimum contract period for RCF Service is three months.
12. RCF Service is not allowed if service is to be used in conjunction with international calling.

C. Rates and Charges

1. The following rates apply for the RCF service only and are in addition to Service Charges, toll and local charges specified in applicable tariffs:

| | <u>Monthly Rate</u> | | |
|--|---------------------|------------------|-----|
| | <u>Business</u> | <u>Residence</u> | |
| a. Remote Call Forwarding Service, when both the RCF number and the RCF customer are located either within or outside the same exchange: | | | |
| | \$18.90 | \$18.90 | (T) |

* Grandfathered to existing customers at existing locations. No new service will be offered. (N)

Issued: January 19, 2007

Effective: February 18, 2007

Chantel Mosby
Manager, Tariffs and Compliance
Monroe, Louisiana

GENERAL AND LOCAL EXCHANGE TARIFF

CUSTOM CALLING SERVICES

REMOTE CALL FORWARDING SERVICE *

(C)

C. Rates and Charges (Cont'd)

2. For that portion of the call between the calling party and the RCF number:
 - a. The calling party is responsible for payment of the applicable charges to call the RCF number.
 - b. On collect calls, the RCF customer is responsible for payment of the applicable charges if the answering location accepts the forwarded call.
3. For the portion of the call between the RCF number and the answering location:
 - a. The RCF customer is responsible for payment of applicable intrastate or interstate customer dialed station-to-station toll message charges for each call. The toll message charge applies to all forwarded calls, including person-to-person and collect calls, even though they may not be accepted at the answering location.

* Grandfathered to existing customers at existing locations. No new service will be offered.

(N)

Issued: January 19, 2007

Chantel Mosby
Manager, Tariffs and Compliance
Monroe, Louisiana

Effective: February 18, 2007

GENERAL AND LOCAL EXCHANGE TARIFF

CALLING SERVICES

REMOTE CALL FORWARDING SERVICE *

(C)

A. General

1. Remote Call Forwarding (RCF) Service allows all calls dialed to a telephone number equipped for RCF Service to be automatically forwarded to another dialable telephone number. The RCF customer is the called party who receives the automatically forwarded call.
2. The telephone number equipped for RCF Service is hereinafter referred to as an RCF number.

B. Conditions

1. RCF Service is offered subject to the availability of suitable facilities and is limited to central offices specifically equipped to provide RCF Service.
2. RCF Service can not be used for toll by-pass. The RCF customer and the RCF number must be located within the same local exchange, or the RCF customer must be located beyond the local calling area of the RCF number. Therefore, RCF Service may not be used in conjunction with local calling plans (except Metropolitan Calling Area Service (MCA)) and the RCF call may not terminate in an exchange, which is an EAS point of the originating exchange.
3. Normal grade end-to-end transmission is not guaranteed because transmission characteristics may vary depending on distance and routing to complete the forwarded portion of the call.
4. RCF Service is not suitable for satisfactory transmission of data.
5. RCF Service is not offered when the answering location for a forwarded call is a coin/coinless station.
6. RCF Service or Call Forwarding Services will not be offered as a service at the RCF answering location.
7. The Company will not provide identification of the calling party number to the RCF customer.

* Grandfathered to existing customers at existing locations. No new service will be offered.

(N)

GENERAL AND LOCAL EXCHANGE TARIFFCENTURYTEL CALLING SERVICESREMOTE CALL FORWARDING SERVICE *

(C)

B. Conditions (Cont'd)

8. The Company will provide one alphabetical directory listing, without charge, for each RCF Service. Additional directory listings may be provided at the rates specified elsewhere in this Tariff.
9. Each RCF Service allows for forwarding one call at a given time. An additional service is necessary for each additional call to be forwarded simultaneously.
10. RCF Service will only be provided when, in the judgment of the Company, the customer subscribes to sufficient RCF Service at the answering location to adequately handle calls without interfering with or impairing any services offered by the Company.
11. The minimum contract period for RCF Service is three months.
12. RCF Service is not allowed if service is to be used in conjunction with international calling.

C. Rates and Charges

1. The following rates apply for the RCF service only and are in addition to Service Charges, toll and local charges specified in applicable tariffs:

| | | <u>Monthly Rate</u> | |
|----|---|---------------------|------------------|
| | | <u>Business</u> | <u>Residence</u> |
| a. | Remote Call Forwarding Service, when both the RCF number and the RCF customer are located either within or outside the same exchange: (SCRCFB, SCRCFR) | \$18.90 | \$18.90 |

* Grandfathered to existing customers at existing locations. No new service will be offered.

(N)

GENERAL AND LOCAL EXCHANGE TARIFF

CENTURYTEL CALLING SERVICES

REMOTE CALL FORWARDING SERVICE *

(C)

C. Rates and Charges (Cont'd)

2. For that portion of the call between the calling party and the RCF number:
 - a. The calling party is responsible for payment of the applicable charges to call the RCF number.
 - b. On collect calls, the RCF customer is responsible for payment of the applicable charges if the answering location accepts the forwarded call.
3. For the portion of the call between the RCF number and the answering location:
 - a. The RCF customer is responsible for payment of applicable intrastate or interstate customer dialed station-to-station toll message charges for each call. The toll message charge applies to all forwarded calls, including person-to-person and collect calls, even though they may not be accepted at the answering location.

* Grandfathered to existing customers at existing locations. No new service will be offered.

(N)

Issued: January 19, 2007

Effective: February 18, 2007

Chantel Mosby
Manager, Tariffs and Compliance
Monroe, Louisiana