

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of Embarq Missouri, Inc. Application for     )  
Competitive Classification Under Section 392.245.5     )  
RSMo. (2005)     ) **Case No. TO-2008-0380**

### **ORDER GRANTING MOTION TO ENLARGE TIME**

Issue Date: June 5, 2008

Effective Date: June 5, 2008

On June 3, 2008, Embarq Missouri, Inc. ("Embarq") filed its verified Application for Competitive Classification pursuant to Section 392.245.5, RSMo Cum. Supp. 2007. In its Application, Embarq requests that the Commission classify the business services Embarq offers in its Buckner, Odessa, Oak Grove, Pleasant Hill and Salem exchanges, other than exchange access services, as competitive. Embarq also requests that the Commission classify the residential services Embarq offers in its Salem exchange, other than exchange access services, as competitive.

On June 4, 2008, the Commission entered its Order Directing Notice, Establishing Procedural Schedule, and Reserving Hearing Date. Among other things, this order established Friday, June 13, 2008 as the deadline for the Office of the Public Counsel ("OPC"), the Commission's Staff, and any other interested party to file any objections to Embarq's Application. The Commission also established June 13, 2008 as the deadline for staff to file its verified recommendation regarding the application.

On June 5, 2008, OPC filed its Motion to Enlarge Time for Filing Objections to the Petition and Staff's Recommendation, in which it requested that these deadlines be

changed to Monday, June 16, 2008. In support of its motion, OPC avers that a “one business day postponement does not unduly delay the proceeding, and does not unreasonably burden or otherwise prejudice any party; it is a reasonable modification of the schedule to identify contested issues, discuss evidentiary matters, and to promote resolution of issues without an evidentiary hearing, reduce the costs to all parties, and otherwise promote administrative economy and efficiency.”

The Commission agrees with OPC, and finds that the relief it has requested is reasonable. Accordingly, the motion shall be granted.

**IT IS ORDERED THAT:**

1. The Office of the Public Counsel’s Motion to Enlarge Time for Filing Objections to the Petition and Staff’s Recommendation, which was filed on June 5, 2008, is granted.

2. Ordered paragraphs 5 and 6 of the Commission’s order of June 4, 2008 are hereby modified as follows:

a. The Staff of the Missouri Public Service Commission shall, after promptly investigating this matter, file any objections to and a verified recommendation regarding Embarras Missouri, Inc.’s Application no later than June 16, 2008.

b. The Office of the Public Counsel and any other interested party shall file any objections to Embarras Missouri, Inc.’s Application no later than June 16, 2008.

3. All other portions of the Commission's order of June 4, 2008 remain in full force and effect.

4. This order shall become effective on June 5, 2008.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Benjamin H. Lane, Regulatory  
Law Judge, by delegation of authority  
under Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 5th day of June, 2008.