John Jennings

From: KEMP, SUSAN (SWBT) [sm9153@att.com]
Sent: Friday, March 10, 2006 2:13 PM
To: jhowe@bigrivertelephone.com
Cc: Andrew Schwantner; jjennings@bigrivertelephone.com; JOSEPHSON, DEBBIE (SWBT)
Subject: RE: Switch Ports - Big River MO
Attachments: Big River Resp Ltr ssk 031006a.doc

Mr. Howe -

Please find attached the AT&T response to your February 13, 2006 letter. Please let me know when you would like to discuss and I will schedule a conference call.

Thanks,

Susan Kemp
Lead Negotiator
214-858-0706

-----Original Message-----
From: Jerry Howe [mailto:jhowe@bigrivertelephone.com]
Sent: Tuesday, February 14, 2006 11:13 AM
To: JOSEPHSON, DEBBIE (SWBT)
Cc: 'Andrew Schwantner'; jjennings@bigrivertelephone.com
Subject: Switch Ports

Debbie,

I had our staff do some digging into current bills we receive for UNE. We are already being billed the Interim rates (per our Attachment 6) for switch ports. The switch port USOC is RBQ. These rates are the same that will apply to 271 switch ports. Which raises the basic question, do we have to do anything to our account to effect the proper billing.

Also, I have attached a cover letter that I sent along with the signature pages of our Total Wholesale Complete Agreement. In it I express concerns about mixing up our 271 conversions with TWC.

Jerry Howe

Susan Kemp
Lead Negotiator

AT&T Wholesale
311 S. Akard, 20th Floor
Dallas, TX 75202
Phone: 214-858-0706
Email: susan.kemp@att.com

March 10, 2006

Mr. Gerard J. Howe
Big River Telephone Company, LLC
24 South Minnesota Avenue
Cape Girardeau, MO 63703

Dear Mr. Howe:

This is in response to your letter dated February 13, 2006, in which you state that you are working with Debbie Josephson, Account Manager, regarding "migrating [Big River's] base of UNE-P customers to similar arrangements outlined in Attachment 6 to our current Interconnection Agreement". As you know, AT&T Missouri (f/k/a SBC Missouri) and Big River are bound by the Preliminary Injunction Order ("Order") entered on September 1, 2005 in Case No. 4:05-cv-01264-CAS, pending in the U.S. District Court for the Eastern District of Missouri. The court's Order enjoins the Missouri PSC's orders approving Big River's and others' interconnection agreements "to the extent [that] they require [AT&T Missouri] to fill new orders for unbundled local switching or UNE-P." Order, para. 1. The court's Order also applies to "orders to add lines or move lines for existing customers of each CLEC defendant." Order, para. 2. Your letter does not identify precisely which arrangement "similar" to the UNE-P to which you want to migrate your customers. To the extent that such an arrangement would be encompassed by the court's Order, we would be unable agree to it.

There are some options available to Big River, however, which would remain permissible under the terms of the court's Order that would enable you to serve your customers.

We would be happy to discuss these with you, so please contact me or Debbie Josephson to discuss these options.

Very truly yours,

Susan Kemp

Cc: Via Electronic Mail Only

Debbie Josephson, Account Manager – Dallas