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

In the Matter of Neutral Tandem-Missouri, LLC's

Filing to Introduce Its Access Services Tariff,

PSC MO No. 3.

File No. TT-2010-0099

Tariff No. JX-2010-0151

## ORDER GRANTING SECOND MOTION FOR EXTENSION OF TIME

Issue Date: October 19, 2009 Effective Date: October 19, 2009

On September 18, 2009, AT&T Communications of the Southwest, Inc., and Southwestern Bell Telephone Company, d/b/a AT&T Missouri (collectively, AT&T), filed a motion to suspend and investigate the access services tariff (Tariff No. JX-2010-0151) submitted by Neutral Tandem-Missouri, LLC. This tariff bore an October 8, 2009 effective date, which Neutral Tandem extended to October 29, 2009. The Commission set a date for its Staff to file a report or recommendation and for any other interested parties to respond to AT&T's motion, and subsequently extended that deadline to October 19, 2009, at 9:00 a.m.

Staff responded on October 13, 2009. Staff stated that the dispute is too complex for it to file a recommendation at this time and suggested that the matter should be treated as a fully contested case. Staff requested that a prehearing conference be scheduled so that the parties can begin discovery and establish a procedural schedule.

On October 16, 2009, Neutral Tandem requested an extension of time, to November 9, 2009, to respond to AT&T's motion. On the same date, the Company further extended the effective date of its tariff to November 20, 2009. Neutral Tandem argued that granting the extension will facilitate the parties' attempts to resolve concerns with its tariff

and stated that AT&T does not object to an extension, contingent on the extension of the tariff effective date. Neutral Tandem also requested that the Commission postpone acting on Staff's request for a prehearing conference.

The Commission has reviewed Staff's response and Neutral Tandem's motion. Since the tariff effective date has been extended to November 20, 2009, the Commission will grant Neutral Tandem's motion to extend its response filing date. The Commission will rule on Staff's request to schedule a prehearing conference at a later date.

## THE COMMISSION ORDERS THAT:

- Neutral Tandem-Missouri, LLC's Second Motion for Extension of Time for Response is granted.
- 2. Neutral Tandem-Missouri, LLC, shall file its response to AT&T's Motion to Suspend and Investigate Tariff no later than November 9, 2009.
- Any other responses to AT&T's motion shall be filed no later than 3. November 9, 2009.
  - This order shall become effective upon issuance.

BY THE COMMISSION

Steven C. Reed

Secretary

(SEAL)

Nancy Dippell, Deputy Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 19th day of October, 2009.