

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Application of Socket)
Telecom, LLC, for Approval of an Amendment)
to an Interconnection Agreement with CenturyTel) Case No. _____
of Missouri, LLC d/b/a CenturyTel, Under the)
Telecommunications Act of 1996.)

APPLICATION FOR APPROVAL OF AN AMENDMENT TO THE
INTERCONNECTION AGREEMENT BETWEEN
CENTURYTEL OF MISSOURI, LLC d/b/a CENTURYTEL
AND SOCKET TELECOM, LLC

COMES NOW Socket Telecom, LLC ("Socket") pursuant to Section 252(e) of the Telecommunications Act of 1996 ("the Act") and 4 CSR 240-3.513(6)(c), and for its Application for Approval of an Amendment to the Interconnection Agreement Between CenturyTel of Missouri, LLC d/b/a CenturyTel and Socket Telecom, LLC, hereby requests that the Commission approve the Amendment, regarding subloops.

I. Parties

1. Socket is a certificated competitive local exchange company in the State of Missouri. Socket is a Missouri limited liability company in good standing, with its principal place of business located at 2703 Clark Avenue, Columbia, Missouri 65202 and it can be reached as follows: telephone – 573-777-1991 (ext. 551) and facsimile – 573-441-1050, email: rmkohly@sockettelecom.com. Socket is an authorized provider of intrastate switched and non-switched local exchange and interexchange telecommunications services in Missouri under certificates granted and tariffs approved by the Commission. Socket is also an authorized provider of interstate telecommunications services in Missouri under the jurisdiction of the

Federal Communications Commission. A certificate of good standing to conduct business in Missouri is attached hereto as Exhibit A and incorporated herein by reference.

2. All inquiries, correspondence, communications, pleadings, notices, orders and decisions relating to this matter should be directed to:

Carl J. Lumley, #32869
Curtis, Heinz, Garrett & O'Keefe, PC
130 S. Bemiston, Suite 200
St. Louis, Missouri 63105
Telephone: (314) 725-8788
Facsimile: (314) 725-8789
Email: clumley@lawfirmemail.com

3. CenturyTel of Missouri, LLC d/b/a CenturyTel ("CenturyTel") is a limited liability company organized and existing under the laws of the State of Louisiana and authorized to conduct business in the State of Missouri. It is a public utility subject to the jurisdiction of the Commission and provides telecommunications services in its service areas within the State of Missouri under authority granted and tariffs approved by the Commission. It is an incumbent local exchange carrier as defined in Section 251(h) of the Telecommunications Act of 1996 and a large local exchange carrier as defined in Sections 386.020, 392.361, and 392.245 R.S.Mo. CenturyTel's principal place of business in Missouri is located at 1151 CenturyTel Drive, Wentzville, Missouri 63885, and it has local offices at 220 Monroe Street, 1st Floor, Jefferson City, Missouri 65101.

4. CenturyTel can be reached as follows:

CenturyTel of Missouri, LLC
220 Madison Street
Jefferson City, Missouri 65101
573-634-8424
573-636-6826 (fax)

Larry W. Dority
Fischer & Dority
101 Madison Street, Suite 400
Jefferson City, Missouri 65101
573-636-6758
573-637-0383 (fax)
lwdority@sprintmail.com

II. Allegations of Fact

5. CenturyTel and Socket are currently interconnecting and exchanging traffic pursuant to the terms of the interconnection agreement (the Agreement) approved by the Commission in Case No. TO-2006-0299.

6. Socket presents to this Commission for approval an Amendment to the Interconnection Agreement Under Sections 251 and 252 of the Telecommunications Act of 1996 between CenturyTel of Missouri, LLC d/b/a CenturyTel and Socket Telecom, LLC, ("Amendment to Interconnection Agreement") attached hereto as Exhibit B, regarding subloops, negotiated and executed pursuant to the terms of the Federal Act. All issues have been successfully negotiated and agreed upon. No arbitration of any issue is required. Both parties have signed the document. The Amendment to Interconnection Agreement constitutes the full agreement of the parties and there are no side agreements related thereto.

