

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of CenturyTel of Missouri,)	
LLC's Annual Price Cap Filing for)	Case No. TT-2006-0077
Basic Local Services.)	Tariff File No. JI-2006-0076

**APPLICATION FOR WAIVER
FROM COMMISSION RULE AND
MOTION FOR EXPEDITED TREATMENT**

COMES NOW CenturyTel of Missouri, LLC ("CenturyTel"), pursuant to 4 CSR 240-2.060(4), and respectfully requests that the Missouri Public Service Commission ("Commission") grant it a waiver from Commission Rule 4 CSR 240-33.040(4) concerning the pending tariffs herein that effectuate certain non-basic telecommunications service rate adjustments up to a five percent annual increase pursuant to Section 392.245.11, RSMo 2000. CenturyTel further requests that the Commission grant its request on an expedited basis. In support of its Application and Motion, CenturyTel respectfully states as follows:

1. CenturyTel is a Louisiana limited liability corporation that is duly authorized to do business in the state of Missouri. Copies of CenturyTel's Certificate of Authority to transact business in Missouri from the Missouri Secretary of State were filed in Case No. TM-2002-232, and are incorporated herein by reference pursuant to Commission Rule 4 CSR 240-2.060(1)(G). Pursuant to the Commission's *Report and Order* issued in Case No. TM-2002-232, CenturyTel provides basic local and interexchange telecommunications services in Missouri.

2. All correspondence, communications, and orders and decisions of the Commission issued in this matter should be sent to:

Larry W. DORITY
FISCHER & DORITY, P.C.
101 Madison, Suite 400
Jefferson City, Missouri 65101
Telephone: (573) 636-6758
Facsimile: (573) 636-0383

Arthur P. Martinez
CenturyTel
220 Madison Street
Jefferson City, MO 65101
(573) 634-8424
(573) 636-6826 (fax)

3. CenturyTel has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of the Application. No Missouri annual reports or assessment fees are overdue.

4. The revised tariff sheets that are the subject of the instant Tariff File Number JI-2006-0076 and Case No. TT-2006-0077, constitute a portion of CenturyTel's annual price cap tariff filing. This particular filing has been the subject of additional proceedings in Commission Case No. TO-2003-0257, *In the Matter of the Request from Customers in the Rockaway Beach Exchange for an Expanded Calling Scope to Make Toll-Free Calls to Branson*, wherein CenturyTel and the Office of the Public Counsel ("Public Counsel") submitted a Stipulation and Agreement regarding a proposed expanded calling plan that incorporated a partial funding mechanism utilizing a portion of the revenues represented by the annual change in the CPI-TS. As demonstrated in that case, the Stipulation and Agreement and associated CenturyTel annual price cap tariff filing were inextricably linked, and were the result of diligent and expedited actions up to the time of the simultaneous August 1, 2005 filings.

5. The Commission Staff filed its Motion To Suspend Tariff Filing on August 10, 2005, initiating this case, contending, *inter alia*, that the Stipulation and Agreement and related tariff revisions propose an unlawful solution to the expanded calling scope petition by proposing to use the annual price cap adjustment in a manner that is inconsistent with Section 392.245, RSMo. 2000. CenturyTel filed its Response in Opposition to Staff's Motion to Suspend on August 19, 2005. Many pleadings were filed and on-the-record presentations and hearings have been held in Case No. TO-2003-0257, whereby the status and timeline for actions regarding the instant tariffs clearly were clouded at best. On this date, CenturyTel and the Public Counsel have filed their Notice of Rescission of Stipulation and Agreement in Case No. TO-2003-0257, rescinding their Stipulation and Agreement. As noted in that filing, Public Counsel and CenturyTel advised the Commission that "[i]n conjunction with the rescission of the Stipulation and Agreement, CenturyTel will file substitute tariff sheets to restructure the application of the pending CPI-TS reduction to generally apply to basic local service charges throughout its service territory," referencing this case and tariff file numbers.

6. As noted above, in accordance with Section 392.245.11, certain non-basic telecommunications service rates are being adjusted up to a five (5) percent annual increase with this August 1 price cap filing. Notifications to customers regarding these proposed increases, per 4 CSR 240-33.040(4), were included in bill messages for billing cycles generated as soon as possible after the August 1, 2005 filing date.

4 CSR 240-3.040(4) provides, in part:

A company proposing to increase rates for a regulated telecommunications service must provide at least ten (10) days advance written notice, or thirty (30) days advance written notice in the case of a small telephone company as defined in Section 392.230.5, RSMo, to affected customers with whom the company has an on-going business relationship.

7. Whereas the referenced notices began in billing cycles as soon as possible after the August 1 tariff filing date (with tariff effective dates of September 1, 2005) so that all affected customers will receive notification, some of the affected customers subscribing to those non-basic telecommunications services will not receive advance written notice in compliance with the above Rule. CenturyTel respectfully submits that because the subject tariffs were part of the instant Tariff File No. JI-2006-0076, all subject to uncertainty generated by activities in Case No. TO-2003-0257, good cause exists for granting this requested waiver of 4 CSR 240-33.040(4). CenturyTel of Missouri, LLC will be the public utility affected by the waiver.

Motion for Expedited Treatment

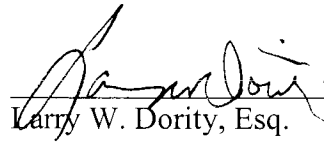
8. In support of its Motion for Expedited Treatment, CenturyTel restates and incorporates by reference the allegations contained in Paragraphs 1 through 7 herein. Because of the immediacy of the pending tariff effective dates, CenturyTel respectfully requests that this matter be added for good cause to the Commission's Thursday, August 25, 2005 Agenda, and that the Commission act by that date.

9. The harm that will be avoided by the Commission's expedited action is the avoidance of a technical violation of Commission Rule 4 CSR 240-33.040(4), as described above. Consideration of this request on an expedited basis should not harm the Company's customers or the general public. This pleading was filed as soon as it could

have been, as the Notice of Rescission of the Stipulation and Agreement was filed this date in Case No. TO-2003-0257.

WHEREFORE, CenturyTel of Missouri, LLC respectfully requests that the Commission grant it a waiver of Commission Rule 4 CSR 240-33.040, as set forth herein, and that the Commission grant such relief on an expedited basis.

Respectfully submitted,



MBN 25617

FISCHER & DORITY, P.C.

101 Madison, Suite 400

Jefferson City, Missouri 65101

Telephone: (573) 636-6758

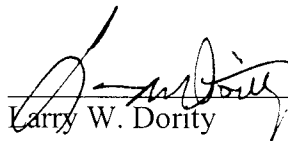
Facsimile: (573) 636-0383

E-mail: lwdority@sprintmail.com

Attorneys for CenturyTel of Missouri, LLC

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered, transmitted by e-mail or mailed, First Class, postage prepaid, to all counsel of record this 24th day of August, 2005.


Larry W. Dority