

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

T-Mobile USA, Inc.,)	
)	
Complainant,)	
)	
v.)	<u>Case No. TC-2006-0558</u>
)	
Green Hills Telecommunications Services, and)	
Mark Twain Communications Company,)	
)	
Respondents.)	

ORDER DIRECTING RESPONSES REGARDING OBLIGATION TO
CEASE BLOCKING PREPARATIONS

Issue Date: July 3, 2006

Effective Date July 3, 2006

On June 30, 2006, T-Mobile USA, Inc., filed a complaint with the Missouri Public Service Commission against Green Hills Telecommunications Services and Mark Twain Communications Company. The complaint alleges that Green Hills and Mark Twain have notified T-Mobile that they have requested that AT&T Missouri block T-Mobile's LEC to LEC traffic destined to the specified exchanges served by those companies. Green Hills and Mark Twain have informed T-Mobile that they are taking this action pursuant to Commission rule 4 CSR 240-29.130. The blocking of T-Mobile's traffic is to begin on and after July 21, 2006.

Commission rule 4 CSR 240-29.130(9), provides that if an originating carrier wishes to dispute a proposal to block its traffic, it may do so by filing a formal complaint with the Commission. The next section of the rule, 4 CSR 240-29.130(10), provides "[i]f an originating carrier and/or traffic aggregator file(s) a formal complaint, the terminating carrier

and originating tandem carrier shall cease blocking preparations, pending the commission's decision." T-Mobile has filed a formal complaint with the Commission, but its complaint explicitly argues that T-Mobile is not an originating carrier within the meaning of the Commission's rule.¹ If T-Mobile is not an originating carrier within the meaning of the rule, it is not clear that the terms of the Commission's rule require Green Hills, Mark Twain, and the originating tandem carrier to cease blocking preparations, pending the commission's decision regarding T-Mobile's complaint.

In order to determine how to proceed in this matter, the Commission will direct the parties to promptly respond to the question of whether 4 CSR 240-29.130(10), or any other Commission rule, would require the cessation of blocking preparations as a result of the filing of T-Mobile's complaint. Furthermore, the Commission will direct the parties to indicate whether any provision of the interconnection agreements between these carriers would affect the proposed blocking of traffic over the LEC to LEC network.

IT IS ORDERED THAT:

1. No later than July 7, 2006, the parties shall file pleadings indicating whether 4 CSR 240-29.130(10), or any other Commission rule, would require Green Hills Telecommunications Services, Mark Twain Communications Company, and AT&T Missouri to cease blocking preparations as a result of the filing of T-Mobile USA, Inc.'s complaint.

2. No later than July 7, 2006, the parties shall file pleadings indicating whether any provision of the interconnection agreements between the telecommunications carriers that are parties to this complaint would affect the proposed blocking of traffic over the LEC to LEC network.

¹ Complaint paragraph 25.

3. This order shall become effective on July 3, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 3rd day of July, 2006.