

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Petition of VCI Company for)
Designation as an Eligible Telecommunications) **Case No. CO-2006-0464**
Carrier)

ORDER ADOPTING PROCEDURAL SCHEDULE

Issue Date: August 1, 2006

Effective Date: August 1, 2006

On June 9, 2006, VCI Company (“VCI”) filed its petition seeking designation as an Eligible Telecommunications Carrier. On June 26, 2006, Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri (“AT&T”) was granted intervention pursuant to 4 CSR 240-2.075. On July 24, 2006, a prehearing was held and the parties were directed to submit a proposed procedural schedule, which was filed on July 31, 2006. The Commission has reviewed the parties’ proposed procedural schedule and finds it to be generally acceptable.

IT IS ORDERED THAT:

1. The following procedural schedule is adopted:

Direct Testimony by Applicant	-	August 24, 2006
Rebuttal Testimony by all other parties	-	September 22, 2006
Surrebuttal Testimony filed by other parties	-	October 23, 2006
List of Issues, List of Witnesses, Order of Witnesses and Cross-examination	-	October 27, 2006
Position Statements	-	November 10, 2006

Evidentiary Hearing¹

**- November 16-17, 2006,
beginning at 8:30 a.m.**

2. The evidentiary hearing will be held in the offices of the Missouri Public Service Commission in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, Room 305. The Governor Office Building is a facility that meets the accessibility requirements of the Americans with Disabilities Act. Any person who needs additional accommodations to participate in the hearing should call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

3. The following conditions shall apply to this proceeding and the parties are directed to comply with them:

(A) The Commission will require the prefiling of direct and rebuttal testimony as defined in 4 CSR 240-2.130. All parties shall comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions and evidence in issue and to avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing.

(B) The parties shall agree on and file a list of issues to be determined herein by the Commission. Staff shall be responsible for actually drafting and filing the list of issues and the other parties shall cooperate with Staff in the development thereof. Any issue not included in the issues list will be presumed to not require determination by the Commission.

¹ The parties' alternatively proposed hearing dates of November 28 and 29, 2006, are no longer available.

- (C) Each party shall file a list of the witnesses to appear on each day of the hearing and the order in which they shall be called. The parties shall establish the order of cross-examination and file a joint pleading indicating the same.
- (D) Each party shall file a statement of its position on each disputed issue, including a summary of the factual and legal points relied on by the party. Such statement shall be simple and concise, shall follow the issues set out in the issues list, and shall not contain argument about why the party believes its position to be the correct one.
- (E) All parties are required to bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has been prefiled, only one copy of the exhibit is necessary for the court reporter. If an exhibit has not been prefiled, the party offering it should bring, in addition to the one copy for the court reporter, copies for the five Commissioners, the judge, and all counsel.

4. This order shall become effective on August 1, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Harold Stearley, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 1st day of August, 2006.