

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

In the Matter of Time Warner Cable)	
Information Services (Missouri), LLC)	File No. TT-2010-_____
Proposed Tariff Revisions)	Tariff No. JL-2009-0824

MOTION TO SUSPEND TARIFF

COMES NOW the Staff of the Missouri Public Service Commission (Staff), through the undersigned counsel, and moves for the Missouri Public Service Commission (Commission) to suspend the proposed tariff revisions included in the tariff filing JL-2009-0824. For its Motion, Staff respectfully states the following:

1. On May 26, 2009, Time Warner Cable Information Services (Missouri), LLC (“Time Warner”) filed tariff revisions that were assigned the tariff tracking number JL-2009-0824. After extending the tariff effective date more than once, the tariff filing is presently dated to become effective on October 9, 2009.

2. Over the course of the pendency of this matter, the Staff has conferred with regulatory and legal personnel at Time Warner in an attempt to resolve the central issue the Staff has with the tariffs, to wit: they do not offer basic local telecommunications service as a separate and distinct service as required by §392.455(4) RSMo 2000. The Staff is sympathetic to Time Warner’s reasons for not listing the service as required and has attempted to work with the company to arrive at a suitable means of bringing the matter to the Commission to seek relief from that requirement. Time Warner has not made the requested changes the Staff requested to be able to bring the matter to the Commission.

3. As the tariff filing is not made in such a way that the Staff can pursue it, as Time Warner has not requested relief from the requirement, and as the tariff filing does not comply with §392.455(4) in that it does not offer basic local telecommunications service as a separate and distinct service, the Staff believes the Commission should suspend the tariff filing until the tariff is compliant, the Commission waives the requirement or the Commission rejects the tariff filing.

WHEREFORE, the Staff respectfully requests that the Commission suspend the Time Warner Cable Information Services (Missouri), LLC tariff filing referred to as JL-2009-0824.

Respectfully submitted,



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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 6th day of October, 2009.

