

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Big River Telephone Company, LLC,)	
)	
Complainant,)	
)	
v.)	<u>Case No. TC-2007-0085</u>
)	
Southwestern Bell Telephone, L.P.,)	
d/b/a AT&T Missouri,)	
)	
Respondent.)	

ORDER DIRECTING FILING

Issue Date: September 27, 2006

Effective Date: September 27, 2006

On August 23, 2006, Big River Telephone Company, LLC, filed a complaint against Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri, alleging that AT&T Missouri had charged Big River amounts for local switching and loops beyond the rates set forth in a Commission-approved interconnection agreement. AT&T Missouri filed an Answer and a Motion to Dismiss on September 26. In its Motion to Dismiss, AT&T Missouri asserts that a recent federal court order ruled that the Commission had no jurisdiction to impose Section 271 requirements upon AT&T Missouri in the arbitration proceeding and that, therefore, the Commission has no authority to grant Big River the relief it seeks.

The Commission will order its Staff and Big River to respond to AT&T Missouri's Motion to Dismiss.

IT IS ORDERED THAT:

1. The Staff of the Commission and Big River Telephone Company, LLC, shall respond to the Motion to Dismiss Complaint filed by Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri no later than October 10, 2006.
2. This order shall become effective on September 27, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 27th day of September, 2006.