

ROTHFELDER STERN, L.L.C.

LAW OFFICES
625 CENTRAL AVENUE
WESTFIELD, NJ 07090

MARTIN C. ROTHFELDER*^o*^o

BRADFORD M. STERN*

*ALSO ADMITTED IN NH

^oALSO ADMITTED IN MO

*ALSO ADMITTED IN PA

^oALSO ADMITTED IN NY

TELEPHONE (908) 301-1211

FAX (908) 301-1212

WEBSITE www.rothfelderstern.com

April 1, 2005

FILED³

APR 04 2005

VIA UPS OVERNIGHT

Dale Hardy Roberts, Secretary
Missouri Public Service Commission
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, MO 65102-0360

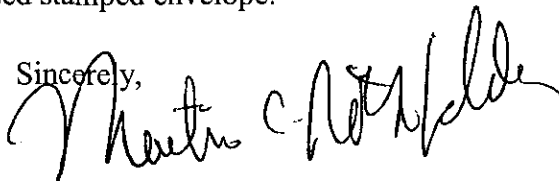
Missouri Public
Service Commission

**Re: In the Matter of Proposed Rule to Require All Missouri
Telecommunications Companies to Implement an Enhanced Record
Exchange Process to Identify the Origin of IntraLATA Calls
Terminated by local Exchange Companies
Case No. TX-2003-0301**

Dear Secretary Roberts:

On behalf of Nextel West, Inc. (Nextel) enclosed for filing in the above referenced matter is the original and eight (8) copies of the **NEXTEL AND CINGULAR RESPONSE IN SUPPORT OF SBC MOTION TO "CONSIDER NEW FCC DECISIONS AND ABATE RULEMAKING" AND REQUEST FOR LEAVE TO RESPOND OUT OF TIME**. Also enclosed is an extra copy of this filing with a self-addressed stamped envelope. Please stamp the extra copy "filed" and return the extra copy to us in the enclosed self-addressed stamped envelope.

Sincerely,



Martin C. Rothfelder

MCR/rmc

Enclosure

cc: Service List

FILED³

APR 04 2005

Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of a Proposed Rule to Require)
All Missouri Telecommunications Companies)
To Implement an Enhanced Record Exchange)
Process to Identify the Origin of IntraLATA)
Calls Terminated by Local Exchange Carriers)

Case No. TX-2003-0301

**NEXTEL AND CINGULAR RESPONSE IN SUPPORT OF SBC MOTION TO
“CONSIDER NEW FCC DECISIONS AND ABATE RULEMAKING”
AND REQUEST FOR LEAVE TO RESPOND OUT OF TIME**

Nextel Communications, Inc. (“Nextel”) and Cingular Wireless (“Cingular”), providers of wireless telecommunications service and filers of joint comments in this docket, hereby provide their support for the SBC “MOTION TO CONSIDER IMPACT OF NEW FCC DECISIONS AND ABATE RULEMAKING” and request leave to respond out of time.

Nextel and Cingular suggest that enacting rules regarding record exchange, interconnection and exchange of traffic without consideration of substantial changes that were recently made and that are currently under consideration in the federal frame work is imprudent. Nextel and Cingular has little to add to the SBC motion except to add that such state specific rules are particularly harsh on the wireless industry and its customers. due to the efficiencies that national operation provides for wireless carriers. Thus, for wireless carriers and its customers, is particularly inappropriate to enact state rules when national ones are in place or about to be.

The late filing of our response is a result of not being served with a copy of the SBC motion on

a timely basis. Nextel, through the undersigned attorney, learned of the existence of the SBC motion on a conference call on March 23, 2005. SBC sent the undersigned a full copy on March 28, 2005. Cingular advised the undersigned that it received the motion from SBC on March 30, 2005. We respectfully suggest it is appropriate to provide Nextel and Cingular a few extra days from the normal due date to accommodate this situation and suggest that no one is unduly prejudiced by providing this additional time.

Respectfully submitted,

**Attorneys for NEXTEL WEST CORP. and
CINGULAR WIRELESS**

Rothfelder Stern, L.L.C.
625 Central Avenue
Westfield, NJ 07090
Phone: (908) 301-1211
Fax:: (908) 301-1212

Date: April 1, 2005

By: 

Martin C. Rothfelder
MO Bar No. 31794

Missouri Public Service Commission

Case No. TX-2003-0301

I/M/O Proposed Rule to Require All Missouri Telecommunications Companies to Implement an Enhanced Record Exchange Process to Identify the Origin of IntraLATA Calls Terminated by Local Exchange Carriers

Dana K. Joyce,
Missouri PSC
PO Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102

Craig Johnson
MITG
P.O. Box 1438
700 E. Capitol
Jefferson City, MO 65102-1438

Steve Weber
AT&T Comm. Of Southwest Inc.
101 McCarty, Suite 216
Jefferson City, MO 65101-1551

Leo Bub
SBC Missouri
One Bell Center, Room 3518
St. Louis, MO 63101

Larry Dority
CenturyTel of Missouri LLC
101 Madison - Suite 400
Jefferson City, MO 65101

Leland Curtis
XO Communications Services, Inc.
130 S. Bemiston, Suite 200
St. Louis, MO 63105

Carl Lumley
NuVox Communications Of Missouri
130 S. Bemiston - Suite 200
Jefferson City, MO 63105

Leland Curtis
Big River Telephone Comapny, LLC
130 S. Bemiston, Suite 200
St. Louis, MO 63105

Brett Leopold
Sprint Communications Company
6450 Sprint Parkway
Overland Park, KS 66251

Carol Keith
NuVox Communications of Missouri
16090 Swingley Ridge
Chesterfield, MO 63017

John B. Coffman
Missouri Public Service Commission
PO Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102

WR England
Small Telephone Company Group
PO Box 456
312 East Capitol Avenue
Jefferson City, MO 65102

Rebecca DeCook
AT&T Comm. Of the Southwest
1875 Lawrence Street, Suite 1575
Denver, CO 80202

Martin C. Rothfelder
Rothfelder Stern, LLC
625 Central Avenue
Westfield, NJ 07090

• Mark Johnson
Sonnenschein, Nath & Rosenthal
4520 Main Street, Suite 1100
Kansas City, MO 64111

Mark Bartolacci
Thompson Coburn
One US Bank Plaza
St. Louis, MO 63101