

# MEMORANDUM

To: Missouri Public Service Commission Official Case File  
Tariff File No. YX-2006-0791 Case No. TO-2006-0406  
Embarq Communications, Inc.

From: Sherri Kohly  
Telecommunications Department

William L. Voight 04/25/06 David A. Meyer 04/25/06  
Utility Operations Division/Date General Counsel's Office/Date

Subject: Recommendation for Approval of Proposed Tariff Filing and Expedited Treatment

Date: April 25, 2006

On April 17, 2006, Embarq Communications, Inc. (Embarq), an incumbent local exchange company, filed proposed tariff revisions to introduce new services. Embarq also filed a Motion for Expedited Treatment requesting approval of the proposed tariff so that it may become effective on April 29, 2006. The Commission issued its Order Directing Filing on April 18, 2006, wherein it directed the Staff to file its response to the Motion for Expedited Treatment, indicating whether Staff can file a recommendation in time to accommodate Embarq's requested effective date, or its recommendation concerning the proposed revisions by April 21, 2006. Staff responded that it would file its recommendation on or before April 25, 2006.

Embarq's proposed tariff filing adds the services that migrating customers are currently subscribed to in the Sprint Communications Company, L.P. (Sprint) tariff. All customers have been previously notified of the upcoming migration from Sprint to Embarq. All of the residential services are being placed in the grandfathered portion (Section 105) of the Embarq tariff as they will only be offered to customers currently subscribing to them. Some of the business services will be placed in the grandfathered business portion of the tariff (Section 106); however, Voice Solutions Service and Toll Free Service, will be offered prospectively to new customers as well as migrating business customers, so they will be placed in Section 6 of the tariff. Although the services introduced in the Embarq tariff are in a slightly different format, the terms and conditions mirror those currently in effect under the Sprint tariff. All rates mirror or are lower than those currently in effect. Certain Legacy Business customers will realize a billed rate reduction, because the term commitment levels for this service are being collapsed. At the request of Staff, Embarq submitted substitute pages on April 24, 2006.

Staff has no objections to Embarq's proposed tariff filing, as amended, or to Embarq's request for expedited approval. Staff recommends that the Commission issue an order at its earliest convenience to approve the following tariff pages to become effective April 29, 2006:

Embarq Communications, Inc. P.S.C. Mo. Tariff No. 1  
First Revised Index Page 1, Cancels Original Index Page 1  
Section 3, First Revised Page 3, Cancels Original Page 3

Section 4, Original Page 14  
Section 4, Original Page 15  
Section 6, First Revised Page 1, Cancels Original Page 1  
Section 6, First Revised Page 4, Cancels Original Page 4  
Section 6, Original Page 4.1  
Section 6, First Revised Page 5, Cancels Original Page 5  
Section 6, First Revised Page 6, Cancels Original Page 6  
Section 6, First Revised Page 7, Cancels Original Page 7  
Section 6, First Revised Page 8, Cancels Original Page 8  
Section 6, First Revised Page 9, Cancels Original Page 9  
Section 6, First Revised Page 10, Cancels Original Page 10  
Section 6, Original Pages 11-13  
Section 105, Original Pages 1-81  
Section 106, Original Pages 1-19

The Staff is unaware of any other filing which affects or which would be affected by this tariff filing.

☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.  
☐ The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.  
(☐ No annual report ☐ Unpaid PSC assessment. Amount owed:     )

**In Re: Embarq Communication, Inc.'s  
Tariff to Reflect New Service Offerings.**

Case No. **TO-2006-0406**  
Tariff File No. **YX-2006-0791**

**AFFIDAVIT OF    SHERRI L. KOHLY**

STATE OF MISSOURI                    )  
  )    ss:  
COUNTY OF COLE                    )

Sherri L. Kohly, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in the preparation of the accompanying Memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.

Sherril L. Kohly  
[Name]

Subscribed and affirmed before me this 25<sup>th</sup> day of April 2006

I am commissioned as a notary public within the County of Cole, State of Missouri  
and my commission expires on Jan 7, 2008

on 7.2008

Gregory J. Quirk  
NOTARY PUBLIC

