3/1/90 Hammilton will them check further with them advier.

Southwestern Bell Telephone

100 North Tucker Boulevard St. Louis, Missouri 63101 Phone (314) 247-4465

January 2, 1990

Mr. Ralph Gladden Rate and Tariff Examiner Missouri Public Service Commission P.O. Box 360 Jefferson City, Missouri 65102 DECEIVED JAN - 2 1990

OFFICE OF THE SECRETARY PUBLIC SERVICE COMMISSION

Re: Case Nos. TR-83-325 and TR-84-97

Dear Mr. Gladden:

This concerns the above-referenced Missouri Case Numbers and our tariffs pertaining to the Missouri portion of the Hamburg, Iowa Exchange in conjunction with Docket No. RPU-82-49 in Iowa.

On November 8, 1989, the Iowa State Utilities Board issued an "Order Affirming Proposed Decision" in this matter that clears the way for the appropriate refunds to be made to customers for the difference between amounts collected under interim rates and the amounts which would have been collected if final rates had been in effect during the interim period. I have attached a copy of this Order for your information. The refund liability is for the period from May 1, 1983 through August 31, 1986.

Customers in the Missouri portion of the Hamburg, Iowa Exchange have been paying the interim rates and, accordingly, are eligible to receive the appropriate refunds. Northwestern Bell Telephone Company has indicated it will be necessary to manually determine the refund amounts for Missouri customers, and they plan to identify the appropriate refund amounts in a timely manner.

I will follow-up with the appropriate Northwestern Bell Telephone Company personnel involved in this project and provide you with a full report and accounting of the refunds made to customers in the Missouri portion of this exchange as soon as the information is made available.



Also, there have been no further Orders issued by the Iowa State Utilities Board in Docket No. RPU-84-7. Accordingly, the refund liability in this Docket is still pending.

If you have any questions regarding this matter, please call me on (314) 247-5765.

Very truly yours,

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Area Manager Rate Administration

Attachment

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TERRY E. BRANSTAD, GOVERNOR

Becind 11/10/89

IOWA STATE UTILITIES BOARD DEPARTMENT OF COMMERCE

NORTHWESTERN BELL TELEPHONE COMPANY

Docket No. RFU-88-25 (RPU-82-49) "ORDER AFFIRMING PROPOSED DECISION"

Issued November 8, 1989

Parties Served:

R. L. Bruner General Manager-Regulatory Northwestern Bell Telephone Company 925 High Street Des Moines, IA 50309

Dellon E. Coker, Chief Regulatory Law Office U.S. Army Legal Services Agency JALS-RL 3147 6511 Columbia Pike Falls Church, VA 22041

Michael H. Salsbury, Attorney Jenner & Block One IBM Plaza Chicago, IL 60611

David J.W. Proctor, Attorney Bradshaw, Fowler, Proctor & Fairgrave 1100 Des Moines Building Des Moines, IA 50307

James R. Maret Consumer Advocate Department of Justice Consumer Advocate Division Lucas State Office Building Des Moines, IA 50319

CERTIFICATE UP SERVICE

The undersigned hereby certifies that the foregoing document has been served this day upon all parties of record in this proceeding by mailing, by first class mail, to each such party a copy thereof, in property addressed envelope with charges

prepaid

(1-08) Date



P02

STATE OF IOWA DEPARTMENT OF COMMERCE

UTILITIES DIVISION

IN RE:

NORTHWESTERN BELL TELEPHONE COMPANY DOCKET NO. RFU-88-25 (RPU-82-49)

ORDER AFFIRMING PROPOSED DECISION

(Issued November 8, 1989)

On June 7, 1989, the Administrative Law Judge (ALJ) issued a "Proposed Order Approving Refund Plan" in Docket No. RFU-88-25 relating to Northwestern Bell Telephone Company's (Northwestern Bell) 1982 rate case, Docket No. RPU-82-49. On June 21, 1989, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed a notice of appeal of the ALJ's proposed order alleging error in a procedural ruling, the "Order Denying Request to Take Official Notice and Requiring Briefs," issued March 10, 1989. The Consumer Advocate had filed a request to take official notice on February 14, 1989, requesting that certain depreciation expense and depreciation reserve information from Docket No. RPU-88-6 be officially noticed in this docket. The ALJ denied Consumer Advocate's request finding that the information for which official notice was sought was not material to any issue relating to the refund and that Consumer Advocate's approach and argument was not consistent with IOWA CODE § 476.6(13) (1989).

By order dated July 11, 1989, the Utilities Board (Board) identified the two issues on appeal as:

I. Whether the ALJ was correct in denying the Consumer Advocate's request to take official notice; and

Docket No. RFU-88-25 (RPU-82-49) Page 2

2. Whether the ALJ was correct in determining that no additional refunds are due and customers are not required to pay twice for certain depreciation expenses.

 $P \cup 4$

The Board has reviewed the "Proposed Order Approving Refund Plan" and the March 10, 1989, order as it affected the proposed decision. The Board finds the ALJ did not err in denying the request to take official notice and will affirm the proposed decision of the ALJ. However, the Board will modify the reasoning in the March 10, 1989, order by striking the portion of the order on page 2 beginning "The evidence the consumer advocate desires to include ..." and ending "enrichment at the expense of ratepayers." The Board's reasoning for supporting the decision follows.

In this appeal, the Consumer Advocate is requesting the Board to require Northwestern Bell to refund expense rather than revenue and such action is improper. IOWA CODE § 476.6(13) (1989). The Consumer Advocate's approach ignores the fact that revenue requirements are determined and rates are designed on the basis of a test period. It is necessary to use a test period to provide a measure for setting future rates. Although rates are fixed by the Board, subsequent history will always show different investment, expense, revenue, and units of service levels from those considered in the test period.

In the calculation of a refund under § 476.6(13), the only variables considered are revenue and units of service. <u>See Northwestern Bell Tele.</u> <u>Co. v. Iowa State Commerce Comm'n</u>, 359 N.W.2d 491, 499-500 (Iowa 1984). The Consumer Advocate recommends abandoning test-year methodology for one item, ELG depreciation expense, and advocates basing refunds on ELG expense booked over the whole of the refund period. It would retain test-year

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Docket No. RFU-88-25 (RPU-82-49) Page 3

methodology for all other elements of revenues, expenses, and investments. Ihis approach is contrary to IOWA CODE § 476.6(13) (1989) which requires the company to refund any amounts collected (revenues) in excess of the amounts which would have been collected under rates, charges, schedules, or regulations finally approved by the Board.

The final revenue requirement has been set and the rates proposed produce the allowed revenue requirement. The plan of refund proposes to return the difference between amounts collected under interim rates and the amounts which would have been collected if final rates had been in effect during the interim period. There is no injustice to ratepayers in the plan of refund. It will be approved.

IT IS THEREFORE ORDERED

I. The "Proposed Order Approving Refund Plan," and all decisions inhering therein, including, but not limited to, the "Order Denying Request to Take Official Notice and Requiring Briefs," are affirmed.

2. The reasoning in the March 10, 1989, "Order Denying Request to Take Official Notice and Requiring Briefs," is modified as provided in this order.

UTILITIES BOARD

ATTEST ncy Thimanek Bay & Executive Secretary

Dated at Des Moines, Iowa, this 8th day of November, 1989.

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Dee Ordered 2 x 3

STATE OF MISSOURI PUBLIC SERVICE COMMISSION At a Session of the Public Service Commission held at its office in Jefferson City on the 30th day of August, 1989.

CASE NO. TR-90-46

In the matter of Southwestern Bell Telephone Company, St. Louis, Missouri, for authority to file a tariff reflecting increased rates for telephone service in the Missouri portion of the Hamburg, Iowa Exchange.

