OF THE STATE OF MISSOURI

In the Matter of Level 3 Communications, L.L.C.'s Tariff Filing to Introduce New Access Services.

Case No. TT-2008-0085
Tariff No. JC-2008-0133

ORDER DIRECTING FILING OF STAFF RECOMMENDATION

Issue Date: December 11, 2007 Effective Date: December 11, 2007

On August 28, 2007, Level 3 Communications, L.L.C., filed tariff sheets to "add Toll Free Data Base Access service, Toll Free Transit Traffic service and rates for Originating Access and Pay Telephone compensation." On September 19, 2007, AT&T Communications, AT&T Missouri, and AT&T Long Distance (collectively referred to as the AT&T Companies) filed a motion asking the Commission to suspend Level 3's proposed tariff sheets. The AT&T Companies argued that the Level 3 tariff is vague and ambiguous, and that it is unclear when the proposed services apply or how the rates will be applied. The AT&T Companies argued further that the tariff should not be approved unless and until the Commission is satisfied that Missouri carriers/customers will be billed under this tariff only for Missouri intrastate traffic. The Commission's Staff filed a concurrence in AT&T's motion to suspend on September 24, 2007. On September 25, 2007, the Commission issued an order suspending the tariff sheets for an initial period of 30 days, and subsequently extended the suspension several times, with Level 3's consent. The tariff sheets are currently suspended until December 14, 2007.

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¹ Cover letter submitted with tariff filing, August 28, 2007.

On December 7, 2007, Level 3 filed a substitute tariff. On December 10, 2007, the AT&T Companies withdrew their opposition to the tariff. The AT&T Companies state that the revised tariff filed on December 7, 2007, addresses their concerns, and accordingly, the AT&T Companies withdraw their opposition to the Commission's approval of Level 3's proposed tariff.

The Commission will direct Staff to file a recommendation regarding the revised tariff sheets.

IT IS ORDERED THAT:

- 1. No later than December 12, 2007, at 12:00 p.m., the Staff of the Commission shall file its recommendation concerning Level 3 Communications, L.L.C.'s revised tariff sheets filed on December 7, 2007.
 - 2. This order shall become effective on December 11, 2007.

BY THE COMMISSION

Colleen M. Dale 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 11th day of December, 2007.