

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Tariff Filing of YourTel)	
America, Inc., Concerning Procedures for)	Case No. TT-2008-0013
Billing Dispute Process)	Tariff No. JC-2007-0952

RESPONSE TO MOTION TO SUSPEND BY OFFICE OF PUBLIC COUNSEL

Comes now YourTel America, Inc. ("YourTel"), by its undersigned attorney, and in response to the Motion filed by the Office of Public Counsel to suspend the tariff filing in the subject proceeding, states the following:

1. This matter arises out of a tariff revision which YourTel filed on June 21, 2007, to add new language to govern billing disputes arising out of its access services tariff. It appears that Public Counsel has misconstrued the application of the proposed tariff change. The proposed change applies only to YourTel's access services tariff, not to any service which YourTel provides to an end user or residential customer.

2. Please refer all correspondence, filings, pleadings, and orders to the following:

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3. Upon reviewing the proposed tariff filing, Public Counsel filed its motion to suspend. The Commission acknowledged the motion and by order dated July 13, 2007, ordered any party wishing to respond to the motion to file its response no later than July 17, 2007. YourTel so responds by this pleading.

4. The proposed tariff language would revise only certain portions of YourTel's Tariff Mo. PSC No. 2, its Competitive Telecommunications Access Services Tariff. The billing

dispute language would apply only to customers who use YourTel's access services, *i.e.*, other telecommunications carriers accessing YourTel's network to complete their end user customers' interexchange calls. The billing dispute language is intended to streamline and simplify the manner in which those carriers dispute YourTel's changes for access service.

5. The proposed tariff language does not and would not apply to YourTel's end user and/or residential customers. YourTel has not proposed inclusion of this billing dispute language in YourTel's retail tariff for local exchange service. As such, the Commission's rules on residential customer billing disputes, which appear at 4 CSR 240-33.080, and upon which Public Counsel relies in its Motion, do not apply to the proposed tariff language.

6. The language proposed by YourTel is clear and since it applies only to carrier customers for access service, should be approved without delay. Public Counsel's erroneous attempt to suspend the tariff should not delay the Commission's order making the tariff change effective. The Commission should expeditiously deny Public Counsel's Motion.

Wherefore, having responded to Public Counsel's Motion to suspend, YourTel requests that the Commission deny the Motion and approve the proposed tariff change without further delay.

Respectfully submitted,

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ATTORNEYS FOR YOURTEL
AMERICA, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served electronically on the following on this 16th day of July, 2007.

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