ORDER APPROVING TARIFF

The Hamburg, Iowa Exchange of Northwestern Bell Telephone Company contains a small area in the State of Missouri which includes approximately eighty (80) customers. The Missouri customers in the Hamburg, Iowa Exchange are served from the central office in Hamburg, Iowa and have the same calling scope as do customers in the Iowa portion of the exchange. Rates for telephone service in the Missouri portion are reflected in the Missouri tariff for Southwestern Bell Telephone Company, P.S.C. Mo. No. 17, and have historically matched rates for the Iowa customers in order to achieve rate conformity within the exchange.

The State of Iowa Department of Commerce Utilities Division authorized increased rates in its Docket No. RPU-88-6. On July 31, 1989, Southwestern Bell Telephone Company submitted for Commission approval a revised tariff sheet for the Missouri portion of the Hamburg, Iowa exchange reflecting the increased rates authorized in Iowa with a requested effective date of September 1, 1989.

The Commission is of the opinion that a hearing need not be held in Missouri on this matter, and that the tariff filed by Southwestern Bell Telephone Company on July 31, 1989, reflecting rates for telephone service in the Missouri portion of the Hamburg, Iowa Exchanges should be allowed to go into effect on September 1, 1989, subject to refund pending a final decision of the State of Iowa Department of Commerce Utilities Division, which may be the result of a decision to be reached on the Writ of Review filed in the Polk County, Iowa Circuit Court.

It is, therefore,

ORDERED: 1. That the following tariff sheet submitted on July 31, 1989, by Southwestern Bell Telephone Company for the purpose of establishing rates for telephone service provided in the Missouri portion of the Hamburg, Iowa Exchanges, be, and the same is, hereby approved for service rendered on and after September 1, 1989.

<u>P.S.C. Mo. No. 17, Missouri Portion, Hamburg, Iowa</u> 15th Revised Sheet No. 1 Cancelling 14th Revised Sheet No. 1

Der Ordered 2 and 3, page 2

STATE OF MISSOURI PUBLIC SERVICE COMMISSION

At a Session of the Public Service Commission held at its office in Jefferson City on the 28th day of August, 1986.

Case No. TR-87-18: In the matter of Southwestern Bell Telephone Company, St. Louis, Missouri, for authority to file a tariff reflecting increased rates for telephone service in the Missouri portion of the Hamburg, Iowa Exchange.

ORDER APPROVING TARIFF

The Hamburg, Iowa Exchange of Northwestern Bell Telephone Company contains a small area in the State of Missouri which includes approximately eighty (80) customers. The Missouri customers in the Hamburg, Iowa Exchange are served from the central office in Hamburg, Iowa and have the same calling scope as do customers in the Iowa portion of the exchange. Rates for telephone service in the Missouri portion are reflected in the Missouri tariff for Southwestern Bell Telephone Company, P.S.C. Mo. No. 17, and have historically matched rates for the Iowa customers in order to achieve rate conformity within the exchange.

The Iowa State Commerce Commission issued an Order in Docket RPU-84-7 on January 16, 1985, authorizing Northwestern Bell Telephone Company to establish revised permanent rates in the State of Iowa, including the Hamburg, Iowa Exchange. The revised rates were approved, subject to refund in the event Federal Communications Commission prescribed depreciation methods and rates are reversed upon appeal and not held binding upon the states. This matter is also the subject of a Writ of Review filed in the Polk County, Iowa Circuit Court. As of the issue date of this Order a decision has not been reached on the Writ of Review.

The Commission is of the opinion that a hearing need not be held in Missouri on this matter, and that the tariff filed by Southwestern Bell Telephone Company on May 23, 1986, reflecting rates for telephone service in the Missouri portion of the Hamburg, Iowa Exchanges should be allowed to go into effect on September 1, 1986, subject to refund pending a final decision of the Iowa State Commerce Commission which may be the result of a decision to be reached on the Writ of Review filed in the Polk County, Iowa Circuit Court.

It is, therefore,

ORDERED: 1. That the following tariff sheet submitted on May 23, 1986 by Southwestern Bell Telephone Company for the purpose of establishing rates for telephone service provided in the Missouri portion of the Hamburg, Iowa Exchange, be, and the same is, hereby approved for service rendered on and after September 1, 1986.

P.S.C. Mo. No. 17, Missouri Portion, Hamburg, Iowa 13th Revised Sheet No. 1 Cancelling 12th Revised Sheet No. 1 and 1st Revised Sheet No. 1.01

ORDERED: 2. That any revenue collected under the rates authorized herein which may be in excess of revenues from rates which may be finally determined by the Iowa Commerce Commission to be just and reasonable, shall be refunded, together with interest at the rate determined by the Iowa Commerce Commission but not less than nine percent (9%) per annum.

ORDERED: 3. That within sixty (60) days following any future decision of the Iowa Commerce Commission or any future decision resulting from the Writ of Review filed in the Polk County, Iowa Circuit Court, Southwestern Bell shall submit to this Commission a report reflecting revenues collected from customers in the Missouri portion of the Hamburg, Iowa Exchange under the rates authorized herein and revenues that would have been collected under any subsequent rates found by the Iowa Commerce Commission to be proper; and, if appropriate, submit a proposed procedure to refund any excess revenues which may have been collected during the interim periods.

ORDERED: 4. That this Order shall become effective on the date hereof.

BY THE COMMISSION Harvey J. Hellis Harvey G. Hubbs Secretary

(SEAL)

Steinmeier, Chm., Musgrave, Mueller, Hendren and Fischer, CC., Concur.

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April 27, 1988

SULCER Antonio Commissio

L'unito Setuice Commission

Mr. Ralph Gladden Rate and Tariff Examiner Missouri Public Service Commission P.O. Box 360 Jefferson City, Missouri 65102

Re: Case Nos. TR-83-325, TR-84-97 and TR-87-18

Dear Mr. Gladden:

This concerns the above-referenced Missouri Case Numbers and our tariffs pertaining to the Missouri Portion of the Hamburg, Iowa Exchange in conjunction with Docket Nos. RPU-82-49 and RPU-84-7 in Iowa. This correspondence will confirm our recent conversation regarding this matter.

As of April 8, 1988, there has been no further orders issued by the Iowa State Utilities Board in Docket No. RPU-84-7. Accordingly, the rates currently in effect for the Missouri portion of the Hamburg, Iowa Exchange, as a result of that case, are still subject to refund.

With regard to the status of Docket No. RPU-82-49, Northwestern Bell Telephone Company has advised that the Iowa Supreme Court has issued its ruling in this Docket, and it has been remanded back to the Iowa State Utilities Board for disposition. We will be notified when the Iowa State Utilities Board issues its final order in this Docket.

I will continue to monitor these dockets and keep you apprised of their current status. If you have any further questions regarding this matter, please call me on (314) 247-5765.

Very truly yours,

hert F. Hamilton

Area Manager Rate Administration



Southwestern Bell Telephone

100 North Tucker Boulevard St. Louis, Missouri 63101 Phone (314) 247-9800



100 North Tucker Boulevard St. Louis, Missouri 63101 Phone (314) 247-9800

August // , 1987

Mr. Ralph Gladden Rate and Tariff Examiner Missouri Public Service Commission P.O. Box 360 Jefferson City, Missouri 65102

Case Nos. TR-83-325, TR-84-97 and TR-87-18

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AUG 1 4 1987

MISSOURI Public Service Commission

Dear Mr. Gladden:

RE:

This concerns the above referenced Missouri Case Numbers and our tariffs pertaining to the Missouri Portion of the Hamburg, Iowa Exchange in conjunction with Docket Nos. RPU-82-49 and RPU-84-7 in Iowa. This correspondence will confirm our recent conversation regarding this matter.

As of August 4, 1987, there has been no further Order issued by the Iowa Commerce Commission in Docket No. RPU-82-49. Therefore, rates authorized in this Docket applicable to Missouri subscribers for the May 1, 1983, through August 31, 1986, time frame are still subject to refund pending final resolution of this matter by the Iowa Commerce Commission.

