

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

Petition of Socket Telecom, LLC for Compulsory )	
Arbitration of Interconnection Agreements with )	
CenturyTel of Missouri, LLC and Spectra )	Case No. TO-2006-0299
Communications, LLC, pursuant to Section )	
251(b)(1) of the Telecommunications Act of 1996. )	

**RESPONSE OF AT&T COMMUNICATIONS OF THE  
SOUTHWEST, INC. TO ORDER SHORTENING TIME FOR RESPONSE**

COMES NOW AT&T Communications of the Southwest, Inc. ("AT&T-C") and for its Response to the Order Shortening Time for Response ("Order") states as follows:

1. The Commission issued its Order on January 31, 2006, requiring a response from AT&T-C no later than February 2, 2006. AT&T-C has not yet received any notice of the Order from the Missouri Public Service Commission ("Commission"), but learned of the Order on February 1, 2006, from counsel in this arbitration proceeding.

2. AT&T-C understands that Socket Telecom, LLC ("Socket") has asked that the Commission take administrative notice, in this case, of the entirety of the record created in Case No. TO-97-63. AT&T-C was, along with GTE Midwest, Inc., a participant in the arbitration conducted in Case No. TO-97-63 and, as the Order recognizes, has "an interest in this matter." (Order at p. 1).

3. AT&T-C strongly objects to taking administrative notice of any proprietary or highly confidential information produced in Case No. TO-97-63 pursuant to the terms of the Commission's standard Protective Order. Proprietary and highly confidential information submitted in the context of one proceeding may not be used in another proceeding as Socket proposes to do here. As the Protective Order provides:

- S. All persons who are afforded access to information under the terms of this Protective Order shall neither use nor disclose such information for purposes of business or competition or any other purpose other than the purpose of preparation for and conduct of this proceeding and then solely as contemplated herein, and shall keep the information secure and in accordance with the purposes and intent of this order.

Paragraph V of the Protective Order further provides that all confidential information shall be returned to the party producing it within 90 days after completion of the proceeding, further buttressing the mandate that such information is to be used only in connection with the proceeding in which it is provided

4. Parties to proceedings before the Commission rely upon the terms of the Protective Order in conducting the proceedings. Information which is proprietary or highly confidential would not be produced as it occurs today if the protections contemplated by the Protective Order do not continue in force after the conclusion of the case. Parties rely upon the Protective Order to ensure that confidential information will only be reviewed by limited categories of persons and only for the purposes of the case in which the information is produced. If other entities can obtain access to the confidential information in subsequent proceedings, parties will not be as willing to produce confidential information as they do today. The Commission's ability to conduct its proceedings utilizing appropriate and necessary confidential information would be jeopardized if that information is made available to other entities in other unrelated proceedings.

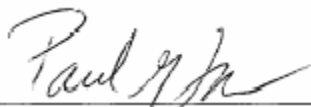
5. AT&T-C has reviewed the Response of CenturyTel or Missouri LLC ("CenturyTel") to Socket's Motion. While AT&T-C concurs with CenturyTel that Socket has failed to identify with particularity the facts that it wishes the Commission to take administrative notice of and has also failed to demonstrate that such facts are relevant and material to the current proceeding, AT&T-C concern is focused primarily on Socket's proposal to allow access

to confidential information. While CenturyTel's objections on the basis of materiality and relevance appear well taken, in no event should the Commission permit parties to have access to proprietary or highly confidential information from the Case No. TO-97-63 proceeding.

WHEREFORE, for all the foregoing reasons, AT&T-C respectfully requests the Commission to deny Socket's Motion and to preclude parties in this proceeding having access to proprietary or confidential information from Case No. TO-97-63 and for such other and further relief as the Commission deems just and reasonable.

Respectfully submitted,

AT&T COMMUNICATIOIS OF THE SOUTHWEST, INC.

BY:  \_\_\_\_\_

PAUL G. LANE	#27011
LEO J. BUB	#34326
ANTHONY K. CONROY	#35199
MARY B. MACDONALD	#37606

Attorneys for AT&T Communications of the Southwest, Inc.  
One SBC Center, Room 3520  
St. Louis, Missouri 63101  
314-235-4300 (Telephone)  
314-247-0014 (Facsimile)  
[paul.lane@att.com](mailto:paul.lane@att.com)

## **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing document were served to all parties by electronic mail on February 2, 2006.

  
Paul G. Lane

General Counsel  
William K. Haas  
Missouri Public Service Commission  
PO Box 360  
Jefferson City, MO 65102  
[william.haas@psc.mo.gov](mailto:william.haas@psc.mo.gov)

Carl J. Lumley  
Leland B. Curtis  
Curtis Oetting Heinz Garrett & Soule, P.C.  
130 S. Bemiston, Suite 200  
St. Louis, MO 63105  
[clumley@lawfirmemail.com](mailto:clumley@lawfirmemail.com)  
[lcurtis@lawfirmemail.com](mailto:lcurtis@lawfirmemail.com)

Larry W. Dority  
James M. Fischer  
Fischer & Dority  
101 Madison, Suite 400  
Jefferson City, MO 65101  
[lwdority@sprintmail.com](mailto:lwdority@sprintmail.com)  
[jfischerpc@aol.com](mailto:jfischerpc@aol.com)

Public Counsel  
Michael F. Dandino  
Office of The Public Counsel  
PO Box 7800  
Jefferson City, MO 65102  
[mike.dandino@ded.mo.gov](mailto:mike.dandino@ded.mo.gov)

Bill Magness  
Casey, Gentz & Magness, L.L.P.  
98 San Jacinto Blvd., Suite 1400  
Austin, TX 78701  
[bmagness@phonelaw.com](mailto:bmagness@phonelaw.com)

Becky Powell  
Spectra Communications Group, LLC d/b/a  
CenturyTel  
220 Madison Street  
Jefferson City, MO 65101  
[becky.powell@centurytel.com](mailto:becky.powell@centurytel.com)