



Commissioners  
KELVIN L. SIMMONS  
Chair  
CONNIE MURRAY  
SHEILA LUMPE  
STEVE GAW

## Missouri Public Service Commission

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
573-751-3234  
573-751-1847 (Fax Number)  
<http://www.psc.state.mo.us>

September 18, 2001

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. KOLILIS  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

FILED

SEP 18 2001

Missouri Public  
Service Commission

**RE: Case No. TO-2001-467**

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of the **STAFF'S STATEMENT OF POSITION**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

William K. Haas  
Deputy General Counsel  
(573) 751-7510  
(573) 751-9285 (Fax)

WKH/lb  
Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>

SEP 18 2001

Missouri Public  
Service Commission

In the Matter of the Investigation of the )  
State of Competition in the Exchanges of )  
Southwestern Bell Telephone Company. )

Case No. TO-2001-467

STAFF'S STATEMENT OF POSITION

COMES NOW the Staff of the Missouri Public Service Commission and states:

1. On April 30, 2001, the Missouri Public Service Commission issued an Order that, *inter alia*, adopted a procedural schedule that included the filing of a list of issues on September 14, 2001, and the filing of statements of position on September 18, 2001.

2. On September 14, 2001, the Staff filed, on behalf of itself and the other parties who are sponsoring witnesses, an agreed upon list of issues to be heard.

3. The Staff's position on those issues follows:

1. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's core business switched services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's core business switched services should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 in only the Kansas City and St. Louis exchanges. (Voight Rebuttal, pp. 5; 44-51)<sup>1</sup>

2. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's business line related services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's business line related services should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 in only the Kansas City and St.

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<sup>1</sup> Citations to prefiled testimony are included to assist the reader understand the Staff's positions but do not necessarily show all of the Staff's support for its positions.

Louis exchanges, if the underlying basic local services are classified as competitive. (Voight Rebuttal, pp. 5, 44-51)

3. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's high capacity exchange access line services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Section 392.200.8 RSMo 2000 allows Southwestern Bell to have individual case basis pricing for high capacity exchange access line services in all of its exchanges. (Voight Rebuttal, pp. 4, 54-55)

4. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's Plexar services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Section 392.200.8 RSMo 2000 allows Southwestern Bell to have individual case basis pricing for Plexar (i.e., Centrex) service in all of its exchanges. (Voight Rebuttal, pp. 4, 51-52)

5. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's intraLATA private line/dedicated services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Section 392.200.8 RSMo 2000 allows Southwestern Bell to have individual case basis pricing for intraLATA private line/dedicated services in all of its exchanges. (Voight Rebuttal, pp. 4, 54-55)

6. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's residential access line services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's residential access line services should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 in only the Harvester and St. Charles exchanges. (Voight Rebuttal, pp. 5-6, 55-64)

7. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's residential access line related services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's residential access line related services should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 in only the Harvester and St. Charles exchanges, if the underlying basis local service is classified as competitive. (Voight Rebuttal, pp. 5-6, 55-64)

8. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's IntraLATA toll services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's intraLATA toll services (i.e., long distance message telecommunications service) were previously declared transitionally competitive in Case No. TO-93-116 and have attained competitive classification in all of its exchanges pursuant to Section 392.370 RSMo 2000. (Voight Rebuttal, pp. 3-4, 65-67)

9. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's Local Plus services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: None. (Voight Rebuttal, pp. 6, 72-73)

10. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's Optional Metropolitan Calling Area (MCA) services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: None. (Voight Rebuttal, pp. 6, 70)

11. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's Wide Area Telecommunications Services (WATS) and 800 services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's WATS and 800 services were previously declared transitionally competitive in Case No. TO-93-116 and have attained competitive classification in all of its exchanges pursuant to Section 392.370 RSMo 2000. (Voight Rebuttal, pp. 4, 65-67)

12. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's special access services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Section 392.200.8 RSMo 2000 allows Southwestern Bell to have individual case basis pricing for special access services in all of its exchanges. (Voight Rebuttal, pp. 4, 54-55)

13. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's switched access services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: None. (Voight Rebuttal, pp. 5, 33-43)

14. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's Common Channel Signaling/Signaling System 7 (SS7) services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's SS7 services should be classified as competitive pursuant to Section 392.245 RSMo 2000 in all of its exchanges. (Voight Rebuttal, pp. 4, 43)

15. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's Line Information Database (LIDB) services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's LIDB services should be classified as competitive pursuant to Section 392.245.5 RSMo in all of its exchanges. (Voight Rebuttal, pp. 4, 43)

16. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's directory assistance (DA) services be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's business DA service should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 in only the Kansas City and St. Louis exchanges. Southwestern Bell's residential DA service should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 in only the Harvester and St. Charles exchanges. DA services should be classified as competitive only if the underlying basic local service is classified as competitive. (Voight Rebuttal, pp. 5-6, 44-51, 55-64, 74-75)

17. In which Southwestern Bell Telephone Company exchanges, if any, should Southwestern Bell's operator services (OS) be classified as competitive pursuant to Section 392.245.5 RSMo. 2000?

ANSWER: Southwestern Bell's Station to Station, Person to Person, and Calling Card services were previously declared transitionally competitive in Case No. TO-93-116 and have attained competitive classification in all of its exchanges pursuant to Section 392.370 RSMo. If Southwestern Bell seeks to increase rates for these services beyond the bounds of reasonableness, the Staff would consider petitioning the Commission to reclassify them as non-competitive services. Other operator services should be classified as competitive pursuant to Section 392.245.5 RSMo 2000 only if the underlying basic local service is classified as competitive. (Voight Rebuttal, pp. 6, 74-75)

18. In each exchange served by SWBT, which if any alternative local exchange telecommunications company has been certified under Section 392.455 and has provided basic local telecommunications service in that exchange for at least five years (or if none, what is the longest period of time that a certified alternative local exchange company has provided basic local telecommunications service in that exchange)?

ANSWER: None. (Voight Rebuttal, p. 12). This issue is not ripe until Southwestern Bell makes a filing stating that an alternative local exchange company has provided basic local telecommunications service in an exchange for at least five years.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

Wm K Haas  
William K. Haas  
Deputy General Counsel  
Missouri Bar No. 28701

Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102  
(573) 751-7510 (Telephone)  
(573) 751-9285 (Fax)  
e-mail: [whaas01@mail.state.mo.us](mailto:whaas01@mail.state.mo.us)

### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 18<sup>th</sup> day of September, 2001.

Wm K Haas

Service List for  
Case No. TO-2001-467  
Revised: September 18, 2001 (SW)

Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102

Carl J. Lumley/Leland B. Curtis  
Curtis, Oetting, Heinz, Garrett & Soule  
130 S. Bemiston, Suite 200  
Clayton, MO 63105

Thomas R. Parker  
Verizon  
601 Monroe Street, Suite 304  
Jefferson City, MO 65101

Sheldon K. Stock  
Greensfelder, Hemker & Gale, P.C.  
10 South Broadway, Suite 2000  
St. Louis, MO 63102-1774

Paul S. DeFord  
Lathrop & Gage, L.C.  
2345 Grand Boulevard  
Kansas City, MO 64108

Mary Ann Young  
William D. Steinmeier, P.C.  
2031 Tower Drive  
P.O. Box 104595  
Jefferson City, MO 65110-4595

Paul Lane/Anthony K. Conroy  
Southwestern Bell Telephone Company  
One Bell Center, Room 3520  
St. Louis, MO 63101

Lisa Cole Chase  
Andereck, Evans, Milne, Peace & Johnson  
700 East Capitol  
P.O. Box 1438  
Jefferson City, MO 65102-1438

Kevin K. Zarling  
AT&T Communications of the  
Southwest, Inc.  
919 Congress, Suite 900  
Austin, TX 78701

David J. Stueven  
IP Communications Corporation  
6405 Metcalf, Suite 120  
Overland Park, KS 66202

Michael C. Sloan  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, NE, Suite 300  
Washington, DC 20007-5116

Carol Keith  
NuVox Communications of Missouri, Inc.  
16090 Swingley Ridge Road, Suite 500  
Chesterfield, MO 63017

**Paul H. Gardner  
Goller, Gardner & Feather  
131 East High Street  
Jefferson City, MO 65101**

**Morton J. Posner  
Allegiance Telecom, Inc.  
1150 Connecticut Avenue, N.W., Suite 205  
Washington, DC 20036**



1-800-Reconex, Inc.  
(f/k/a Sterling International Funding, Inc.,  
d/b/a Reconex)  
P.O. Box 40  
2500 Industrial Avenue  
Hubbard, OR 97032