Also, there have been no further Orders issued by the Iowa Commerce Commission in Docket No. RPU-84-7. Accordingly, the rates currently in effect for the Missouri Portion of the Hamburg, Iowa Exchange are also still subject to refund.

Attached for your perusal, is a copy of the correspondence dated August 4, 1987, from Northwestern Bell Telephone Company providing the aforementioned status report of these Dockets.

I will continue to monitor these Iowa Dockets and keep you apprised of their status. If you have any further questions regarding this matter, please call me on (314) 247-5765.

Very truly yours,

Samilton

Area Manager Rate Administration

Attachment

cc: Ms. Anita Fenske-Stansfield, Hearing Examiner



Northwestern Bell A US WEST COMPANY

Des Moines, Iowa 50309 August 4, 1987

Mr. Bob Hamilton, Staff Manager-Rate Administration Southwestern Bell Telephone Company 100 North Tucker Boulevard Room 1101 St. Louis, MO 63101

Dear Mr. Hamilton:

We have reviewed the status of Dockets RPU-82-49 and RPU-84-7 as they relate to Hamburg, Missouri. There has been no change in their status.

During our May 15, 1986, meeting we discussed possible changes in our present arrangements. If you have had an opportunity to discuss those suggestions with your commission, we would be interested in their reaction.

Since you agreed to provide us with any changes in your tariff and we haven't heard from you, we assume there haven't been any.

Sincerely,

athy

Kathy Sandstrom

Southwestern Bell Telephone

100 North Tucker Boulevard St. Louis, Missouri 63101

Phone (314) 247-9800

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FEB 1 1 1987

NUSSUUKI Public Service Commission

February 9, 1987

Mr. Paul Pederson Assistant Manager-Rates Missouri Public Service Commission Post Office Box 360 Jefferson City, Missouri 65102

Dear Mr. Pederson:

Re: Case Nos. TR-83-325, TR-84-97 and TR-87-18.

This concerns the above referenced Missouri Case Numbers and our tariffs pertaining to the Missouri Portion of the Hamburg, Iowa, Exchange in conjunction with Docket Nos. RPU-82-49 and RPU-84-7 in Iowa.

As of February 3, 1987, there has been no further Order issued by the Iowa Commerce Commission in Docket No. RPU-82-49. Therefore, rates authorized in this Docket applicable to Missouri subscribers for the period May 1, 1983, through August 31, 1986, are still subject to refund pending final resolution of this matter by the Iowa Commerce Commission.

Also, there have been no further Orders issued by the Iowa Commerce Commission in Docket No. RPU-84-7. Accordingly, the rates currently in effect for the Missouri Portion of the Hamburg, Iowa, Exchange are also still subject to refund.

I will continue to monitor these Iowa Dockets and keep you apprised of their status. If you have any further questions regarding this matter, please call me on (314) 247-5765.

Very truly yours,

Staff Manager Rate Administration

cc: Ms. Anita Fenske-Stansfield, Hearing Examiner Missouri Public Service Commission Post Office Box 360 Jefferson City, Missouri 65102 No supplement to this tariff will be issued except for the purpose of canceling this tariff.

(RT)

MISSOURI PORTION-HAMBURG IOWA, EXCHANGE 21st Revised Sheet 1 Replacing 20th Revised Sheet 1

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SOUTHWESTERN BELL TELEPHONE COMPANY LOCAL EXCHANGE TARIFF

Missouri Public Sorvico Commission

RECD NOV 1 2 1998

(RT)			DEC 30 1998
	Issued:	NOV 1 3 1998	Effective:	
CANCELLED June 29, 2007 TO-2002-185 Missouri Public Sęrvice Commission			By PRISCILLA HILL-ARDOIN, President-Missouri Southwestern Bell Telephone Company St. Louis, Missouri	DEC 3 0 1998

No supplement to this tariff will be issued except for the purpose of canceling this tariff.

(RT)

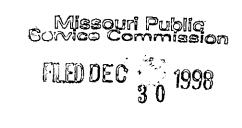
(RT)

MISSOURI PORTION-HAMBURG IOWA, EXCHANGE 1st Revised Sheet 1.01 Replacing Original Sheet 1.01

SOUTHWESTERN BELL TELEPHONE COMPANY LOCAL EXCHANGE TARIFF

Missouri Public Sorvico Commission

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Issued: NOV 1 3 1998

Effective:

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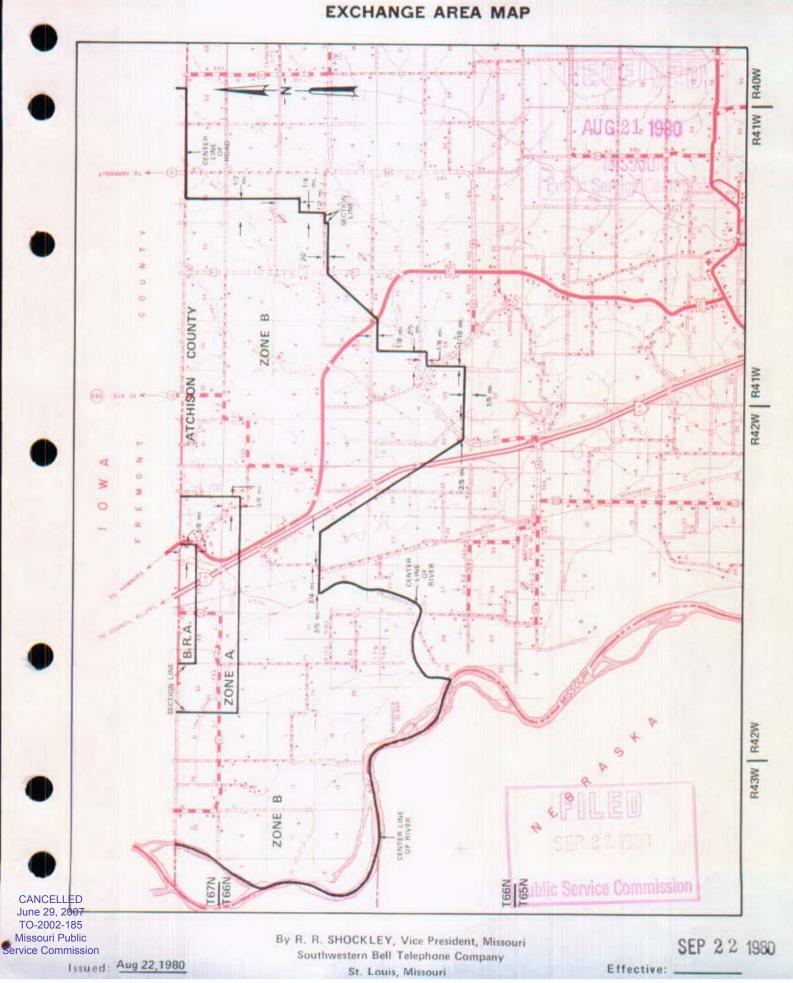
By PRISCILLA HILL-ARDOIN, President-Missouri Southwestern Bell Telephone Company St. Louis, Missouri

