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STATE OF MISSOURI

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PUBLIC SERVICE COMMISSION

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TRANSCRIPT OF PROCEEDINGS

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Hearing

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February 23, 2005

Jefferson City, Missouri

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Volume 1

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In the Matter of a Proposed)

Rulemaking to Codify Procedures)

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for Telecommunications Carriers to) Case No. TX-2003-0565

Seek Approval, Amendment and)

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Adoption of Interconnection and)

Resale Agreements)

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RONALD D. PRIDGIN, Presiding,

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REGULATORY LAW JUDGE.

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REPORTED BY:

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KELLENE K. FEDDERSEN, CSR, RPR, CCR

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11 FOR: Staff of the Missouri Public
12 Service Commission.

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

2 JUDGE PRIDGIN: We're on the record. Good
3 morning. This is the rulemaking hearing in Case No.
4 TX-2003-0565, in the matter of a proposed rulemaking to
5 codify procedures for telecommunications carriers to seek
6 approval, amendment and adoption of interconnection and
7 resale agreements.

8 I am Ron Pridgin. I'm the Regulatory Law
9 Judge assigned to preside over this hearing. It's being
10 held on February 23rd, 2005, in the Governor Office
11 Building in Jefferson City, Missouri. The time is
12 10 o'clock in the morning.

13 Let me see if we have any counsel who wish
14 to enter their appearance, and I'll begin with Staff,
15 please.

16 MR. HAAS: Good morning. My name is
17 William K. Haas. I am the staff attorney representing the
18 Staff in this rulemaking. My address is Post Office
19 Box 360, Jefferson City, Missouri 65102.

20 JUDGE PRIDGIN: Mr. Haas, thank you. Are
21 there any counsel from any of the industry that wish to
22 enter an appearance?

23 MR. DORITY: Thank you, Judge. Let the
24 record reflect the appearance of Larry W. DORITY,
25 Fischer & DORITY, P.C. Our address is 101 Madison,

1 Suite 400, Jefferson City, Missouri 65101, appearing this
2 morning on behalf of CenturyTel of Missouri, LLC, Spectra
3 Communications Group, LLC, doing business as CenturyTel,
4 and Southwestern Bell Telephone Company, LP, doing
5 business as SBC Missouri. Thank you.

6 JUDGE PRIDGIN: Mr. Dority, thank you. Any
7 other counsel that wishes to enter an appearance?
8 All right. Hearing none.

9 Let me inform the parties that this is not
10 a contested case, and because it's not contested I won't
11 allow any cross-examination from any parties. If the
12 Commissioners come to the hearing, they may have some
13 questions for any witnesses, and I may have some
14 questions, but otherwise we'll just proceed with direct
15 examination.

16 What I'd like to do is take testimony first
17 from any Staff witnesses, and then I will see if I have
18 any other witnesses who would like to support the proposed
19 rule, any parties who wish to oppose the proposed rule,
20 and then I will adjourn the hearing. Are there any
21 questions or comments before we start taking testimony?
22 All right. Hearing none.

23 Mr. Haas, does the Staff of the Commission
24 have any witnesses?

25 MR. HAAS: Your Honor, the Staff filed

1 comments in support of the proposed rulemaking.
2 In those comments we point out that the Staff and some
3 representatives of the industry continue to have
4 disagreements about how the rule should read. However, I
5 would point out that no entity other than the Staff filed
6 comments in this rulemaking.

7 We did not intend to call Natelle Dietrich,
8 but she is available if the Bench has questions for her.
9 Thank you.

10 JUDGE PRIDGIN: Mr. Haas, thank you. I
11 don't believe I have any questions. I've reviewed her
12 comments, and I know that the Commissioners have, and I
13 think the comments are pretty clear and straightforward,
14 so I see no reason to have her sworn.

15 Mr. Haas, does the Staff intend to put on
16 any other any witnesses at all?

17 MR. HAAS: No, sir.

18 JUDGE PRIDGIN: All right. Thank you. Let
19 me see if we have anybody who wishes to testify in support
20 of the rule? All right. Hearing none.

21 Anybody who wishes to testify in opposition
22 to the rule? Hearing none.

23 Mr. Haas, did Staff wish to offer
24 Ms. Dietrich's comments as an exhibit?

25 MR. HAAS: If that's necessary, yes, I

1 would like to. They have been already filed into the
2 case.

3 JUDGE PRIDGIN: That's correct. And I
4 will -- I think I will mark that as Exhibit No. 1, and I
5 will note that Exhibit No. 1 are Staff comments in support
6 of Proposed Rule 4 CFR 240-3.513 that Mr. Haas filed on
7 behalf of the Staff on February 17th, 2005, and Exhibit
8 No. 1 is admitted into evidence.

9 (EXHIBIT NO. 1 WAS RECEIVED INTO EVIDENCE.)

10 JUDGE PRIDGIN: Having no witnesses, nobody
11 willing to testify either in support of or in opposition
12 to the rule, let me see if we have any closing remarks
13 from any of the parties. Mr. Haas, anything Staff would
14 like to say before we adjourn?

15 MR. HAAS: No, thank you.

16 JUDGE PRIDGIN: All right. Anything from
17 any of the other parties?

18 All right. Hearing nothing from any of the
19 parties, I will adjourn the rulemaking hearing in Case
20 No. TX-2003-0565. Thank you. We are off the record.

21 WHEREUPON, the hearing of this case was
22 concluded.

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