

1 STATE OF MISSOURI  
2 PUBLIC SERVICE COMMISSION  
3  
4  
5  
6 TRANSCRIPT OF PROCEEDINGS  
7 Prehearing Conference  
8 April 10, 2007  
9 Jefferson City, Missouri  
10 Volume 1  
11  
12 Socket Telecom, LLC, )  
13 )  
13 Complainant, )  
14 )  
14 V. ) Case No.  
15 ) TC-2007-0341  
15 CenturyTel of Missouri, LLC )  
16 D/b/a CenturyTel and Spectra )  
16 Communications Group, LLC d/b/a )  
17 CenturyTel, )  
17 )  
18 Respondents. )  
19  
19 RONALD D. PRIDGIN, Presiding,  
20 REGULATORY LAW JUDGE  
21  
21 REPORTED BY:  
22  
22 MINDY VISLAY, CCR  
23 MIDWEST LITIGATION SERVICES  
24  
25

1 APPEARANCES:

2 LARRY W. DORITY, Attorney at Law  
3 Fischer & DORITY  
4 101 Madison, Suite 400  
Jefferson City, MO 65101  
(573) 636-6758

5 FOR:CenturyTel of Missouri, LLC.  
6 Spectra Communications Group, LLC  
d/b/a CenturyTel

7  
8 CHARLES BRENT STEWART, Attorney at Law  
9 Stewart & Keevil  
4603 John Garry Drive, Suite 11  
Columbia, MO 65203  
(573) 499-0635

10 FOR:CenturyTel of Missouri, LLC.  
11 Spectra Communications Group, LLC  
12 d/b/a CenturyTel

13 CARL J. LUMLEY, Attorney at Law  
14 Curtis, Oetting, Heinz, Garrett & O'Keefe  
130 Bemiston, Suite 200  
Clayton, MO 63105  
15 (314) 725-8788

16 FOR:Socket Telecom, LLC.

17 WILLIAM K. HAAS, Deputy General Counsel  
18 P.O. box 360  
200 Madison Street  
Jefferson City, MO 65102  
19 (573) 751-3234

20 FOR:Staff of the Missouri Public  
21 Service Commission.

22

23

24

25

1

2

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

3

4

5

6

7

8

JUDGE PRIDGIN: Good morning. We're on the record. This is the pre-hearing conference in Case No. T-C-2007-0341, Socket Telecom, LLC, Complainant versus CenturyTel Missouri LLC, d/b/a CenturyTel and Spectra Communications Group LLC, d/b/a CenturyTel, Respondents.

9

10

11

12

13

Good morning, I'm Ron Pridgin. I'm the regulatory law judge assigned to preside over this pre-hearing conference being held on April 10, 2007 at the Governor Office Building in Jefferson City, Missouri. Time is about five after ten in the morning.

14

15

I would like to get appearances from counsel beginning with the General Counsel's Office, please.

16

17

18

MR. HAAS: Good morning, William K. Haas appearing on behalf of the Staff of the Public Service Commission.

19

20

JUDGE PRIDGIN: Thank you. On behalf of Socket Telecom, LLC, please.

21

22

23

24

MR. LUMLEY: Thank you, Judge. Carl Lumley of the Curtis Heinz Law firm appearing on behalf of Socket Telecom, LLC. My address is 130 South Bemiston, Suite 200, Clayton, Missouri 63105.

25

JUDGE PRIDGIN: Thank you. On behalf of

1 CenturyTel Missouri and Spectra Communications Group,  
2 please.

3 MR. DORITY: Thank you, Your Honor.  
4 Appearing on behalf of CenturyTel of Missouri, LLC and  
5 Spectra Communications Group, LLC doing business as  
6 CenturyTel, let the record reflect the appearance of  
7 Larry W. Dority of Fischer and Dority, P.C., our  
8 address is 101 Madison, Suite 400, Jefferson City,  
9 Missouri 65101. Also appearing is Charles Brent  
10 Stewart with the firm Stewart and Keevil, LLC whose  
11 address is 4603 John Garry Drive, Suite 11, Columbia,  
12 Missouri 65203.