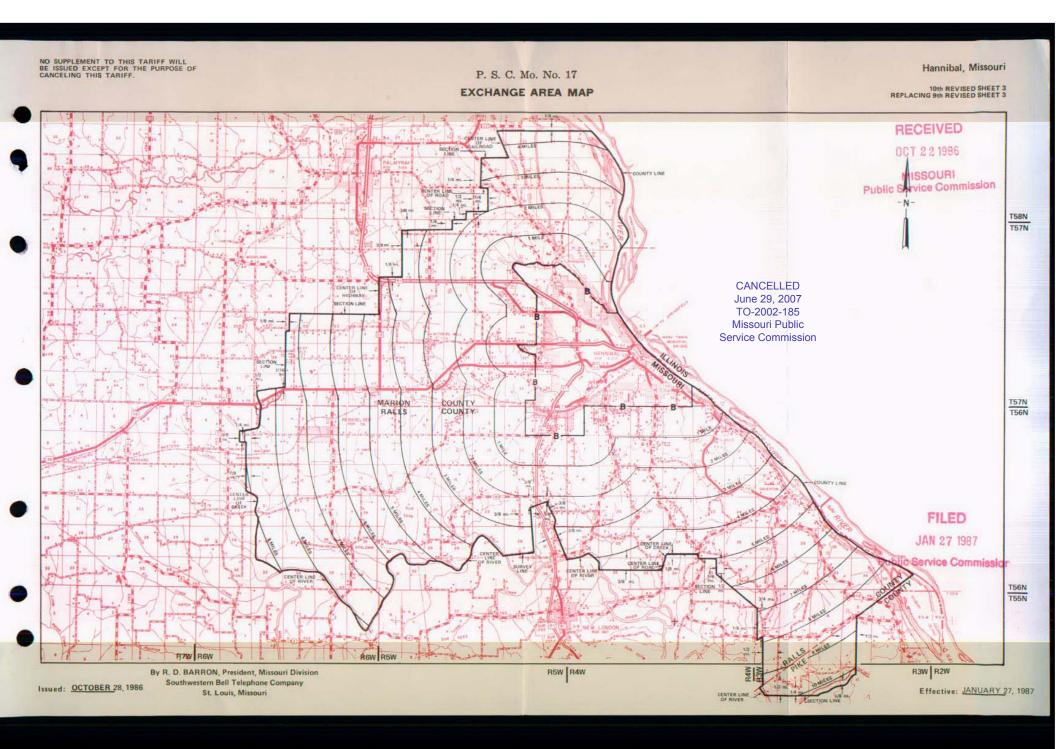
CANCELLED June 29, 2007 TO-2002-185 Missouri Public Service Commission





Ath REVISED SHEET 1-A REPLACING 3rd REVISED SHEET 1-A



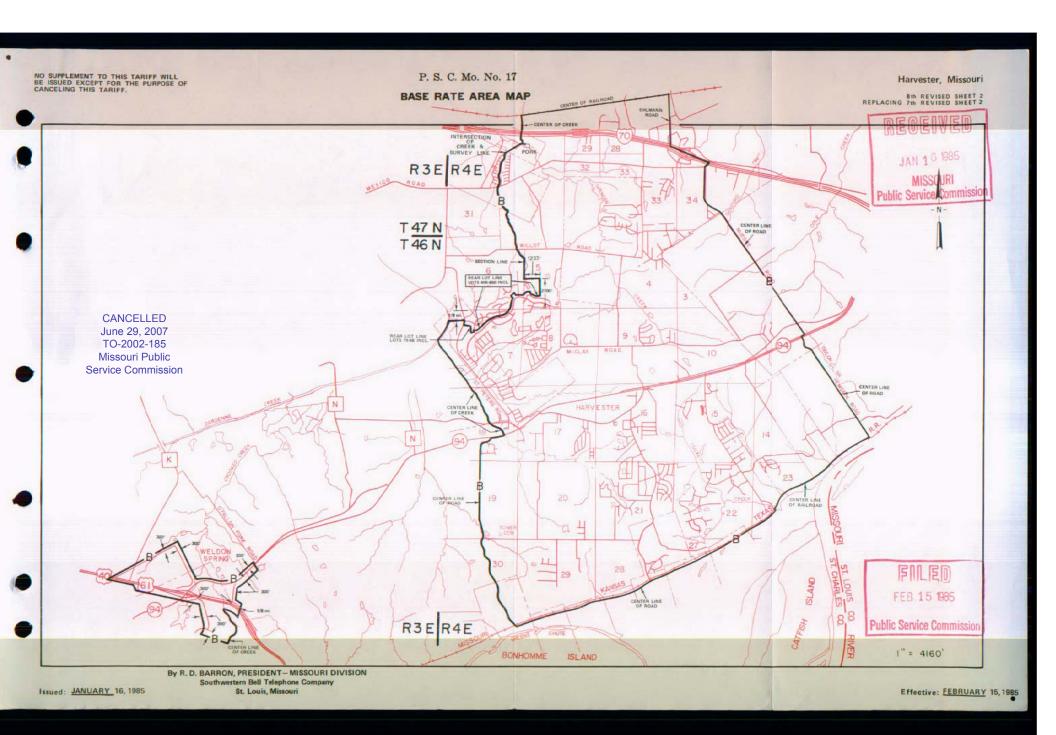


SBC PSC MO #17 Hannibal, Missouri 3rd Revised Sheet 2 Replacing 2nd Revised Sheet 2

Non-Scannable Map

(Is viewable in the Data Center 200 Madison Street, 1st Floor Jefferson City MO)

CANCELLED June 29, 2007 TO-2002-185 Missouri Public Service Commission



NO SUPPLEMENT TO THIS TARIFF WILL BE ISSUED EXCEPT FOR THE PURPOSE OF CANCELING THIS TARIFF.

P. S. C. Mo. No. 17

Harvester, Missouri

11th REVISED SHEET 3 REPLACING10th REVISED SHEET 3



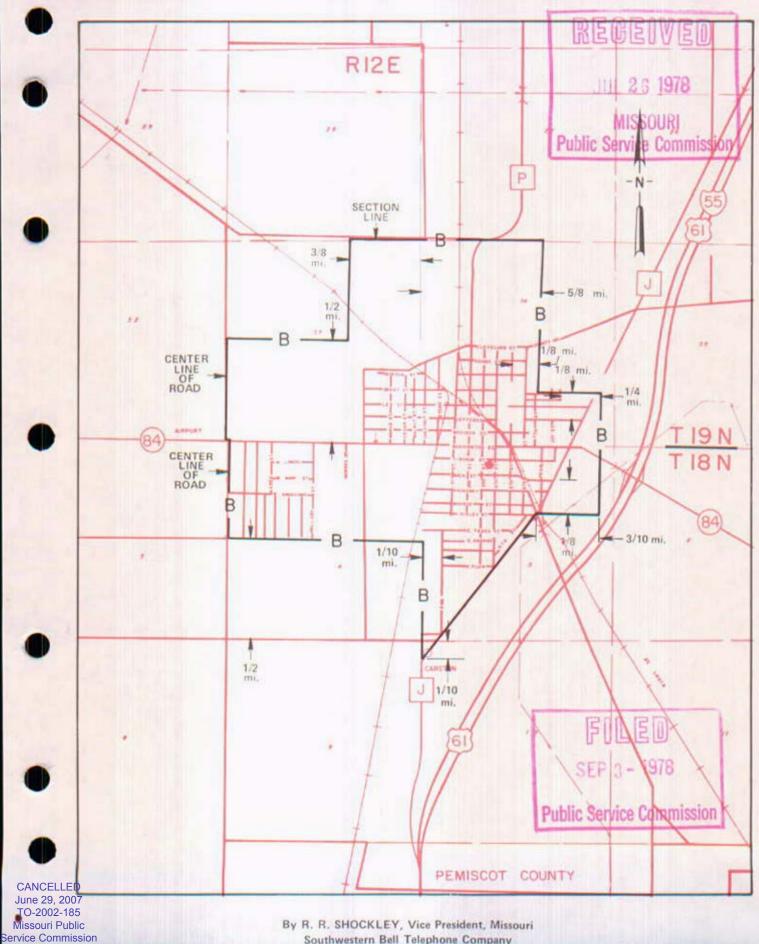
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P. S. C. Mo. No. 17

