

FILED³
NOV 02 2001

Missouri Public
Service Commission

Case No. TO-99-593

COMES NOW GTE Midwest Incorporated d/b/a Verizon Midwest ("Verizon") and Southwestern Bell Telephone Company (SWBT) and submits the following Response to the Motion To Consolidate For Supplemental Hearings filed by the Missouri Independent Telephone Group ("MITG") filed on October 23, 2001. For their Response, Verizon and SWBT state as follows:

1. On or about October 23, 2001, MITG filed a Motion to Consolidate for Supplemental Hearings in Case No. TO-99-593 and Case No. TC-2001-194 in which MITG seeks the consolidation of Case No. TO-99-593 with Case No. TC-2001-194. For the reasons stated herein, Verizon and SWBT oppose this motion.

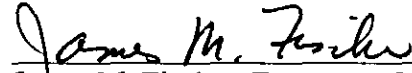
2. The Commission created Case No. TO-99-593 "to investigate the issues of signaling protocols, call records, trunking arrangements, and traffic measurement." (*See* Report and Order, Case No. TO-99-254, p. 11, and Order Directing Notice, Case No. TO-99-593, June 15, 1999). The Commission has held extensive hearings, the parties have filed briefs, and the matter is currently submitted to the Commission.

3. Case No. TC-2002-194 involves a Complaint by MITG against SWBT, Sprint, and numerous "known and unknown" CLECs. According to MITG, "[t]he MITG companies brought complaint against SWBT and these carriers, for termination of traffic in violation of existing access tariffs, and in violation of prior Commission Orders and interconnection agreements prohibiting the delivery of this traffic to the MITG companies prior to the approval of any arrangement therefore, and contrary to the Orders of this Commission in Metropolitanc (sic) Calling Area (MCA) proceedings." (MITG Motion, para. 9)

4. Verizon and SWBT believe it would totally inappropriate to consolidate Case No. TO-99-593 with Case No. TC-2002-194 since Case No. TO-99-593 is fully submitted to the Commission, and involves numerous parties that are not involved in the Complaint brought MITG in Case No. TC-2002-194. Parties to Case No. TO-99-593 that are not involved in the company-specific complaints in Case No. TC-2002-194 should not be required to participate in additional hearings in a new case brought by MITG. In addition, it appears likely that consolidation of Case No. TO-99-593 will slow resolution of the issues in that proceeding since MITG apparently believes that hearings will be required in Case No. TC-2002-194.

WHEREFORE, having responded to MITG's Motion, Verizon and SWBT respectfully request that the Commission deny MITG's Motion to Consolidate for Supplemental Hearings.

Respectfully submitted,



James M. Fischer, Esq. MBN 27543

e-mail: jfischer@aol.com

Larry W. Dority, Esq. MBN 25617

e-mail: lw_dority@sprintmail.com

FISCHER & DORITY, P.C.

101 Madison Street, Suite 400

Jefferson City, Missouri 65101

Telephone: (573) 636-6758

Facsimile: (573) 636-0383

Attorneys for GTE Midwest Incorporated
d/b/a Verizon Midwest



PAUL G. LANE #27011

LEO J. BUB #34326

ANTHONY K. CONROY #35199

KATHERINE C. SWALLER #34271

Attorneys for Southwestern Bell Telephone
Company

One Bell Center, Room 3518

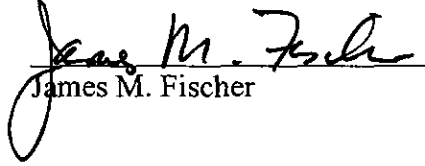
St. Louis, Missouri 63101

314-235-2508 (Telephone)

314-247-0014 (Fax)

CERTIFICATE OF SERVICE

Copies of this document were served on the following parties by e-mail and first-class, postage prepaid, U.S. Mail on November 2, 2001.


James M. Fischer

DAN JOYCE
MISSOURI PUBLIC SERVICE COMMISSION
301 W. HIGH STREET, SUITE 530
JEFFERSON CITY, MO 65101

JAMES M. FISCHER
FISCHER & DORITY
101 MADISON, SUITE 400
JEFFERSON CITY, MO 65101

MICHAEL F. DANDINO
OFFICE OF THE PUBLIC COUNSEL
301 W. HIGH STREET, SUITE 250
JEFFERSON CITY, MO 65101

PAUL S. DEFORD
LATHROP & GAGE
2345 GRAND BLVD, SUITE 2500
KANSAS CITY, MO 64108

WILLIAM R. ENGLAND, III
BRIAN T. MCCARTNEY
BRYDON, SWEARENGEN & ENGLAND
312 E CAPITOL AVENUE
JEFFERSON CITY, MO 65101

CRAIG S. JOHNSON
ANDERECK, EVANS, MILNE, PEACE
& JOHNSON, LLC
PO BOX 1438
JEFFERSON CITY, MO 65101

STEPHEN D. MINNIS
SPRINT MISSOURI, INC.
5454 W. 110TH STREET
10TH FLOOR
OVERLAND PARK, KS 66211

PAUL GARDNER
GOLLER, GARDNER & FEATHER
131 HIGH STREET
JEFFERSON CITY, MO 65101