

**BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI**

Application of Southwestern Bell Telephone)
Company to Provide Notice of Intent to File an)
Application for Authorization to Provide In-)
Region InterLATA Services Originating in)
Missouri Pursuant to Section 271 of the)
Telecommunications Act of 1996.)

Case No. TO-99-227

**STAFF’S REPORT ON SOUTHWESTERN BELL TELEPHONE COMPANY’S
PERFORMANCE METRIC RESULTS FOR AUGUST 2005**

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”) and for its report states:

1. By order titled “ORDER DENYING MOTIONS TO RECONSIDER RECOMMENDATION AND OPENING CASE FOR MONITORING PURPOSES” and dated September 4, 2001, in ordered paragraph no. 3, the Commission ordered “[t]hat this case shall remain open for administrative purposes and for the continued receipt of periodic reports from the Staff of the Missouri Public Service Commission regarding Southwestern Bell [Telephone Company]’s continued performance.” In describing the nature of the reports in the subsequent sentence of that ordering paragraph the Commission stated, “The reports should include but not be limited to the results of the six-month performance reviews, any penalties paid to the state treasury as a result of the Performance Remedy Plan, recommendations for reductions of performance measures, and the results of the LMOS database audit in the state of Texas.”

2. In the attached Memorandum, which is labeled Appendix A, the Staff reports that Southwestern Bell Telephone Company, LP d/b/a SBC Missouri's rolling three-month period all-measures success ratio for the months June through August 2005 was 99.3%.

3. The Staff also reports that for the month of August 2005 SBC Missouri met benchmark or parity levels for an all-measures success rate of 97.7%.

4. The Staff reports that for the reporting month of August 2005 SBC Missouri credited \$2,175 to competitors for Missouri 271 Interconnection Agreement Tier I Performance Remedy Plan results. Additionally, the Staff reports that for the reporting month of August 2005 SBC Missouri, having met Tier II performance metrics, paid nothing into the Missouri State Treasury for Tier II Performance Remedy Plan payments. Since inception of the plan in Missouri through the reporting month of August 2005 SBC Missouri has issued to competitors and paid into the Missouri State Treasury an aggregate of \$7,067,028 in credits and payments for Missouri 271 Interconnection Agreement Tier I and Tier II Performance Remedy Plan results.

5. The Missouri 271 Interconnection Agreement, including the Performance Remedy Plan, expired on March 6, 2005. In Case No. TO-2005-0336, by agreement of SBC Missouri and those who had opted into the M2A, existing M2A Interconnection Agreements were extended to August 10, 2005 to allow time for the parties to file their M2A successor agreements with the Commission and for the Commission's review.

6. Successor agreements have been filed and approved and CLECs are in the process of adopting those agreements.

7. SBC Missouri committed to filing a monthly performance monitoring report, pay Tier I credits to the CLECs and make Tier II payments to the state. through August 2005.

8. SBC Missouri has indicated its report for August will be the last performance monitoring report for remedies it will submit.

9. It appears to the Staff that no purpose is served by keeping this case open and, therefore, the Commission should close it.

WHEREFORE, the Staff, in compliance with the Commission's Order dated September 4, 2001, files the attached Staff Memorandum, labeled Appendix A, that reports on payments and credits made by SBC Missouri under the Missouri 271 Interconnection Agreement Performance Remedy Plan and certain performance measurement results through the reporting month August 2005.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ Nathan Williams

Nathan Williams
Senior Counsel
Missouri Bar No. 35512
nathan.williams@psc.mo.gov

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-8702 (Telephone)
(573) 751-9285 (Fax)

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 26th day of October 2005.

/s/ Nathan Williams

Nathan Williams