Hayti, Missouri

BASE RATE AREA MAP

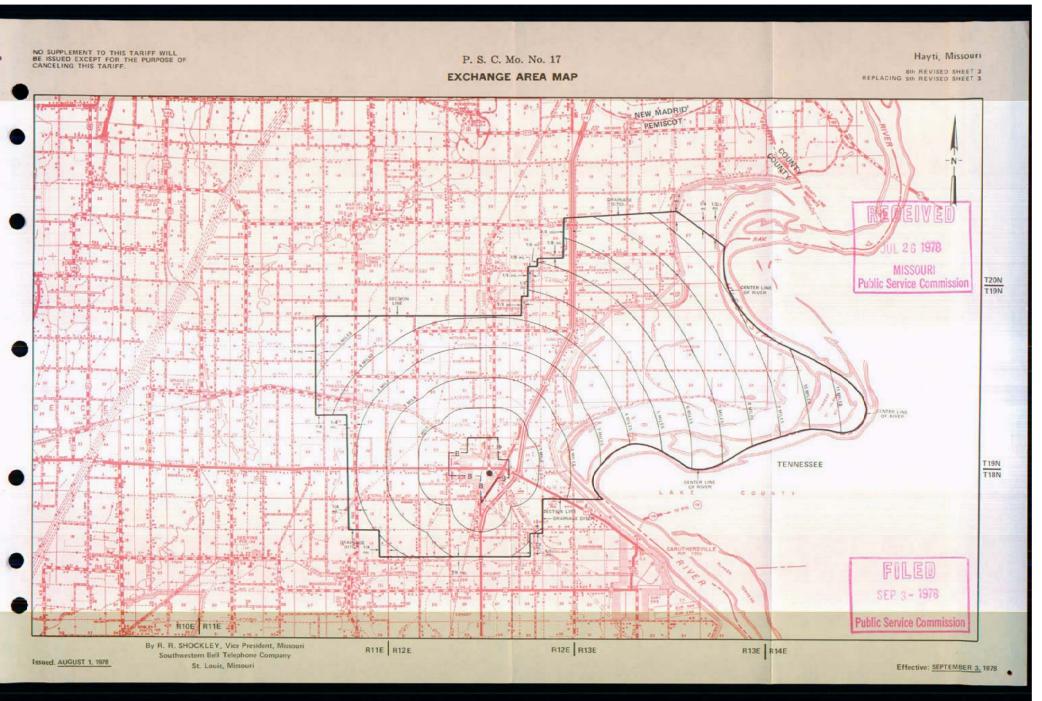
2nd REVISED SHEET 2 REPLACING 1st REVISED SHEET 2



Issued: AUGUST 1, 1978

Southwestern Bell Telephone Company

Effective: SEPTEMBER 3 1978



HICKMAN MILLS, MARTIN CITY, GRANDVIEW, DALLAS

(known as in first for) see

KANSAS CITY DISTRICT EXCHANGE

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under KANSAS CITY

EFFECTIVE JULY 1, 1938



CANCELLED June 29, 2007 TO-2002-185 Missouri Public Service Commission

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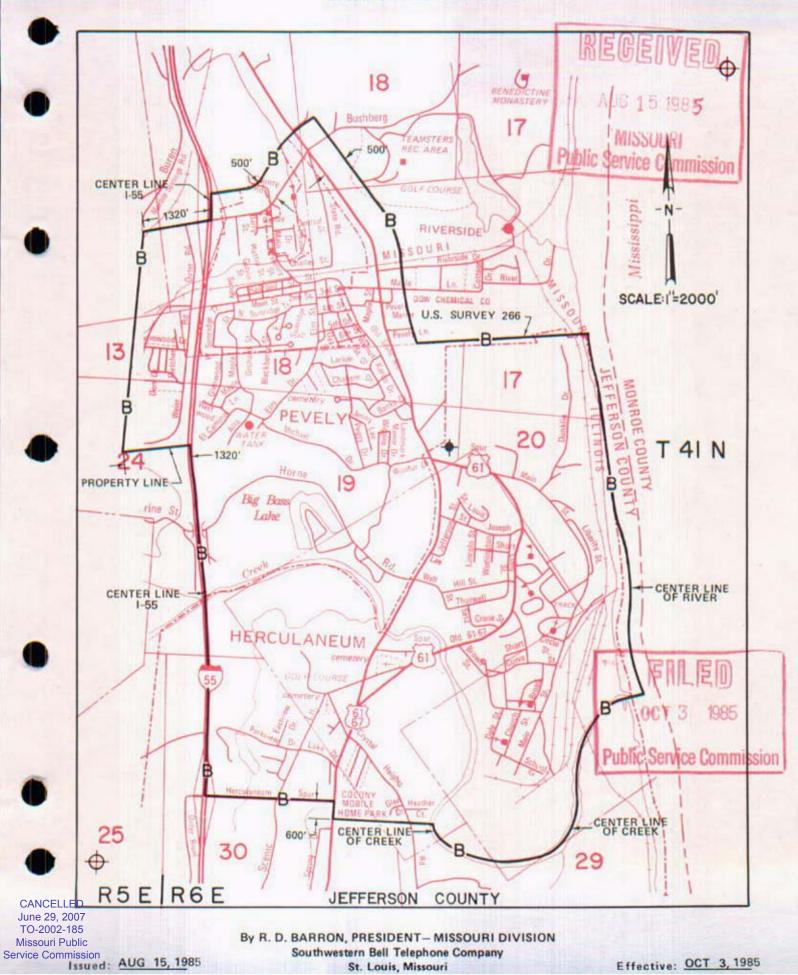
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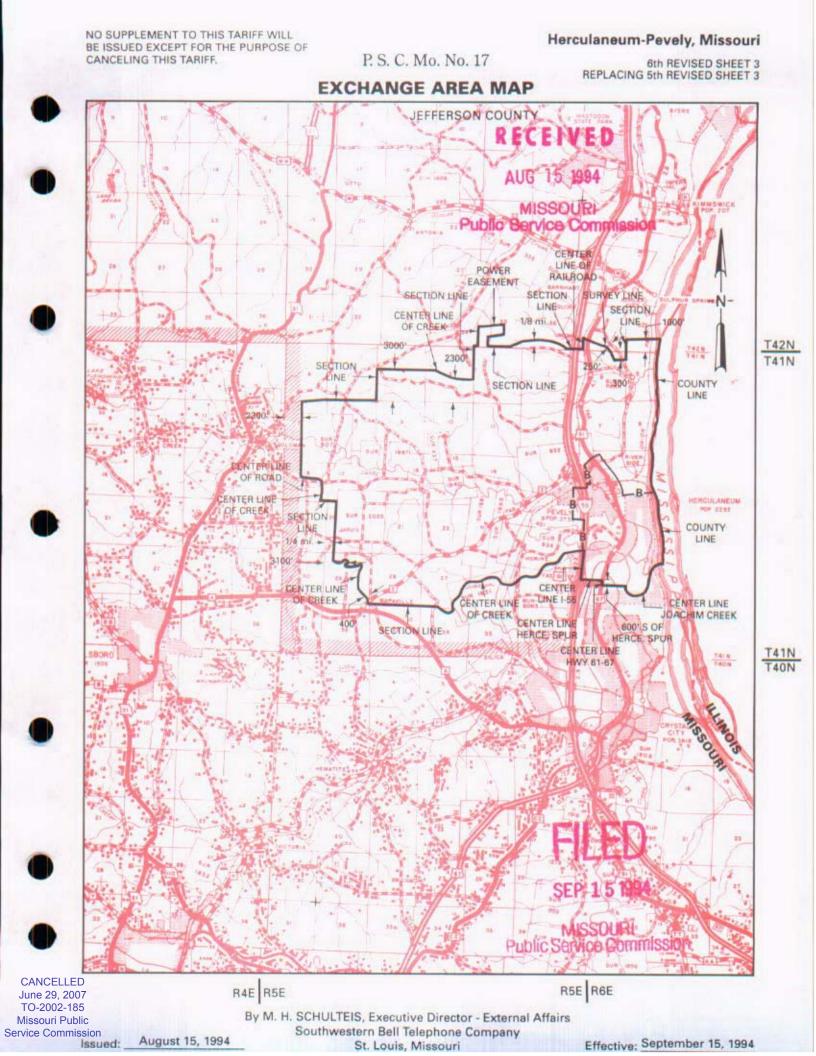
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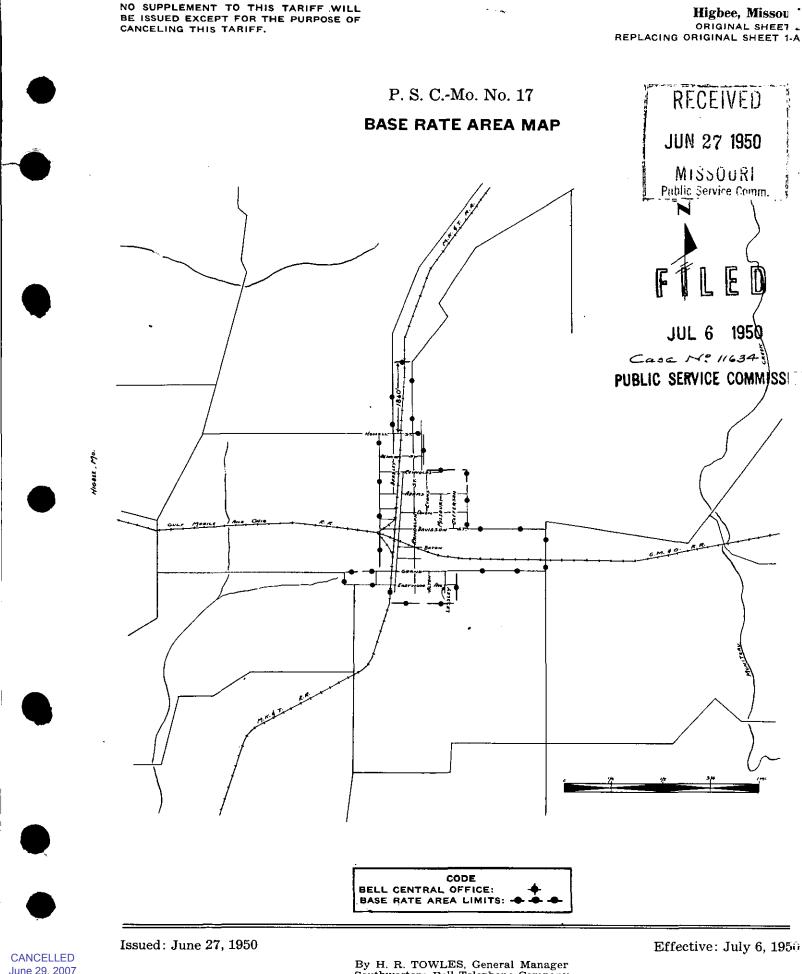
Herculaneum-Pevely, Missouri

