

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

In the Matter of the Request of)
Southwestern Bell Telephone, L.P. d/b/a)
AT&T Missouri for a Waiver of Certain)
Requirements of 4 CSR 240-29.040(4).)

Case No. TE-2006-0053

APPLICATION FOR REHEARING

Comes now the Small Telephone Company Group (“STCG”) and pursuant to § 386.500, RSMo 2000, files its Application for Rehearing of the Missouri Public Service Commission’s (“Commission”) Order Clarifying Rule (“Order”) issued May 23, 2006.

1. On May 23, 2006, the Commission issued its Order finding that the Commission’s Enhanced Records Exchange (“ERE”) rule, CSR 240-29.040(4), does not require that the calling party number (“CPN”) be included in the Category 11 billing records for wireless calls provided to terminating carriers for traffic that transits the LEC-to-LEC network.

2. On May 26, 2006, the Missouri Independent Telephone Group (“MITG”) filed a “Motion for Rehearing of May 23, 2006 Order Clarifying Rule.” The STCG concurs in and adopts by reference the Motion filed by the MITG. In addition, the STCG considers the Order to be unlawful, unjust and unreasonable for the following reasons:

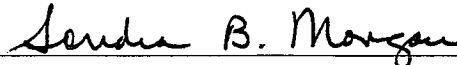
A. The Commission’s Order Clarifying Rule is unlawful, unjust and unreasonable and rehearing should be granted because the Order fails to make adequate findings of fact and conclusions of law to support its decision that CPN is not required by the rule or in the Category 11 billing records for wireless calls. The Commission’s Order states that the “case turns on an almost pure question of law,” and then finds that because neither the specific provision of the

rule at issue or the definition of Category 11 billing records specifically mentions CPN, the rule does not require that CPN be included in the Category 11 billing records for wireless originated calls.

What the Order does not address, however, is the testimony of STCG and MITG witness Schoonmaker regarding what is required to be included in industry-standard Category 11 billing records. Instead of making specific findings regarding this important issue, the Order merely supports its statement that “For wireless calls, it is not standard industry practice to include the CPN in that field” with a footnote citing the testimonies of AT&T Missouri’s witnesses Read and Constable. Mr. Schoonmaker’s evidence to the effect that CPN clearly is required to be included in all Category 11 billing records, including those for wireless-originated calls, is not mentioned. The Order states that the Commission clearly intended that CPN be included in the Category 11 billing records, but that intent “depended on its mistaken assumption that industry standard Category 11 records contained CPN for wireless calls.” Since the entire issue of whether CPN should be included in the Category 11 records hinges on the definition of industry-standard Category 11 records, the Commission should have made specific findings on this disputed important issue of fact rather than merely accepting one party’s interpretation in a footnote. If CPN is included in all industry-standard Category 11 records as shown by Mr. Schoonmaker’s evidence, then it would not be necessary for CPN to be specifically mentioned in either the ERE rule provision at issue or in the rule’s definition of Category 11 records. Because the Commission’s Order does not adequately address this crucial issue, the findings of fact are inadequate to support its conclusion.

Wherefore, the STCG respectfully requests that the Commission grant rehearing of the Order Clarifying Rule for the reasons set out above.

Respectfully submitted,



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Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by electronic submission, hand-delivered or sent by U.S. Mail, postage prepaid, this 1st day of June, 2006 to:

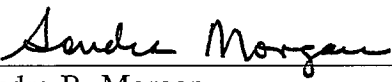
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