

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 10th
day of December, 1998.

In the Matter of AT&T Communications of the)
Southwest, Inc., Tariff Filing Proposing) Case No. TT-99-237
Direct Inward Dial for Digital Link Service.) Tariff No. 9900352

ORDER DENYING MOTION TO SUSPEND TARIFF

AT&T Communications of the Southwest, Inc. (AT&T) filed tariff sheets on October 30, 1998, (tariff file No. 9900352) proposing to introduce Direct Inward Dial (DID) and Main Listed Number service for AT&T Digital Link Service. The tariff sheets bore an effective date of November 30, which was later extended by AT&T to December 7, and further extended on November 24 to December 14.

The Staff of the Commission (Staff) filed its Motion to Suspend Tariff Filing on November 24. In its Motion to Suspend Tariff Filing, Staff recommended the Commission suspend AT&T's tariff filing proposing Direct Inward Dial for Digital Link Service (tariff file No. 9900352). Staff specifically requested additional time for consideration and analysis of AT&T's proposal to determine how it differs from basic local service without meeting requirements for basic local telecommunications services authorized for other local exchange companies (LECs). Staff stated in its motion that currently Digital Link Service is a facilities-based, local exchange service for business customers which permits outward local calling capabilities

from a customer's premises utilizing Direct Outward Dialing (DOD) over dedicated digital facilities or an external local exchange company (LEC) provided Centrex service. Digital Link Service is a one-way, outbound service, and therefore, it cannot be a "basic" local telecommunications service. Staff stated that the current proposal contained in tariff file No. 9900352 proposes to add the ID capabilities to the Digital Link Service therefore providing AT&T a two-way switched voice service within a local calling scope. Staff stated that it was concerned that AT&T's proposal would not allow its end users the ability to obtain emergency telephone service (E-911), where available. There is no obligation to provide access to local emergency services from a telecommunications service considered to be a nonbasic local telecommunications service.

Staff further stated that it was concerned that AT&T's proposal would not conform to these and other standards previously established by the Commission or other LECs who offer two-way switched voice service within a local calling scope. Staff provided, by way of example, that AT&T's proposal does not list the exchanges of the incumbent in which AT&T seeks to provide Digital Link Service nor does AT&T's proposed tariff sheets acknowledge the exchange boundaries of any incumbent LEC. Staff stated that it was concerned that AT&T's proposal might not conform to the Commission's Report and Order Approving the Stipulation and Agreement and Granting a Certificate to AT&T in Case No. TA-96-322.

On December 4, AT&T filed its response to Staff's motion to suspend. AT&T stated in its response that the proposed tariff would

add Direct Inward Dial and Main Listed Number services to AT&T's existing Digital Link Service. AT&T stated that the existing Digital Link Service is a nonbasic local exchange service for business customers which permits outward local calling capability from a customer's premises utilizing DOD over dedicated facilities. AT&T stated that the addition of DID to the current Digital Link Service offering provides inward calling service from the telecommunications network to the customer's premise. Under the proposed tariff, AT&T stated that DID service will be offered in conjunction with DOD. AT&T stated further that DID and DOD are companion services to AT&T's long distance CustomNet Services and will provide certain business customers the ability to complete two-way switched voice calls within a local calling area.

AT&T stated that the proposed services do not constitute a basic local service offering contrary to Staff's contentions. AT&T stated that it intended to continue marketing Digital Link Service as a "nonbasic telecommunications service." In addition, AT&T stated that Digital Link Service is not intended to completely replace a business customer's existing basic local services. The service is intended to provide customers who utilize PBX equipment, with the requisite capabilities, a competitive option for originating and terminating calls within a local calling scope. AT&T stated that its target market for this product is medium to large businesses that tend to be sophisticated customers who understand the network and services available to them in an emerging competitive environment. Further, AT&T stated that customers in this category do not direct all of their

business to a single vendor but instead make and implement economic and vendor preference decisions. AT&T stated that the existing Digital Link tariff (DOD) requires customers to retain basic local service from an incumbent LEC or a competitive LEC as a condition of purchasing Digital Link Service.

The Commission has reviewed its case file, including the Staff's Motion to Suspend Tariff Filing and AT&T's response. The Commission finds that the tariff sheets proposed are reasonable and should not be suspended.

IT IS THEREFORE ORDERED:

1. That the Motion to Suspend Tariff Filing filed by the Staff of the Commission on November 24, 1998 is denied.
2. That Tariff No. 9900352, submitted in File No. TT-99-237, by AT&T Communications of the Southwest, Inc. on October 30, 1998 shall be permitted to go into effect by operation of law on December 14, 1998.
3. That this order shall become effective December 22, 1998.
4. That this case may be closed December 23, 1998.

BY THE COMMISSION

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Murray,
Schemenauer, and Drainer, CC., concur
Register, Regulatory Law Judge

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INCHARGE