

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED³
MAR 31 2003

Missouri Public
Service Commission

Sprint Communications Company L.P.,)	
Complainant,)	
)	
vs.)	Case No. TC-2002-1104
)	
Southwestern Bell Telephone Company,)	
Respondent.)	

MOTION TO POSTPONE PRE-HEARING CONFERENCE

Comes now Sprint Communications Company L.P. ("Sprint") and in support of its Motion to Postpone Pre-hearing Conference states the following:

1. On June 4, 2002, Sprint filed a two-count Complaint against Southwestern Bell Telephone, L. P., d/b/a SBC Missouri ("SBC") in which Sprint requested that the Commission make a determination as to whether SBC had complied with the contractual standard agreed to by SBC in its interconnection agreement ("Agreement" or "ICA") with Sprint.

2. SBC answered Sprint's Complaint, denying any allegation that it did not comply with the Agreement and requested that Sprint's Complaint be dismissed on various grounds, including, lack of Commission jurisdiction, failure to state a claim and failure to raise its claim in a timely manner.

3. Sprint responded to SBC's Motion to Dismiss and said motion is pending before the Commission.

4. During the time following Sprint's filing of its Complaint, Sprint and SBC have engaged in settlement negotiations and recently were successful in resolving the

most contentious part of the dispute between them. However, one issue remains open and has not been resolved between the parties. The parties anticipate that this issue will be resolved, but it will require additional review of documentation from both Sprint and SBC. The parties are currently engaged in that process.

5. Sprint believes that it and SBC will be successful in their attempt to resolve the remaining issue.

6. On February 21, 2003, Sprint filed a Motion to Suspend Case based on the ongoing settlement negotiations. On February 24, 2003, the Commission ruled on Sprint's Motion to Suspend, postponing the scheduled Pre-Hearing Conference until April 2, 2003.

7. Sprint and SBC continue in their efforts to resolve all disputes raised in Sprint's Complaint. To date, the parties have not completed that settlement process. As a result, Sprint requests that the Commission postpone the April 2, 2003 Pre-Hearing Conference for one month.

8. The additional one-month period is not lengthy, but should provide the time needed to resolve all issues subject to Sprint's Complaint. At the time all issues are resolved, Sprint will withdraw its Complaint.

9. SBC and Staff are aware of this Motion to Postpone Pre-hearing Conference and do not oppose the filing. Sprint had made OPC aware of this filing, and has no reason to believe the OPC will oppose the Motion.

WHEREFORE, Sprint requests that the Commission postpone the Pre-hearing Conference until a date in May 2003.

Respectfully submitted,
SPRINT

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by David Bagmeyer

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the above and foregoing document was served via Email, Facsimile and or U.S. Mail, postage prepaid to each of the following on this 31st day of March, 2003

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