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BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application)
Of Spectra Communications Group,)
LLC, for Approval of an) TK-2003-0294
Interconnection and Reciprocal)
Compensation Agreement with)
T-Mobile USA, Inc., under 47 USC 252.)

Volume 1
TRANSCRIPT OF PROCEEDINGS

Thursday, May 1, 2003

9:55 a.m.

Governor's Office Building
200 Madison Street, Suite 205
Jefferson City, MO 65102

BEFORE: JUDGE BILL HOPKINS

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A P P E A R A N C E S

For Spectra: Mr. Larry W. Dority
 Fischer & Dority, PC
 101 Madison Street, Suite 400
 Jefferson City, MO 65101
 (573) 636-6758

For Missouri
Public Service
Commission: Mr. Eric Anderson
 Attorney at Law
 200 Madison Street, Suite 800
 Jefferson City, MO 65101
 (573) 751-7485

EXHIBIT INSTRUCTIONS: No exhibits used.

1 TRANSCRIPT OF PROCEEDINGS

2 HEARING OFFICER: Okay. Let's go on
3 the record, please. It's May 1st, 2003. My
4 name is Bill Hopkins. I'm the law judge for
5 this case, which is Spectra's interconnection
6 agreement with T-Mobile USA. And the parties
7 informed me before we went on the record that
8 they had an announcement here. Mr. Dority or
9 Mr. Anderson?

10 MR. DORITY: Yes, Judge. Would you
11 like for me to make an entry before I do that?

12 HEARING OFFICER: Yes, Mr. Dority.

13 MR. DORITY: Appearing on behalf of
14 Spectra Communications, LLC, Larry W. Dority,
15 with the firm Fisher & Dority, PC, 101 Madison
16 Suite 400, Jefferson City, Missouri, 65101.

17 HEARING OFFICER: Mr. Anderson?

18 MR. ANDERSON: Good morning. My
19 name is Eric Anderson. I represent the staff of
20 the Missouri Public Service Commission. My
21 address is 200 Madison Street, Suite 800,
22 Jefferson City, Missouri, 65101.

23 MR. DORITY: Your Honor, thank you.
24 If I may, the parties, Spectra Communications
25 Group, LLC, and T-Mobile, USA, Inc., have indeed

1 been able to reach an agreement that I think
2 will resolve the issue that's in front of the
3 Commission. As you are aware in your order
4 setting this prehearing conference, the staff
5 had filed a recommendation to reject based upon
6 some language that staff was requesting to be
7 included in the subject agreement. As a result
8 of staff's request, both Spectra and T-Mobile
9 have been discussing what other language, if
10 any, might need to be included as well.
11 And I'm pleased to report that both of the
12 companies were able to reach an agreement last
13 evening.

14 And in essence, the language will be
15 virtually identical to a very similar if not
16 identical agreement that was in front of this
17 Commission in a separate case, which involved
18 Western Wireless. And that case is case number
19 TK 2003 03 06. And in that proceeding, the
20 companies, Spectra Communications Group, LLC and
21 Western Wireless, were able to reach agreement
22 on language. That language was, in fact, filed
23 with the Commission under a Notice of Submission
24 of revised pages that was filed in that docket.
25 And based upon that language, staff has now

1 filed a revised recommendation in that case
2 suggesting that the agreement be approved. So
3 we have every reason to believe that staff would
4 be taking the same posture in this proceeding
5 based upon our ability to incorporate what is
6 virtually identical language in this agreement
7 between Spectra and T-Mobile USA.

8 And I would on the record, Judge,
9 indicate that in conversations with T-Mobile and
10 also their attorney, Mr. Mark Johnson, I
11 indicated that I would be asking that they be
12 able to be excused from this prehearing
13 conference since a settlement had been reached.
14 And I would like to make that request on the
15 record.

16 HEARING OFFICER: All right.

17 MR. DORITY: Thank you.

18 HEARING OFFICER: That will be
19 granted. So does staff then have any idea when
20 the recommendation would be filed?

21 MR. ANDERSON: Your Honor, as soon
22 as we receive notice of filing of those pages
23 and have a chance to review them, we will try to
24 get it out the same day.

25 HEARING OFFICER: Okay.

1 MR. DORITY: Your Honor, if I may?
2 HEARING OFFICER: Yes, sir.
3 MR. DORITY: As I indicated in the
4 Western Wireless case, the staff had, in fact,
5 requested that the parties formally submit this
6 revised language in the case papers, which I
7 certainly understand and appreciate. I think we
8 will be in a position to do that possibly
9 today --
10 HEARING OFFICER: Okay.
11 MR. DORITY: -- at least by
12 facsimile copy and then get the original
13 documents filed later. But for purposes of the
14 staff being able to review what information is
15 filed and make a -- hopefully a revised
16 recommendation based on that, I anticipate that
17 that will be able to happen virtually within
18 days. And as part of staff's recommendation in
19 the Western Wireless proceeding, they requested
20 that the companies file a essentially a new copy
21 with the revised pages, new signature page,
22 everything numbered seriatim. And that's what
23 we would be prepared to do in this docket as
24 well.
25 But I realize that we need to act

1 expeditiously in this matter and the parties are
2 prepared to do that, and we hope to get
3 something filed at least by facsimile copy today
4 or tomorrow. Thank you.

5 HEARING OFFICER: And, Mr. Anderson,
6 you don't have any objection or problem with
7 what Mr. Dority said?

8 MR. ANDERSON: No, sir.

9 HEARING OFFICER: All right. I am
10 going to be involved in something else today.
11 And if you need to talk to a judge, please
12 contact Judge Mills.

13 MR. DORITY: Okay.

14 HEARING OFFICER: And I hope to see
15 these papers soon so we can circulate that order
16 to the Commission approving this interconnection
17 agreement. Thank you, and we're off the record.

18 (The proceedings were concluded at
19 on 10:02 a.m., 2003.)

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