OF THE STATE OF MISSOURI

Staff of the Public Service State of Missouri,	e Commission of the)
	Complainant,)
v.) <u>Case No. TC-2007-0111</u>
Comcast IP Phone, LLC,)
	Respondent.)

ORDER GRANTING MOTION FOR LEAVE TO FILE AMICUS CURIAE COMMENTS

Issue Date: November 29, 2006 Effective Date: November 29, 2006

The Commission's Staff has filed a complaint against Comcast IP Phone, LLC, alleging that Comcast is offering telecommunications services in Missouri without the necessary certificates of service authority. On October 26, 2006, Comcast filed a motion asking the Commission to dismiss that complaint, alleging that the Commission lacks jurisdiction over the services offered by Comcast. On November 13, the Missouri Small Telephone Company Group (STCG) filed *amicus curiae* comments opposing Comcast's motion to dismiss. The STCG's comments were accompanied by a motion requesting leave to file those comments.

4 CSR 240-2.080(15) provides that parties are allowed not more than ten days in which to respond to any pleading unless otherwise ordered by the Commission. More than

ten days have passed since the STCG filed its motion for leave to file *amicus curiae* comments and no party has responded to that motion.

The STCG's motion for leave to file *amicus curiae* comments is reasonable and is not opposed by any party. That motion will be granted.

IT IS ORDERED THAT:

- 1. The Small Telephone Company Group is granted leave to file *amicus curiae* comments regarding Comcast IP Phone, LLC's motion to dismiss.
 - 2. This order shall become effective on November 29, 2006.

BY THE COMMISSION

Colleen M. Dale Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 29th day of November, 2006.