

**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 MAY 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 March through May 2005 was 98.4%.

3. The Staff also reports that for the month of May 2005 SBC Missouri met benchmark or parity levels for an all-measures success rate of 95.9%.

4. The Staff reports that for the reporting month of May 2005 SBC Missouri credited \$24,225 to competitors for Missouri 271 Interconnection Agreement Tier I Performance Remedy Plan results. Additionally, the Staff reports that for the reporting month of May 2005 SBC Missouri paid \$9,300 into the Missouri State Treasury for Tier II Performance Remedy Plan payments. Since inception of the plan in Missouri through the reporting month of May 2005 SBC Missouri has issued to competitors and paid into the Missouri State Treasury an aggregate of \$7,048,253 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 have been 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. SBC Missouri has committed to filing a monthly performance monitoring report, pay Tier I credits to the CLECs and make Tier II payments to the state for August.

**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 May 2005.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

/s/ Nathan Williams

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#### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 3<sup>rd</sup> day of August 2005.

/s/ Nathan Williams

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Nathan Williams

# Memorandum

**To:** Official Case File

Case No. TO-99-227

**From:** Walt Cecil

**Date:** August 3, 2005

**Re:** Southwestern Bell Telephone, L.P. d/b/a SBC—Missouri Performance Metric  
Results Report For May 2005

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On July 18, 2005, SBC Missouri (SBC) submitted performance metric results for the month of May 2005 and the three-month rolling time period ending May 2005. The report indicates:

- During the month May 2005, SBC monitored 1,224 submeasurements. Based on activity, SBC analyzed 320 submeasurements of which SBC successfully met 307 yielding an all measures success rate of 95.9%. By way of comparison, in May 2004, SBC monitored 1,458 sub-measurements and experienced a success rate of 93.4% for the 378 that it analyzed. During the previous twelve months, SBC achieved monthly success rates ranging from 93.2% (November 2004) to 97.5% (April 2005).
- For the March 2005-to-May 2005 period, SBC reported a rolling three-month period all-measures success rate of 98.4%. This percentage indicates that for the submeasurements analyzed, SBC met 98.4% of those sub-measurements in at least two of the three months. Five submetrics were missed in at least two the of three months during this three-month reporting period, four of which are subject to credits and/or payments to competitive local exchange carriers and/or the State of Missouri. The data reported for the same three-month period last year indicated a success rate of 96.3% and fourteen missed submetrics in at least two of the three months.
- As a result of missing Tier I performance metrics in May 2005, SBC credited an aggregate of \$24,225 to competitors providing service in Missouri. As a result of missing Tier II performance metrics for the rolling period March 2005-May 2005, SBC remitted \$9,300 to the State of Missouri. For the past twelve months Tier I credits to competitors have averaged about \$86,273 per month while Tier II

payments to the state have averaged about \$ 9,567 per month. Since inception of the plan, Tier I credits and Tier II payments total \$7,048,253.

The M2A expired on March 6, 2005. In Case No. TO-2005-0336, by agreement of SBC and those who had opted into the M2A, existing M2A Interconnection Agreements have been 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. SBC has committed to filing a remedy report and making remedy payments to competitive local exchange carriers and the state through August.