

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

In the Matter of the Request of Southwestern Bell)
Telephone, L.P., d/b/a SBC Missouri, for a Waiver)
of Certain Requirements of 4 CSR 240-29.040(4).)

Case No. TE-2006-0053

SPRINT MOTION TO BE DISMISSED

COMES NOW Sprint Missouri, Inc, (hereafter referred to as "Sprint") and hereby submits its Motion to be Dismissed in the above referenced case. In support of its Motion, Sprint states:

1. On August 4, 2005, the Commission opened the above referenced case to address SBC's request for a waiver of Commission Rule 4 CSR 240-29.040(4)(A). SBC made its request for waiver of this Commission Rule in Case No. TX-2003-0301.
2. On September 12, 2005, the Commission, on its own Motion, added Sprint as a necessary party to the case and directed Sprint to file a pleading explaining why it is or is not affected by the subject rule.
3. Sprint filed comments explaining that it is affected by the Commission Rule 4 CSR 240-29.040(4)(A) and is currently providing terminating carriers with either an (a) industry standard category 11 record, (b) a Missouri-specific category 11 record, or (c) a mutually agreed upon interexchange toll billing record, as contemplated under 4 CSR 240.29.040(4)(B). Sprint acknowledged that a carrier receiving a billing record with a mutually-agreeable format as contemplated under 4 CSR 240.29.040(4)(B) may request to receive the record in an industry standard format. Since the Commission's rule went into effect, no party currently receiving billing records from Sprint has requested any changes in toll record format. As such, Sprint is in full compliance with the Commission's rule.

However, recognizing that carriers may later request to receive the industry-standard records, Sprint has made the necessary system modifications to be fully compliant with a request for industry-standard records.

4. Because Sprint is in compliance with the rule, Sprint has not requested a waiver of Commission Rule 4 CSR 240-29.040(4)(A). Furthermore, as the recipient of billing records from SBC, Sprint will not be adversely impacted if SBC's waiver is either granted or rejected. As such, Sprint has filed no testimony in this case and does not intend to take a position in this matter.
5. Given that Sprint was not the applicant and has not requested a waiver and Sprint fully responded to the Commission's Order Adding Parties and Directing Filing, Sprint requests to be dismissed from this matter. In the alternative, Sprint request to be excused from the evidentiary hearing scheduled for April 17-18, 2006. Sprint has no prefiled testimony, consequently, no witness to present at the hearing. Additionally, Sprint will waive cross-examination of the other witnesses. No other party will be harmed by Sprint's dismissal from the case.

WHEREFORE Sprint respectfully requests to be dismissed from this matter or, in the alternative, excused from participation in the evidentiary hearing scheduled for April 17-18, 2006.

Respectfully Submitted,



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Appearing on Behalf of Sprint Missouri, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above document was delivered to each of the following via electronic mail on this 11th of April, 2006 to:

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