7. Socket seeks the Commission's approval of the Amendment to Interconnection Agreement with CenturyTel, consistent with the provisions of the Federal Act and Missouri law. Implementation of the Amendment to Interconnection Agreement complies fully with § 252(e) of the Federal Act because it is non-discriminatory and consistent with the public interest, convenience and necessity. The Amendment to Interconnection Agreement will promote diversity in providers and will lead to increased customer choices for telecommunications services.

8. Socket respectfully requests that the Commission grant approval of the Amendment to Interconnection Agreement without change, suspension, or other delay in implementation. This is a bilateral document, entered into as a result of negotiations and compromise between competitors, and Socket believes that procedures for review of the document should be designed to permit expeditious implementation thereof, and that interventions should be strictly limited consistent with the scope of review specified by the Federal Act and the Commission's applicable rules.

9. The Applicable standard of review is set forth in § 252(e) of the Federal Act and provides as follows:

(e) APPROVAL BY STATE COMMISSION –

- (1) APPROVAL REQUIRED – Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted to shall approve or reject the agreement, with written findings as to any deficiencies.
- (2) GROUNDS FOR REJECTION – The State commission may only reject –
 - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that –
 - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
 - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience and necessity.

10. Socket does not have any pending actions or unsatisfied final judgments or decisions against it from any state or federal agency or court which involve customer service or customer rates, which action, judgment or decision has occurred within three years of the date of this Application.

11. Socket does not have any overdue annual reports or assessment fees.

WHEREFORE, Socket respectfully requests that the Commission approve the Amendment to Interconnection Agreement Under Sections 251 and 252 of the Telecommunications Act of 1996 Between CenturyTel of Missouri, LLC d/b/a CenturyTel and Socket Telecom, LLC, and grant additional relief as the Commission deems proper and reasonable.

Respectfully submitted,

/s/ Carl J. Lumley

Carl J. Lumley MBE 32869
Curtis, Heinz, Garrett & O'Keefe, PC
130 S. Bemiston, Suite 200
Clayton, Missouri 63105
Telephone: (314) 725-8788
Facsimile: (314) 725-8789
Email: clumley@lawfirmemail.com

ATTORNEYS FOR SOCKET TELECOM, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this document was served upon the parties listed below on this 12th day of February, 2009 by email or by placing same in the U.S. Mail, postage prepaid.

/s/ Carl J. Lumley

Carl J. Lumley

Office of the Public Counsel
PO Box 7800
Jefferson City, Missouri 65102
opcservice@ded.mo.gov

Office of General Counsel
Missouri Public Service Commission
PO Box 360
Jefferson City, Missouri 65102
gencounsel@psc.mo.gov

Larry Dority
Fischer & Dority
101 Madison, Suite 400
Jefferson City, Missouri 65101
lwdority@sprintmail.com

COUNTY OF BOONE)
)
STATE OF MISSOURI) SS

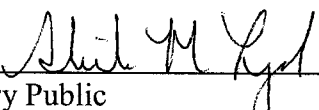
VERIFICATION

I, R. MATTHEW, KOHLY, first being duly sworn, state on my oath that I am over the age of twenty-one years, sound of mind, and an employee of Socket Telecom, LLC. I am authorized to act on behalf of Socket Telecom, LLC, regarding the foregoing document. I have read the foregoing pleading and I am informed and believe that the matters contained therein are true. Further, I hereby confirm that Carl J. Lumley, Leland B. Curtis, and Curtis, Heinz, Garrett & O'Keefe, P.C., 130 S. Bemiston, Suite 200, Clayton, Missouri 63105, are authorized to sign all pleadings and documents necessary to obtain the decision of the Missouri Public Service Commission on the foregoing, and to represent Socket Telecom, LLC in this proceeding.


R. Matthew Kohly

On this 12th day of February, 2009, before me, a Notary Public, personally appeared R. Matthew Kohly, and being first duly sworn upon his oath stated that he is over twenty-one years, sound of mind and an employee of Socket Telecom, LLC, he signed the foregoing document as an employee of Socket Telecom, LLC, and the facts contained therein are true and correct according to the best of his information, knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year above-written.


Notary Public

My Commission Expires:

