

1 STATE OF MISSOURI
2 PUBLIC SERVICE COMMISSION

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4
5 PREHEARING CONFERENCE
6

7 November 12, 2003
8 Jefferson City, Missouri
9 Volume 1
10

11 In the Matter of the)
12 Application of Southwestern)
13 Bell Telephone Co. d/b/a SBC)
14 Filing Tariff Revisions to)
15 Suspend Billing and)
Collection Services for a) Case No.: TT-2004-0120
Customer if the Customer is) Tariff No.: JI-2004-0176
in Breach of Any Other)
Agreement between the Parties)

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17 RONALD D. PRIDGIN, Presiding,
18 REGULATORY LAW JUDGE.
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21 REPORTED BY:

22 STEPHANIE L. KURTZ MORGAN, RPR, CCR
23 ASSOCIATED COURT REPORTERS
24 714 West High Street
P. O. Box 1308
Jefferson City, Missouri 65102
(573) 636-7551
25

ASSOCIATED COURT REPORTERS
(573) 636-7551 JEFFERSON CITY, MO 65102
TOLL FREE 1-800-636-7551

1 APPEARANCES:

2 LEO J. BUB, Senior Counsel
One Bell Center, Room 3518
3 St. Louis, Missouri 63101
(314) 235-4300

4 FOR: Southwestern Bell Telephone Company.

5 MARK W. COMLEY, Attorney at Law
6 Newman, Comley & Ruth
601 Monroe, Suite 301
7 P. O. Box 537
Jefferson City, Missouri 65102
8 (573) 634-2266

9 FOR: AT&T Communications of the Southwest,
Inc.

10 CARL J. LUMLEY, Attorney at Law
11 Curtis, Oetting, Heinz, Garrett & Soule, P.C.
130 South Bemiston, Suite 200
12 Clayton, Missouri 63105
(314) 725-8788

13 FOR: MCI WorldCom Communications, Inc.

14 PAUL H. GARDNER, Attorney at Law
15 Goller, Gardner & Feather
131 East High Street
16 Jefferson City, Missouri 65101
(573) 635-6181

17 FOR: Sprint Missouri, Inc.

18 WILLIAM K. HAAS, Deputy General Counsel
19 P. O. Box 360
Jefferson City, Missouri 65102
20 (573) 751-6434

21 FOR: Staff of the Missouri Public Service
Commission.

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23

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1 P R O C E E D I N G S

2 JUDGE PRIDGIN: All right. On the record,
3 please.

4 Good morning. We are here for the prehearing
5 conference set in Case No. TT-2004-0120, In the Matter
6 of the Application of Southwestern Bell Telephone
7 Company, doing business as SBC Filing Tariff Revisions
8 to Suspend Billing and Collection Services for a
9 Customer if the Customer is in Breach of Any Other
10 Agreement between the Parties.

11 I am Ron Pridgin, the Regulatory Law Judge
12 assigned to this case. This prehearing conference is
13 being held on November 12th, 2003 at ten o'clock in the
14 morning at the Hotel Governor Office Building in
15 Jefferson City, Missouri.

16 We are here because of the Commission's
17 October 28th, 2003 order, that order suspending tariffs
18 and scheduling a prehearing conference in this case.

19 If I could, at this time I would like to get
20 entries of appearance from counsel, beginning with
21 Staff, please?

22 MR. HAAS: Good morning. William K. Haas
23 appears for the Staff of the Public Service Commission.
24 My address is Post Office Box 360, Jefferson City,
25 Missouri.

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1 JUDGE PRIDGIN: Mr. Haas, thank you.

2 Anyone here on behalf of the Office of the

3 Public Counsel?

4 (No response.)

5 JUDGE PRIDGIN: Seeing none, on behalf of SBC,

6 please?

7 MR. BUB: Thank you, Your Honor.

8 Leo Bub for SBC, Missouri. Our address is

9 One SBC Center, St. Louis, Missouri 63101.

10 JUDGE PRIDGIN: Mr. Bub, thank you.

11 On behalf of AT&T, please?

12 MR. COMLEY: Good morning, Judge. Let the

13 record reflect the entry of appearance of Mark W.

14 Comley, Newman, Comley & Ruth, 601 Monroe Street,

15 Jefferson City, Missouri, on behalf of AT&T

16 Communications of the Southwest.

17 JUDGE PRIDGIN: Mr. Comley, thank you.

18 Now on behalf of MCI Worldcom Communications,

19 please?

20 MR. LUMLEY: Good morning, Your Honor. Carl

21 Lumley of the Curtis, Oetting Law Firm, 130 South

22 Bemiston, Suite 200, Clayton, Missouri 63105.

23 JUDGE PRIDGIN: Mr. Lumley, thank you.

24 On behalf of Sprint -- is it -- I'm sorry. Is

25 it Sprint Missouri?

1 MR. GARDNER: Yes.

2 Paul H. Gardner, appearing on behalf of Sprint
3 Missouri, Goller, Gardner and Feather, 131 East High
4 Street, Jefferson City, Missouri.

5 JUDGE PRIDGIN: Mr. Gardner, thank you.

6 Any parties I have neglected to mention?

7 (No response.)

8 JUDGE PRIDGIN: All right. Seeing none, let
9 me ask the parties if there's anything they need to
10 bring to my attention. I -- I don't think I have any
11 pending motions out there.

12 MR. COMLEY: Let me bring this to the Court's
13 attention.

14 JUDGE PRIDGIN: Mr. Comley?

15 MR. COMLEY: I've noticed that the motion
16 filed by AT&T was a motion to suspend the tariffs, and
17 it was not joined with an application to intervene.

18 I was going to ask the indulgence of the
19 parties if the Commission would grant me leave to
20 orally request intervention for the company at this
21 time and see if there was any objections to that.

22 JUDGE PRIDGIN: All right.

23 MR. BUB: We don't object, Your Honor.

24 JUDGE PRIDGIN: All right. I see a -- a bunch
25 of heads shaking no. Mr. Comley, I'll -- I'll take

1 your oral motion to intervene, and we'll grant that.
2 And I will follow that up with a written order.
3 MR. COMLEY: Okay. Thank you very much.
4 JUDGE PRIDGIN: You're welcome.
5 Anything else?
6 (No response.)
7 JUDGE PRIDGIN: All right. I -- I assume,
8 Mr. Bub, because SBC extended the tariff dates, I don't
9 know, two or three times perhaps, that the reason you
10 were doing this is that you were negotiating with the
11 parties; is that correct?
12 MR. BUB: Yes, Your Honor. And -- and we
13 continue to do that.
14 JUDGE PRIDGIN: All right.
15 MR. BUB: And we expect after we go off the
16 record, we'll have some further discussions, you know,
17 face to face. We've pretty much been doing it by email
18 and telephone conference --
19 JUDGE PRIDGIN: Certainly.
20 MR. BUB: -- so we look to have some
21 productive discussions this morning.
22 JUDGE PRIDGIN: All right. So I assume this
23 is really the first time you've really been able to sit
24 down with everybody in the same room and --
25 MR. BUB: Face to face, yes.

1 JUDGE PRIDGIN: Right. Okay. Great.

2 I will remind the parties that I've ordered a
3 proposed procedural schedule to be filed by
4 November 19th, and that I've -- we've got a calendar up
5 on the 9th floor if the parties need to come check
6 dates as far as when -- when the Commission would be
7 available for the hearing.

8 I will remind the parties that I don't know
9 what your time frame is, but when you go upstairs,
10 you'll probably notice the calendar is pretty full for
11 quite a while. We've got a lot of rate cases that
12 we're juggling right now, and would -- would ask the
13 parties to try to keep in mind that -- that even though
14 a date may be physically open, that because of
15 business, that being local public hearings and -- and
16 rate cases, that just because the date's open doesn't
17 necessarily mean you're going to get a -- a -- as
18 prompt a resolution of the case as you might otherwise.
19 Again, just because we have so many rate cases going on
20 right now.

21 Anything else that the parties wish to bring
22 to my attention?

23 (No response.)

24 JUDGE PRIDGIN: All right. Seeing nothing,
25 again, I'm up on the 9th floor if anybody needs me.

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1 You have access to this room until five o'clock. Also
2 the calendar is up on the 9th floor if you need to look
3 at potential dates for hearing or -- or know dates when
4 to file testimony.

5 All right. Seeing nothing else that the
6 parties need to bring to my attention, I will conclude
7 this prehearing conference. Thank you very much.

8 We are off the record.

9 WHEREUPON, the on-the-record portion of the
10 prehearing conference was concluded.

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