

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 22nd
day of September, 1982.

Case No. TR-82-199

In the matter of the filing
by Southwestern Bell Telephone
Company of new intrastate rates,
tolls and charges applicable to
intrastate telecommunication services
furnished within the State of Missouri.

SUPPLEMENTAL ORDER

During the hearing on September 21, 1982, certain questions were raised concerning the meaning and application of the Commission's Order of September 20, 1982 based upon Commission Rule 4 CSR 240-4.020, "Conduct During Proceedings." While the Commission wants to offer all the additional guidance that it can, the fact that the rule is directed at the intentions and motivations of parties and interested persons, as well as the reasonably expected effects of their conduct, makes this most difficult. On the one hand, any conduct which is intended to influence the Commission, the presiding officer or Staff, but which might otherwise be innocuous, falls within the prohibitions of the rule. On the other hand, certain conduct, while not the result of improper motivation, may reasonably be expected to carry with it the possibility of improper influence. Thus, determinations of propriety can only be made on a case by case basis.

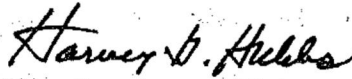
Subject to the foregoing, the Commission can suggest that objective statements outside the record which quote or paraphrase the record would tend to fall outside the prohibitions of the rule. Moreover, editorial or inflammatory statements, such as the characterization of the testimony of witnesses, or the expression of opinions as to the integrity or competence of any party or its

witnesses, made outside the record, which are not contained in the record, and which reasonably can be expected to come to the attention of the Commission, presiding officer or Staff, would tend to fall within the prohibitions of the rule.

The Rule and Order are not intended to otherwise limit proper, free and full communication with the public or its media representatives, or the proper and customary discussions between parties during the audit and prehearing process.

Finally, the Commission re-emphasizes its order that attorneys take the burden of explaining the content and importance of the Rule and Order to their clients and report future possible violations to the Commission.

BY THE COMMISSION



Harvey G. Hubbs
Secretary

(S E A L)

Fraas, Chm., McCartney, Dority,
Shapleigh and Musgrave, CC.,
Concur.