

In the Matter of a Commission Inquiry into)
the Possibility of Impairment without) Case No. TO-2004-0207
Unbundled Local Circuit Switching When)
Serving the Mass Market.)

COMES NOW Southwestern Bell Telephone, L.P. d/b/a SBC Missouri (“SBC Missouri”) and for its Response to Staff’s Motion for An Order Regarding SBC’s Batch Hot Cut Proposal (“Staff’s Motion”) states as follows:

2. SBC Missouri believes Staff’s Motion is unnecessary. The Commission’s Order Establishing Procedural Schedule, issued on December 1, 2003, already requires all parties to address batch hot cut issues in their testimony to be filed in Phase II of this proceeding. The Order provides that Phase II shall: “determine whether FCC-defined triggers to measure existing switch deployment are met or whether a potential deployment analysis show non-impairment and, if necessary, approval of the incumbent batch hot cut process.” Order Establishing Procedural Schedule, p. 4.

3. SBC Missouri believes that its existing hot cut process in Missouri is adequate in all respects and is consistent with its obligations under the Act and applicable interconnection agreements. Nevertheless, SBC Missouri intends to provide information on a batch hot cut proposal in its testimony in Phase II of this proceeding. Any other party seeking to make a batch hot cut proposal should also do so in its Direct testimony on February 23, 2004, as contemplated by the Order Establishing Procedural Schedule. Accordingly, Staff's Motion is unnecessary and should not be granted.

WHEREFORE, for all the foregoing reasons, SBC Missouri respectfully requests the Commission to deny Staff's Motion for an order regarding SBC Missouri's batch hot cut proposal.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing document was served to all parties by e-mail on January 23, 2004.


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