

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Petition for Waivers of)
Certain Rules and Statutes On Behalf of SBC)
Long Distance, LLC d/b/a AT&T Long)
Distance, SNET America, Inc. d/b/a AT&T) **Case No. XE-2009-0308**
Long Distance East and BellSouth Long)
Distance, Inc. d/b/a AT&T Long Distance)
Service)

ORDER GRANTING WAIVERS

Issue Date: April 1, 2009

Effective Date: April 1, 2009

On August 28, 2008, House Bill 1779 became effective, modifying §392.420 RSMo 2000, so that it now provides, in pertinent part:

The commission is authorized, in connection with ... a certificate of interexchange ... service authority ... to entertain a petition to suspend or modify the application of its rules or the application of any statutory provision contained in sections 392.200 to 392.340 if such waiver or modification is otherwise consistent with the other provisions of sections 392.361 to 392.520 and the purposes of this chapter.

On February 27, 2009, the above-referenced companies filed a request with the Missouri Public Service Commission ("Commission") that Commission waive certain rules and statutory provisions pursuant to RSMo Section 392.420.

On March 18, 2009, the Commission Staff submitted its memorandum concerning the request. It noted that:

1. The companies are interexchange telecommunications companies as that term is used in Section 392.420.

2. The companies are currently compliant in obligations relating to Commission assessment, Missouri Universal Service Fund, Relay Missouri, and the submission of an annual report.

The waivers requested by the Company are:

4 CSR 240-3.550 (4) and (5)(A) Held order records and quality of service reports
4 CSR 240-32.060 Engineering and maintenance
4 CSR 240-32.070 Quality of Service
4 CSR 240-32.080 Service objectives and surveillance levels
4 CSR 240-33.040(1) through (3) and (5) through (10) Billing and payment standards
4 CSR 240-33.045 Clear identification and placement of charges on bills
4 CSR 240-33.080 (1) Toll-free number for billing disputes on bills
4 CSR 240-33.130 (1), (4) and (5) Operator service billing requirements
392.210.2 Accounting requirements (system of accounts)
392.240.1 Reasonableness of rates
392.270 Accounting requirements (valuation of property)
392.280 Accounting requirements (depreciation rates/accounts)
392.290 Issuance of stocks, bonds and other indebtedness
392.300 Transfer of property and ownership of stock
392.310 Approval of issuing stocks, bonds and other indebtedness
392.320 Certificate of Commission to be recorded-stock dividends
392.330 Accounting requirements (proceeds of sales of stock, bonds, notes, etc.)
392.340 Company reorganization

The Staff recommends that the Commission grant the requested waivers and allow the tariffs listing these waivers to take effect by operation of law.

THE COMMISSION ORDERS THAT:

1. The companies' Requests for Waiver of the above-listed provisions are granted.

2. This order is effective upon issuance, after which this case may be closed.

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)

Nancy Dippell, Deputy Chief Regulatory Law
Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
On this 1st day of April, 2009.