2nd Century Communications, Inc.  
Suite 50  
7702 Woodland Center Boulevard  
Tampa, FL 33614

AccuTel of Texas, Inc.  
7900 John W. Carpenter Freeway  
Dallas, TX 75247

Adelphia Business Solutions Operations, Inc.  
121 Champion Way  
Canonsburg, PA 15317

Allegiance Telecom of Missouri  
1150 Connecticut Avenue N.W., Suite 205  
Washington, DC 20036

ALLTEL Communications, Inc.  
One ALLIED Drive  
P.O. Box 2177  
Little Rock, AR 72203

American Communication Services of Kansas  
City, Inc.  
131 National Business Parkway,  
Suite 100  
Annapolis Junction, MD 20701

AT&T Communications of the Southwest, Inc.  
101 West McCarty, Suite 216  
Jefferson City, MO 65101

BarTel Communications, Inc.  
333 Leffingwell, Suite 101  
St. Louis, MO 63122

Birch Telecom of Missouri, Inc.  
2020 Baltimore Avenue  
Kansas City, MO 64108

Brooks Fiber Communications of Missouri, Inc.  
701 Brazos, Suite 600  
Austin, TX 78701

BTI  
(Business Telecom, Inc.)  
4300 Six Forks Road, Suite 500  
Raleigh, North Carolina 27609

Buy-Tel Communications, Inc.  
6409 Colleyville Boulevard  
Colleyville, TX 76034

Camarato Distributing, Inc.  
P.O. Box 638  
Herrin, Illinois 62948

Central Missouri Telecommunications, Inc.  
P.O. Box 596  
Osage Beach, Missouri 65065

Ciera Network Systems, Inc.  
2630 Fountainview, Suite 300  
Houston, Texas 77057

Computer Business Sciences, Inc.  
80-02 Kew Gardens Road, Suite 5000  
Kew Gardens, NY 11415

The Cube  
(Tin Can Communications Company, L.L.C.)  
1063 Wirt Road, Suite 202  
Houston, TX 77005

Delta Phones, Inc.  
P.O. Box 784  
245 Illinois St.  
Delhi, LA 71232

DMJ Communications, Inc.  
2525 North Grandview, Suite 900  
Odessa, TX 79761

dPi-Teleconnect, L.L.C.  
2997 LBJ Freeway, Suite 225  
Dallas, TX 75234

EZ Talk Communications, L.L.C.  
4727 South Main  
Stafford, TX 74777

Gabriel Communications of Missouri, Inc.  
16090 Swingley Ridge Road  
Chesterfield, MO 63017

Global Crossing Local Services, Inc.  
(Formerly Frontier Local Services, Inc.)  
180 South Clinton Avenue  
Rochester, NY 14646

Global Crossing Telemanagement, Inc.  
(Formerly Frontier Telemanagement, Inc.)  
180 South Clinton Avenue  
Rochester, NY 14646

HJN Telecom, Inc.  
3235 Satellite Blvd. Building 400, Suite 300  
Duluth, GA 30096

Intermedia Communications, Inc.  
1 Intermedia Way  
M.C. FLT-HQ3  
Tampa, FL 33647-1752

Kenneth J. Meister, Chief Financial Officer  
Ionex Communications, Inc.  
5710 LBJ Freeway, Suite 215  
Dallas, TX 75240

KMC Telecom III, Inc.  
1755 North Brown Road  
Lawrenceville, GA 30043-8119

LDD, Inc.  
24 South Minnesota  
Cape Girardeau, Missouri 63702

Level 3 Communications, LLC  
1450 Infinite Drive  
Louisville, CO 80027

Logix Communications Corporation  
(Formerly Dobson Wireless, Inc.)  
14101 Wireless Way  
Oklahoma City, OK 73134

Maxcom, Inc.  
10647 Widmer Road  
Lenexa, KS 66215

Max-Tel Communications, Inc.  
P.O. Box 280  
102 W. Franklin  
Alvord, TX 76225

MCImetro Access Transmission Services, LLC  
701 Brazos, Suite 600  
Austin, TX 78701