BASE RATE AREA MAP

1st REVISED SHEET 2 REPLACING ORIGINAL SHEET 2







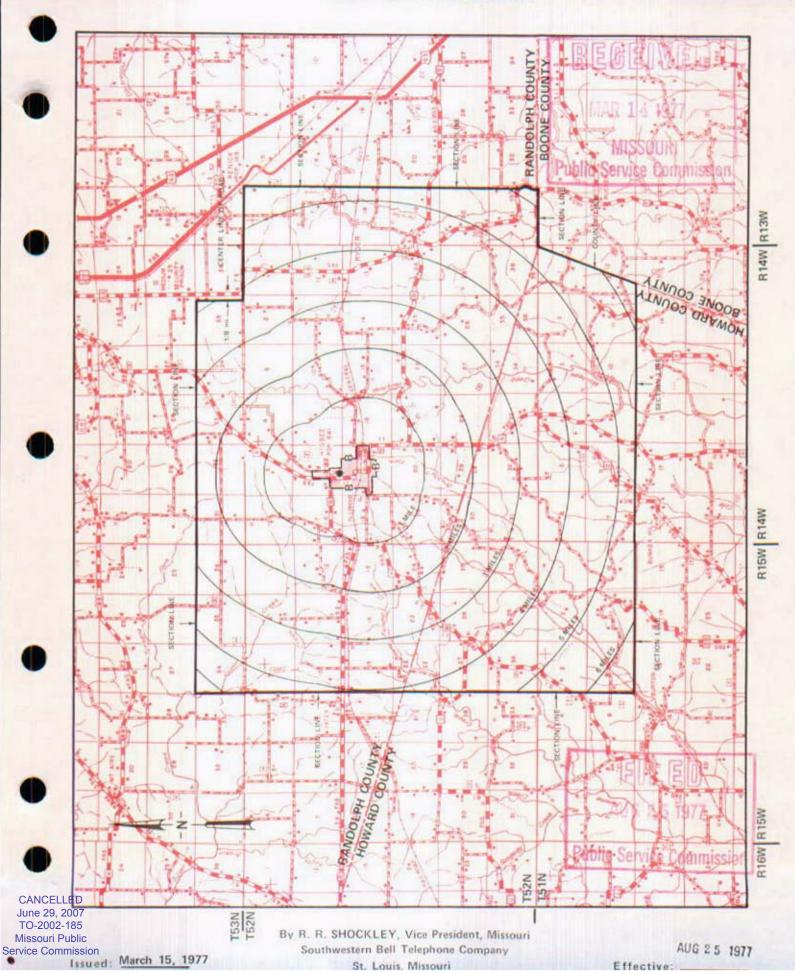
June 29, 2007 TO-2002-185 Missouri Public Service Commission By H. R. TOWLES, General Manager Southwestern Bell Telephone Company St. Louis, Missouri NO SUPPLEMENT TO THIS TARIFF WILL BE ISSUED EXCEPT FOR THE PURPOSE OF CANCELING THIS TARIFF.

