

## MEMORANDUM

To: Missouri Public Service Commission Official Case File  
Case No: CT-2005-0291 File No: YC-2005-0668 and YC-2005-0671  
Applicant: Broadwing Communications, LLC  
From: Sara Buyak  
Telecommunications Department

William Voight 3-30-05 /s/ William K. Haas 04-01-05  
Utility Operations Division/Date General Counsel's Office/Date

Subject: Staff Recommendation for Approval of Initial Tariffs

Date: 3-30-05

Filing Deadline: April 6, 2005 ( by 4:00 pm 7 working days prior to proposed effective date)

The Telecommunications Department Staff (Staff) recommends the applicant be granted the following certificate(s), as indicated below, to be effective on the same date the tariff becomes effective:

☐ certificate to provide basic local exchange telecommunications services in the following service areas.

- ☐ All of SWBT
- ☐ All of Sprint
- ☐ All of CenturyTel
- ☐ All of Spectra
- ☐ Other \_\_\_\_\_ (please describe)

Granting the certificate should be based on the following conditions:

1. The applicant's originating and terminating access rates will be no greater than the lowest Commission approved corresponding access rates in effect for each ILEC within whose service area the applicant seeks authority to provide service, unless authorized by the Commission pursuant to Sections 392.220 and 392.230 RSMo.
2. The certificate and service classification for switched access service is conditioned on the continued applicability of Section 392.200 RSMo, and the requirement that any increases in switched access services rates above the maximum switched access service rates set forth herein shall be made pursuant to Sections 392.220 and 392.230 RSMo, and not Sections 392.500 and 392.510 RSMo.
3. If the directly competing ILEC, in whose service area the applicant is operating, decreases its originating and/or terminating access service rates, the applicant shall file an appropriate tariff amendment to reduce its originating and/or terminating access rates in the directly competing ILEC's service area within 30 days of the directly competing ILEC's reduction of its originating and/or terminating access rates in order to maintain the cap.

☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.

☐ (Check, if applicable) Grant the request for waiver of 4 CSR 240-3.510(1)(C) which requires the filing of a tariff with an effective date not fewer than 45 days from the issue date. The applicant cannot lawfully provide service until tariffs are effective.

☐ certificate to provide interexchange telecommunications services.

☐ certificate to provide local exchange telecommunications services.\*

\*local exchange authority should be restricted to dedicated, private line services.

☒ No objection to tariffs taking effect PSC MO No. 1 and PSC MO No. 2, April 15, 2005  
Effective Date

Staff recommends the applicant and its services receive competitive classification. In addition, Staff recommends approval of the waivers listed in the Notice.

☒ There is an attachment to this recommendation.

**Tariff Review Items (applicable for all competitively classified companies):**

- ☒ Properly formatted: (Company name, PSC MO No., Page #, Page revision #, proposed effective date)
- ☒ Identifies competitive classification.
- ☒ Identifies waivers granted.
- ☒ ICB pricing, if proposed, limited for private line, special access or Centrex-like services. (392.200(8)).
- ☒ Proposed rates do not establish geographic deaveraged rates (if not checked, explain in attachment). (392.200(4)).
- ☒ If an alternative operator service provider (receives more than 40% of revenues from traffic aggregators) operator service rates do not exceed: Person-to-Person (\$10.00), Station-to-Station/card (\$5.50). (392.515(1)).

**Tariff Review Items (applicable only for CLECs):**

- ☐ Interconnection agreement approved (if not checked, explain in attachment).
- ☒ Tariff clearly indicates areas offering local service (392.455(3)). Tariff identifies by exchange the areas where it offers basic local telecommunications service.
- ☒ Tariff offers local service as a separate and distinct service. (392.455(4))
- ☒ Switched access rates capped at ILEC's rates.

Attachment to CT-2005-0291, File Nos. YC-2005-0668 and YC-2005-0271:

In the Missouri Public Service Commission (Commission) Order Approving Transfer Of Assets And Customers And Granting Basic Local Certificate Of Service Authority, in Case No. TA-2005-0045, Broadwing Communications, LLC shall not conduct business in Missouri until the Commission approves its interconnection agreement.