Stephen F. Morris  
MCI Worldcom Communications, Inc.  
(Worldcom, Inc.)  
701 Brazos, Suite 600  
Austin, TX 78701

Bradley R. Kruse  
McLeodUSA Telecommunications Services, Inc.  
P. O. Box 3177  
Cedar Rapids, IA 52406-3177

Missouri Comm South, Inc.  
(Comm South Companies, Inc.)  
2909 Buckner Blvd., Ste 800  
Dallas, TX 75228

Missouri Telecom, Inc.  
P.O. Box 419  
515 Cleveland, Suite C  
Monett, MO 65708

Mpower Communications Corp.  
ATTN: Laurie Adamski  
175 Sully's Trail, Suite 300  
Pittsford, NY 14534

Navigator Telecommunications, L.L.C.  
P.O. Box 13860  
8525 Riverwood Park Drive  
North Little Rock, AR 72113-0860

Net-Tel Communications Corporation  
(Net-Tel Corporation)  
1023 31st Street, NW  
Washington, D.C. 20007

NOW Communications, Inc.  
711 South Tejon Street, Suite 201  
Colorado Springs, CO 80903

Omniplex Communications Group, LLC  
(Formerly USA eXchange, LLC)  
17 Research Park Drive  
St. Charles, MO 63304

The Pager Company  
3030 East Truman Road  
Kansas City, MO 64127

Payroll Advance  
808 South Baker  
Mountain Home, AR 72643

Phones for All  
(Teléfonos Para Todos)  
Preferred Carrier Services, Inc.  
14681 Midway Road, Suite 105  
Addison, Texas 75001

Mpower Communications Central Corp.  
175 Sully's Trail, Ste. 300  
Pittsford, NY 14534

QCC, Inc.  
(Formerly Quest Communications Corporation)  
8829 Bond Street  
Overland Park, KS 66214

Quick-Tel Communications, Inc.  
P.O. Box 1327  
Bowie, TX 76230

Quintelco, Inc.  
1 Blue Hill Plaza  
Pearl River, NY 10965

Qwest Communications Corporation  
(USLD Communications, Inc.)  
4250 N. Fairfax Drive, 12W002  
Arlington, VA 22203

Ren-Tel Communications, Inc.  
7337 S. Mitchell Ct.  
Villa Rica, GA 30180

Simply Local Services, Inc.  
2225 Apollo Dr.  
Fenton, MO 63026

Smoke Signal Communications  
(Choctaw Communications, L.C.)  
8400 South Gessner  
Houston, Texas 77074

Snappy Phone  
P.O. Box 29620  
6901 West 70th Street  
Shreveport, LA 71129

SouthWest TeleConnect  
7000 Cameron Road, Suite 200  
Austin, TX 78752-2828

Suretel, Inc.  
5 North McCormick  
Oklahoma City, OK 73127

TCG St. Louis  
Two Teleport Drive, Suite 300  
Staten Island, NY 10311

Teligent, Inc.  
8065 Leesburg Pike, Suite 400  
Vienna, VA 22182

TranStar Communications  
P.O. Box 2999  
Harlingen, TX 78551-2999

U.S. Telco, Inc.  
P.O. Box 606  
Wilsonville, OR 97070

WorkNet Communications Inc.  
7777 Bonhomme Avenue, Suite 2000  
St. Louis, MO 63105

Lisa Creighton Hendricks  
Sprint Communications Company, L.P.  
Mail Stop KSOPKJ0502  
5454 West 110th Street  
Overland Park, KS 66211

TCG Kansas City, Inc.  
Teleport Communications Group  
Two Teleport Drive  
Staten Island, NY 10311

Tel Com Plus  
(United States Telecommunications, Inc.)  
5251 110th Avenue, North, Suite 118  
Clearwater, FL 33760-4837

Tel-Link, L.L.C.  
8601 Dunwoody Place, Suite 406  
Atlanta, GA 30350

Universal Telephone  
2405 E. Pawnee, Suite 10  
Wichita, KS 67211-5455

Winstar Wireless, Inc.  
1615 L Street, NW, Suite 1260  
Washington DC 20036

Nancy Krabill  
XO Missouri, Inc.  
(f/k/a Nextlink Missouri, Inc.)  
1300 W. Mockingbird, Suite 200  
Dallas, TX 75247