

Ken Judd
Senior Counsel

Southwestern Bell Wireless
1300 Manchester, 1st Floor
St. Louis, Missouri 63151
Phone 314 984-2010
Fax 314 984-2050



FILED³

JUL 24 2000

Missouri Public
Service Commission

HAND-DELIVERED

July 24, 2000

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
301 West High Street, Floor 5A
Jefferson City, Missouri 65101

Re: Case No. TO-2000-374

Dear Judge Roberts:

Enclosed for filing with the Missouri Public Service Commission in the above-referenced case are an original and 8 copies of Southwestern Bell Wireless, Inc.'s. Statement of Position. In addition, we are transmitting a copy of the Statement of Position via electronic mail to the regulatory law judge assigned to this proceeding, Keith Thornburg (kthornbu@mail.state.mo.us).

Thank you for bringing this matter to the attention of the Commission.

Respectfully submitted,

Kenneth L. Judd /tm

Kenneth L. Judd

Attachments

cc: Attorneys of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³
JUL 24 2000

Missouri Public
Service Commission

In the Matter of the North American Numbering)
Plan Administrator's Petition for Approval of NPA)
Relief Plan for the 314 and 816 Area Codes.)

Case No. TO-2000-374

**SOUTHWESTERN BELL WIRELESS INC'S
STATEMENT OF POSITION**

Pursuant to the Missouri Public Service Commission's July 19, 2000 Proposed List of Issues, Order of Witnesses, and Order of Cross-Examination, Southwestern Bell Wireless, Inc. (SWBW) respectfully submits its Statement of Position:

ISSUE 1. What, if any, action should the Commission take regarding number conservation (i.e., number pooling, sequential numbering assignments, etc.) in the following NPAs?

- 1) 314
- 2) 816

SWBW POSITION: SWBW did not present testimony on this issue and SWBW takes no position concerning this issue at this time. SWBW reserves the right to address this issue in its Initial Brief and Reply Brief based upon pre-filed testimony and evidence adduced at the hearing of this matter.

ISSUE 2. What area code relief should the Commission order implemented in the following NPAs?:

- 1) 314
- 2) 816

SWBW POSITION: First, SWBW supports the industry recommendation of a retroactive all services overlay for the 314/636 NPAs. As a fallback position, SWBW supports

an all services overlay for the 314 NPA. Second, SWBW supports the industry recommendation of an all services overlay for the 816 NPA.

Third, SWBW opposes the suggestion that the Commission consider adopting a "wireless overlay" instead of an "all services overlay" as a method of backup relief. The FCC has consistently taken the position that technology specific overlays are unreasonably discriminatory and would unduly inhibit competition.

Respectfully submitted,

SOUTHWESTERN BELL WIRELESS INC.

BY Kenneth L. Judd /tm

Kenneth L. Judd #39510
Attorney for Southwestern Bell Wireless Inc.
13075 Manchester Road, 100N
St. Louis, Missouri 63131
314-984-2010 (Telephone)
314-984-2050 (Fax)

CERTIFICATE OF SERVICE

Copies of this document were served on the following parties by first-class, postage prepaid, U.S. Mail on July 24, 2000.

Kenneth L. Judd /tm
Kenneth L. Judd

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

JAMES F. MAUZE, ESQ.
THOMAS E. PULLIAM, ESQ.
112 S. HANLEY ROAD
ST. LOUIS, MO 63105-3418

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

PETER MIRAKIAN III, ESQ.
SPENCER, FANE, BRITT & BROWNE
1000 WALNUT ST., STE. 1400
KANSAS CITY, MO 64106-2140

CRAIG S. JOHNSON
ANDERECK, EVANS, MILNE, PEACE,
JOHNSON, L.L.C.
301 E. MCCARTY STREET
P.O. BOX 1438
JEFFERSON CITY, MO 65102

LINDA K. GARDNER, ESQ.
SPRINT MISSOURI, INC.
5454 W. 110TH ST. 10th FL.
OVERLAND PARK, KS 66211

CURTIS, OETTING, HEINZ, GARRETT
& SOULE PC
CARL J. LUMLEY, ESQ.
130 SOUTH BEMISTON, STE. 200
CLAYTON, MO 63105

MARK W. COMLEY, ESQ.
NEWMAN, COMLEY & RUTH, P.C.
601 MONROE ST., STE. 301
JEFFERSON CITY, MO 65102

JAMES M. FISCHER
LARRY W. DORITY, ESQ.
FISCHER & DORITY, P.C.
101 WEST McCARTY ST., STE. 215
JEFFERSON CITY, MO 65101

PAUL S. DeFORD, ESQ.
LATHROP & GAGE, L.C.
2345 GRAND BLVD., STE. 2500
KANSAS CITY, MO 64108

MIMI MacDONALD
SOUTHWESTERN BELL TELEPHONE
COMPANY
ONE BELL CENTER, ROOM 3520
ST. LOUIS, MO 63101

EDWARD J. CADIEUX/CAROL KEITH
GABRIEL COMMUNICATIONS, INC.
16090 SWINGLEY RIDGE ROAD
SUITE 500
CHESTERFIELD, MO 63006

KEVIN K. ZARLING
AT&T COMMUNICATIONS
919 CONGRESS, SUITE 1500
AUSTIN, TX 78701

LEO S. ADAMS/CHERYL TRITT/
KIMBERLY WHEELER
MORRISON & FOERSTER LLP
2000 PENNSYLVANIA AVE., STE. 5500
WASHINGTON, DC 20006

W.R. ENGLAND, III
BRYDON, SWEARENGEN, ENGLAND
P.O. BOX 456
JEFFERSON CITY, MO 65102-0456

JAMES, ROHFLING
BRASIL, ROHFLING, P.C.
6390 LINDELL BLVD.
ST. LOUIS, MO 63108