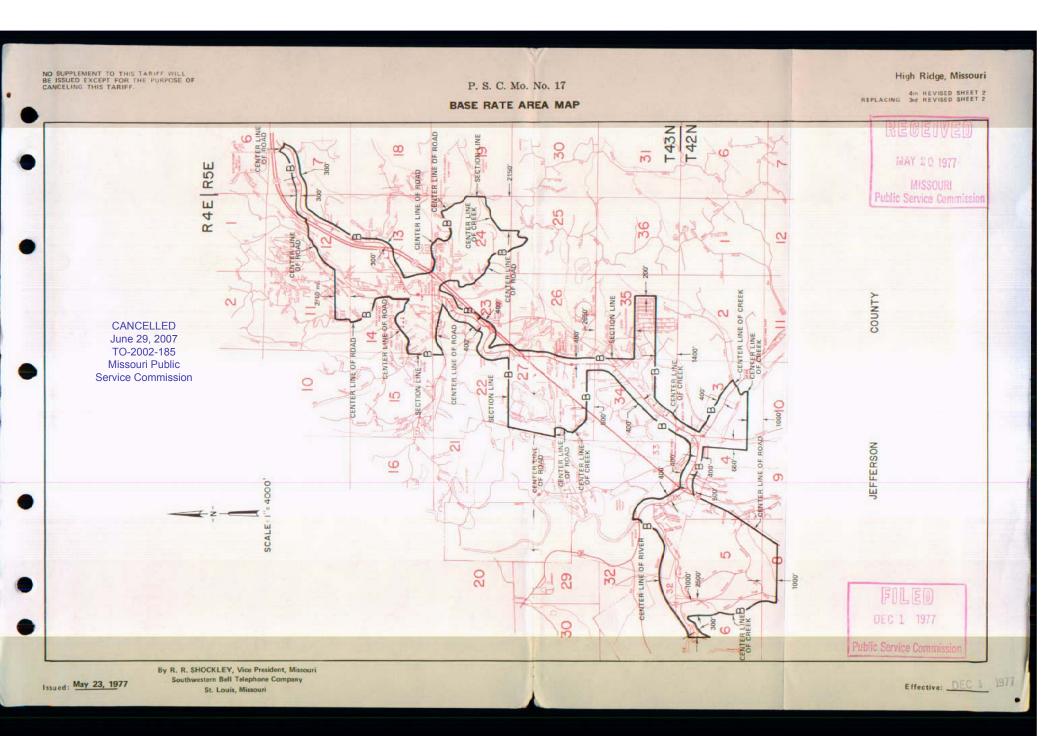
P. S. C. Mo. No. 17

Higbee, Missouri

EXCHANGE AREA MAP

5th REVISED SHEET 3 REPLACING 4th REVISED SHEET 3





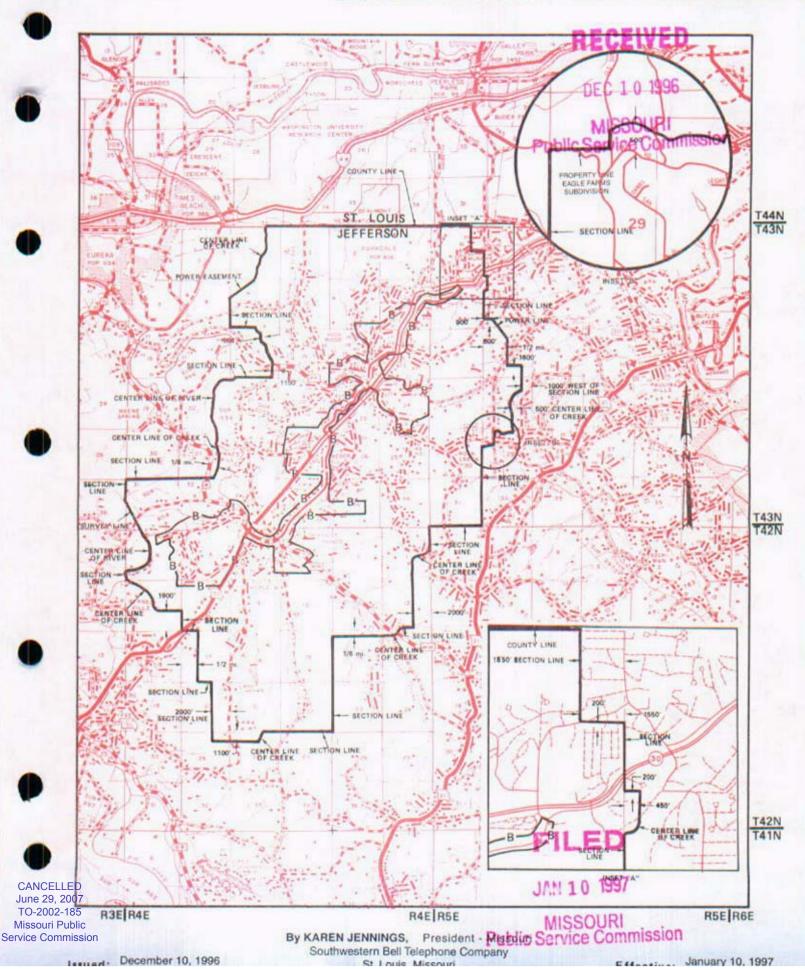
NO SUPPLEMENT TO THIS TARIFF WILL BE ISSUED EXCEPT FOR THE PURPOSE OF CANCELING THIS TARIFF.

