

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Request of Southwestern Bell)
Telephone, L.P., d/b/a SBC Missouri, for a Waiver)
of Certain Requirements of 4 CSR 240-29.040(4).) **Case No. TE-2006-0053**

ORDER DIRECTING FILING
AND ADOPTING PROTECTIVE ORDER

Issue Date: August 10, 2005

Effective Date: August 10, 2005

On July 28, 2005, the Commission issued, in Case No. TX-2003-0301, its Order Denying Application for Rehearing and Granting a Temporary Waiver. Although Southwestern Bell Telephone, L.P., d/b/a SBC Missouri, had requested a waiver of at least one year, the Commission granted a temporary waiver, until September 30, 2005, of the requirement of 4 CSR 240-29.040(4) that the originating Calling Party Number (CPN) be included in the 11-01-XX billing records for wireless-originated calls. The Commission also directed its Staff to file a recommendation and memorandum regarding this issue.

On August 4, 2005, however, the Commission issued an order opening this case, Case No. TE-2006-0053, to review SBC Missouri's waiver request. The Commission therefore finds that the recommendation and memorandum ordered in Case No. TX-2003-0301 should be filed in this case instead.

The Commission also notes that on August 9, 2005, Staff filed a motion requesting a protective order in Case No. TX-2003-0301 as Staff intends to attach a document that is proprietary in nature to its recommendation and memorandum. The Commission finds that it is appropriate to address the motion for a protective order in this

case, as this is where the recommendation and memorandum, along with the proprietary attachment, will now be filed. The Commission further finds that the motion for a protective order substantially meets the requirements of 4 CSR 240-2.085 and should be granted. The Commission has previously recognized the need to protect confidential and proprietary information, and the issuance of protective orders has helped to minimize disputes in past cases. The Commission will adopt its standard protective order for this case.

IT IS THEREFORE ORDERED:

1. That the Staff of the Commission shall file, no later than August 12, 2005, its recommendation and memorandum regarding the requirement of 4 CSR 240-29.040(4) that the originating Calling Party Number (CPN) be included in the 11-01-XX billing records for wireless-originated calls. This recommendation shall be filed in Case No. TE-2006-0053 and not in Case No. TX-2003-0301.
2. That the Motion for Protective Order filed by the Staff of the Commission on August 9, 2005, in related Case No. TX-2003-0301, is granted and the protective order attached to this order (Attachment A) is adopted.
3. That this order shall become effective on August 10, 2005.

(S E A L)

BY THE COMMISSION



Colleen M. Dale
Secretary

Vicky Ruth, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 10th day of August, 2005.