13 JUDGE PRIDGIN: Mr. Dority, thank you.  
14 Mr. Stewart, thank you. Any entry on behalf of the  
15 Office of the Public Counsel?

16 (No response.)

17 JUDGE PRIDGIN: Hearing none. I did  
18 announce off the record that Mr. Dandino from the  
19 Office of the Public Counsel did telephone me and said  
20 he did not plan to participate in this morning's  
21 pre-hearing conference and probably not in the case at  
22 all. Are there any other entries of appearance from  
23 counsel?

24 (No response.)

25 JUDGE PRIDGIN: All right. Hearing none.

1 I don't know that I have any pending motions other  
2 than a motion for expedited treatment, which I'm  
3 hoping that the parties can somewhat get together on  
4 as we try to hammer out a procedural schedule. Are  
5 there any motions or pending matters that counsel need  
6 to bring to my attention?

7 MR. STEWART: I think technically we have a  
8 motion to dismiss pending as well.

9 JUDGE PRIDGIN: You are correct, you do.  
10 And I will not rule now. I may, at some future time,  
11 present that to the Commission.

12 MR. DORITY: I noted in your order, setting  
13 the pre-hearing conference, that you had posed the  
14 question as to whether the parties will be immutable  
15 to a filing stipulation of facts, and we're certainly  
16 willing to visit with staff and Mr. Lumley this  
17 morning to see if we can at least narrow the issues  
18 through the stipulation of facts. I don't know if we  
19 can totally get there, but we are certainly willing to  
20 try.

21 JUDGE PRIDGIN: And I understand and  
22 appreciate that. I'm just looking at your pleadings,  
23 it looks like you've got at least some facts that both  
24 parties seem to state in common. So, I hope you can  
25 streamline with a partial stipulation, and I'll

1 certainly leave it to the parties -- I mean,  
2 traditionally the Commission takes pre-file testimony,  
3 but if the parties feel that live testimony, or even  
4 no testimony would work, I'm sure the Commission would  
5 at least welcome looking at that. Mr. Dority, thank  
6 you.

7 MR. DORITY: Thank you.

8 JUDGE PRIDGIN: Is there anything else that  
9 I can do for counsel before I let you confer?

10 MR. DORITY: I don't think so.

11 JUDGE PRIDGIN: Hearing nothing else, I  
12 believe that the proposed procedural schedule -- if  
13 you can agree on one, and if not, your alternatives  
14 are due a week from today. Any other questions from  
15 counsel, anything else I can do for you? All right.  
16 Very good.

17 That will conclude the pre-hearing conference in  
18 Case No. TC-2007-0341. You have access to the room  
19 for the rest of the day. I'm up on the 9th floor, as  
20 is the hearing calendar. Please see me if you have  
21 any questions. If there's nothing further, thank you  
22 very much. We are off the record.

23 MR. DORITY: Thanks, Judge.

24 MR. LUMLEY: Thanks, Judge.

25 (WHEREUPON, the recorded portion of the

1 pre-hearing conference was concluded.)

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

## 1 CERTIFICATE OF REPORTER

2

3

4 I, Mindy Vislay, Certified Court Reporter with the  
5 firm of Midwest Litigation Services, and Notary Public  
6 within and for the State of Missouri, do hereby  
7 certify that I was personally present at the  
8 proceedings had in the above-entitled cause at the  
9 time and place previously described; that I then and  
10 there took down in Stenotype the proceedings had; and  
11 that the foregoing is a full, true and correct  
12 transcript of such Stenotype notes so made at such  
13 time and place.

14

15

16

17

---

Mindy Vislay, CCR

18

Notary Public (County of Cole)

19

My commission expires March 19, 2011

20

21

22

23

24

25