

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

In the Matter of Big River Telephone Company, LLC's	)	
Request for Expedited Approval of Its Tariff Change	)	<b>File No. TT-2010-0141</b>
Introducing Foreign Exchange Service.	)	Tariff No. YL-2010-0326

**STAFF RESPONSE**

**COMES NOW** the Staff of the Missouri Public Service Commission and for its response to the Order Shortening Time for Responses and Directing Notice states:

1. On November 3, 2009, Big River Telephone Company, LLC, filed tariff sheets designed to introduce foreign exchange service as a new service offering. Big River also filed a Motion for Expedited Treatment in which it requests that the Commission approve the tariff sheets to become effective in ten days. On November 4, the Commission issued an Order in which it required that, no later than November 9, 2009, the Staff of the Missouri Public Service Commission shall file a recommendation regarding the tariff or a response to the motion for expedited treatment indicating the earliest date on which it can file a recommendation.

2. On November 5, 2009, Chariton Valley Telephone Corporation filed an opposition to the request for expedited treatment, asserting a dispute concerning the interconnection agreement between the companies and that Big River failed to follow proper procedures for the acquisition of telephone numbers. The numbering dispute appears to have been rendered moot by the NANPA's grant of the requested numbers; the dispute concerning the interconnection agreement appears to revolve around the question of whether the service Big River intends to provide is foreign exchange ("FX") service, as Big River contends, or is Virtual NXX service, as Chariton Valley contends. As the FX/VNXX issue is complex, the Staff opposes expedited treatment.

3. There are three likely timelines for this matter: The matter could be expedited and the tariffs approved to be effective on November 13; the tariffs could become effective by operation of law on December 3; or the tariffs could be suspended, in which case the effective date of the tariffs would be set in a Commission order. If

expedited treatment is granted, the Staff will be unable to provide a recommendation concerning the FX/NXX issue in a timely manner (within the next two business days). If expedited treatment is not granted, the Staff will file its recommendation on or before November 24 (which recommendation may simply be that the tariff be suspended and the matter set for hearing). If the tariff is suspended, Staff requests that a prehearing conference be scheduled as soon as practicable thereafter, and will file its recommendation within 10 days after direct testimony is filed.

**WHEREFORE**, the Staff opposes expedited treatment of this matter.

Respectfully submitted,



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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 9<sup>th</sup> day of November, 2009.