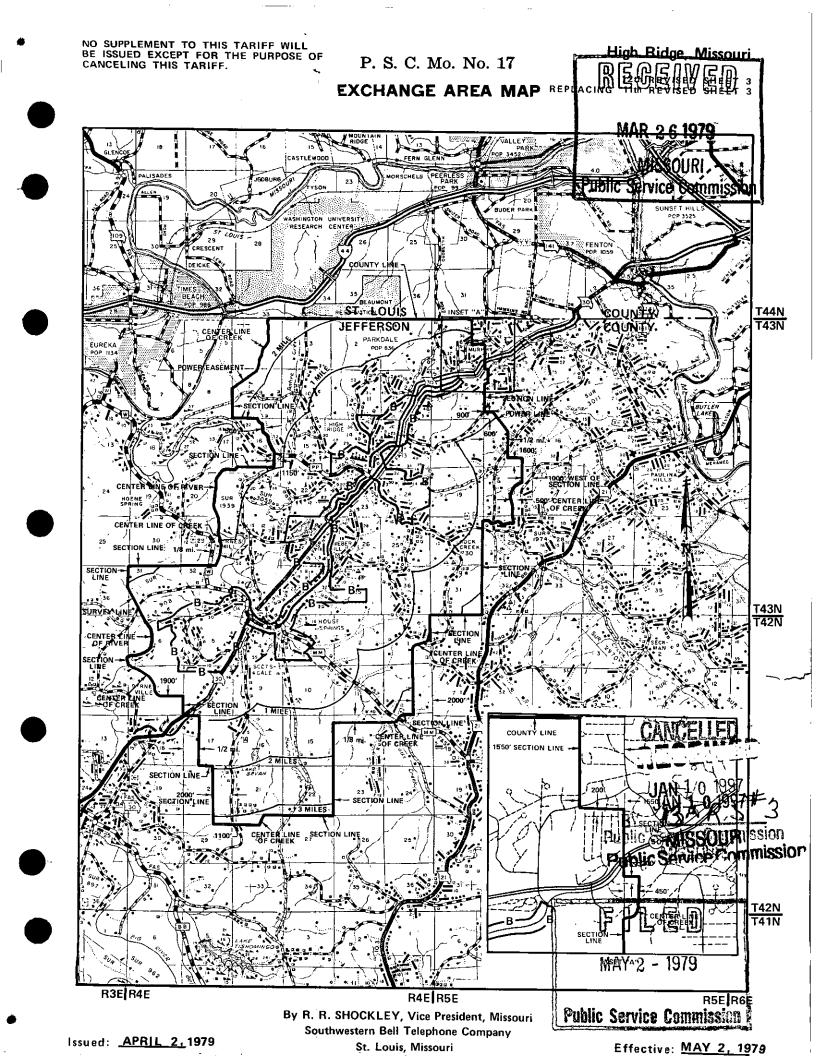
P. S. C. Mo. No. 17

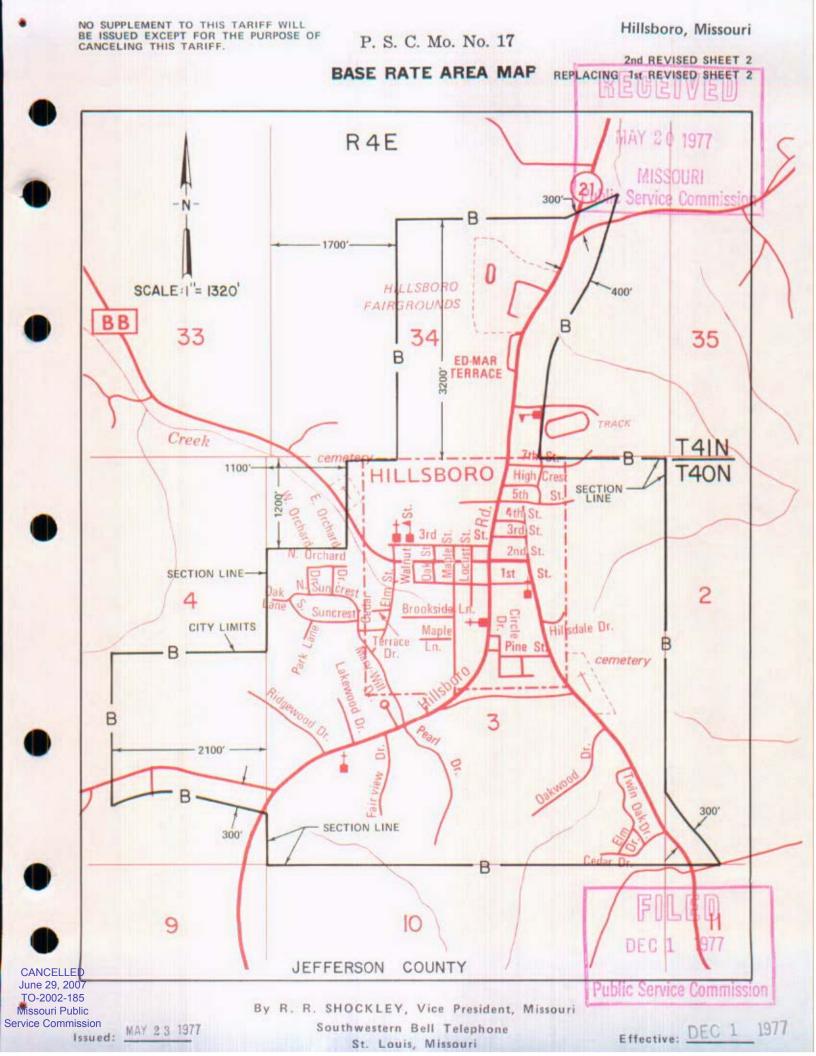
High Ridge, Missouri

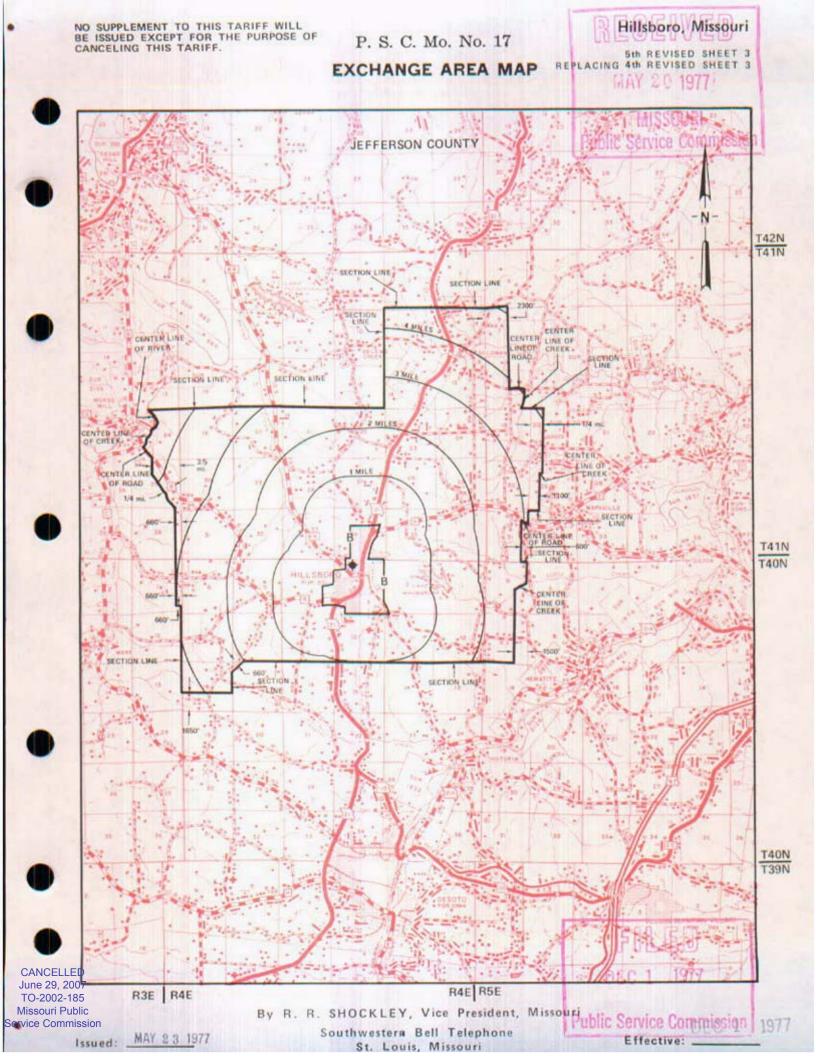
EXCHANGE AREA MAP

13th REVISED SHEET 3 REPLACING 12th REVISED SHEET 3







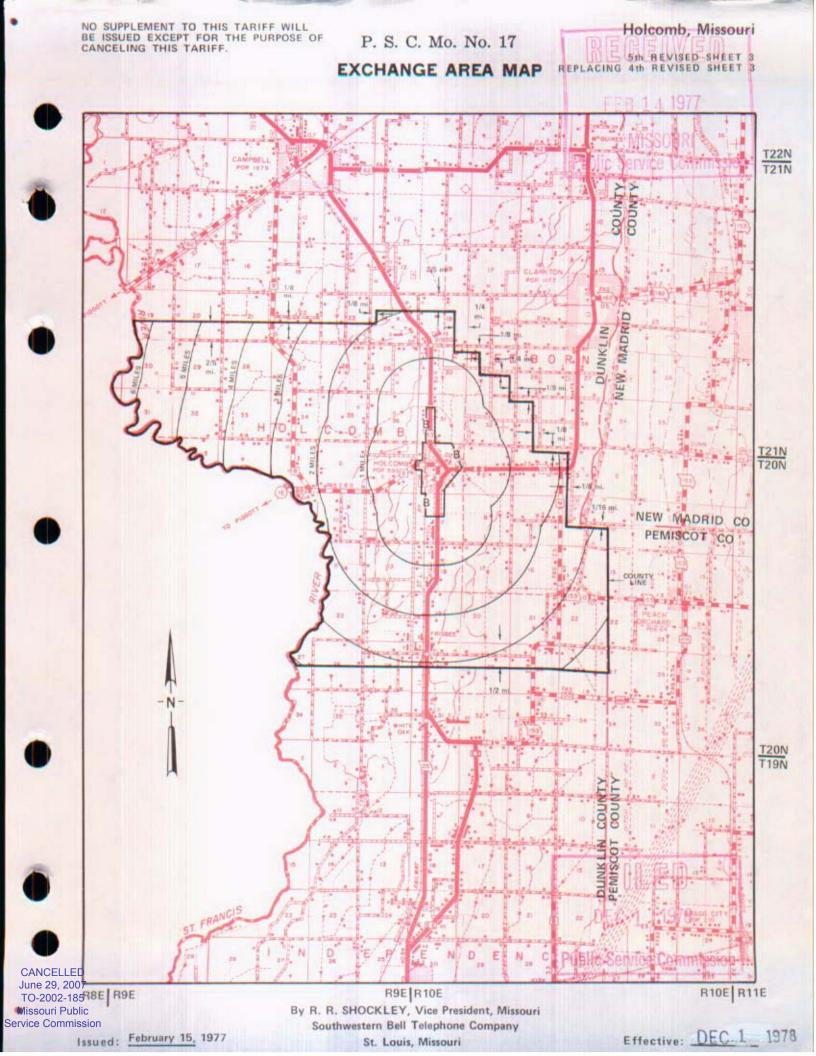


SBC PSC MO #17 Holcomb, Missouri 1st Revised Sheet 2 Replacing Original Sheet 2

Non-Scannable Map

(Is viewable in the Data Center 200 Madison Street, 1st Floor Jefferson City MO)

CANCELLED June 29, 2007 TO-2002-185 Missouri Public Service Commission



SBC PSC MO #17 Hornersville, Missouri Original Sheet 2 Replacing Southeast Missouri Telephone Company P.S.C. Mo. No. 2 Original Sheet 2

Non-Scannable Map

(Is viewable in the Data Center 200 Madison Street, 1st Floor Jefferson City MO)

CANCELLED June 29, 2007 TO-2002-185 Missouri Public Service Commission

