

**BEFORE THE  
MISSOURI PUBLIC SERVICE COMMISSION**

Staff of the Public Service Commission	)	
Of the State of Missouri,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. TC-2007-0413
	)	
Time Warner Cable Information Services	)	
(Missouri), LLC	)	

**ANSWER OF TIME WARNER CABLE INFORMATION  
SERVICES (MISSOURI), LLC**

COMES NOW Time Warner Cable Information Services (Missouri), LLC (“TWCIS”), respondent in the above-captioned proceeding, and submits its answer to Staff’s Complaint as ordered by the Missouri Public Service Commission (“Commission”) on April 25, 2007.

1. TWCIS admits that the language quoted in Paragraph 1 of the Complaint appears in Section 388.390.1, RSMo.
2. TWCIS admits that the language quoted in Paragraph 2 appears in Commission Rule 4 CSR 240.2.070(1).
3. TWCIS admits the allegations in Paragraphs 3 through 5.
4. TWCIS denies that it is offering and providing basic local exchange telecommunications service in any of the exchanges listed in that Paragraph. TWCIS does provide Internet Protocol-based services in the listed exchanges. TWCIS admits that the Missouri Public Service Commission has ruled that TWCIS’ services constitute basic local

exchange telecommunications services, although such finding is currently the subject of an appellate judicial review.

4. TWCIS admits that the language quoted in Paragraph 7 of the Complaint appears in Commission Rule 4 CSR 240-3.550(5).

5. TWCIS admits that it has not filed quality of service reports, but denies that it has been required to do so since resolution of Case No. LA-2004-0133. TWCIS became obligated to file quality of service reports upon resolution of Case No. LT-2006-0162. Accordingly, TWCIS admits that it as not filed quality of service reports for the fourth quarter of 2006 and the first quarter of 2007.

6. TWCIS admits the allegations in Paragraphs 9 through 10.

7. TWCIS admits that the language quoted in Paragraph 11 of the Complaint appears in Section 386.570(1) RSMo.

8. TWCIS admits that the language quoted in Paragraph 12 of the Complaint appears in Section 386.570(2) RSMo.

9. TWCIS admits that the language quoted in Paragraph 13 of the Complaint appears in Section 386.600 RSMo.

10. TWCIS admits that the language quoted in Paragraph 14 of the Complaint appears in the cited case.

#### **AFFIRMATIVE DEFENSES**

1. TWCIS certifies that it will file quality of service reports for the fourth quarter of 2006, the first quarter of 2007, and every quarter thereafter in accordance with Commission rules. TWCIS will file the fourth quarter 2006 and first quarter 2007 reports not later than June 15, 2007.

WHEREFORE, TWCIS requests that the Commission dismiss Staff's Complaint upon receipt of the fourth quarter 2006 and first quarter 2007 quality of service reports.

Respectfully submitted,

LATHROP & GAGE, L.C.

/s/ Paul S. DeFord

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*Attorneys for Time Warner Cable  
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d/b/a Time Warner Cable*

Dated: May 25, 2007

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Time Warner's Answer has been hand-delivered, transmitted by e-mail or mailed, First Class, postage prepaid, this 25<sup>th</sup> day of May, 2007, to:

### ***Case No. TC-2007-0413***

<u><b>Name of Company Name of Party</b></u>	<u><b>Email Phone Fax</b></u>	<u><b>Mailing Address</b></u>	<u><b>Street Address</b></u>	<u><b>City</b></u>	<u><b>State</b></u>	<u><b>Zip</b></u>
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*/s/ Paul S. DeFord*  
Paul S. DeFord