

**BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION**

Big River Telephone Company, LLC, Birch	)	
Telecom of Missouri, Inc., ionex communications,	)	
Inc., NuVox Communications of Missouri, Inc.,	)	
Socket Telecom, LLC, XO Communications	)	
Services, Inc., and Xspedius Communications, LLC,	)	
	)	Case No. TC-2005-0294
Complainants,	)	
	)	
v.	)	
	)	
Southwestern Bell Telephone, L.P. dba	)	
SBC Missouri,	)	
	)	
Respondent.	)	

**MOTION FOR EXPEDITED TREATMENT**

COME NOW, Big River Telephone Company, LLC (Big River), Birch Telecom of Missouri, Inc.(Birch), ionex communications, Inc. (ionex), NuVox Communications of Missouri, Inc. (NuVox), Socket Telecom, LLC (Socket), XO Communications Services, Inc. (XO), and Xspedius Communications, LLC (Xspedius) (collectively, the “CLEC Coalition”), pursuant to 4 CSR 240-2.080(16) and for their Motion for Expedited Treatment state to the Commission as follows:

1. The CLEC Coalition herein has filed a Complaint against Southwestern Bell Telephone, L.P. d/b/a SBC Missouri ("SBC"). It is incorporated herein by this reference.

2. An expedited decision herein is essential given the negative impacts of SBC's threatened actions on the ability of the members of the CLEC Coalition to provide services to customers as described in the Complaint. There will be no negative effects from expedited action by the Commission to preserve the status quo.

3. The CLEC Coalition submits that it would be in the their best interest and well as the interest of their customers and the general public if the Commission acts as soon as possible and grants the immediate relief requested in the Complaint. In particular, the CLEC Coalition requests

the Commission to:

(1) immediately serve the Complaint and its notice upon SBC, directing SBC to answer the Complaint within five (5) business days;

(2) immediately (and if possible prior to March 11, 2005) preserve the status quo by issuing an expedited order without notice or hearing directing SBC to continue accepting and processing the CLEC Coalition members' UNE orders, including new orders, moves, adds, and changes to the Coalition members' existing embedded customer base, under the rates, terms and conditions of the Agreements;

(3) promptly set a prehearing conference and a deadline to file a procedural schedule, so that this case may proceed to hearing;

(4) after further proceedings herein, order SBC Missouri to comply with the change of law provisions of the Agreements with regard to the implementation of the *TRRO*;

(5) grant such other and further relief to the CLEC Coalition as the Commission deems just and proper in the premises.

4. The CLEC Coalition has filed its pleadings as soon as possible under the circumstances.

WHEREFORE, the CLEC Coalition respectfully requests the Commission to expedite its handling of the Complaint in this case and issue its orders in this case as soon as possible, including if possible an order to preserve the status quo by March 11, 2005.

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

/s/ Carl J. Lumley

---

Carl J. Lumley, #32869  
Leland B. Curtis, #20550  
130 S. Bemiston, Suite 200  
St. Louis, Missouri 63105  
(314) 725-8788  
(314) 725-8789 (FAX)  
clumley@lawfirmemail.com  
lcurtis@lawfirmemail.com

Attorneys for the CLEC Coalition.

CASEY & GENTZ, L.L.P.  
Bill Magness, #12824020  
919 Congress Avenue, Suite 1060  
Austin, Texas 78701  
512-480-9900  
512-480-9200 (FAX)  
bmagness@phonelaw.com

Attorneys for the CLEC Coalition

**CERTIFICATE OF SERVICE**

A true and correct copy of the foregoing document was e-mailed this 3d day of March, 2005,  
to:

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

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

Legal Department  
Southwestern Bell Telephone Co., L.P.  
d/b/a SBC Missouri  
One Bell Center, Room 3520  
St. Louis, Missouri 63101  
paul.lane@sbc.com

/s/ Carl J. Lumley

---