

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of Big River Telephone Company,)	
LLC's Request for Expedited Approval of its)	Case No. TT-2010-0141
Tariff Change Introducing Foreign Exchange)	(tariff file no. YL-2010-0326)
Service.)	

Motion to Reject Tariffs As Being Moot

Comes now Chariton Valley Telephone Corporation (Chariton Valley), pursuant to 4 CSR 240-2.080, and hereby moves to reject the proposed tariffs filed by Big River Telephone Company, LLC ("Big River") as being moot. In support of this Motion, Chariton Valley states as follows:

1. On November 3, 2009 Big River filed tariff sheets designed to introduce foreign exchange service as a new service offering. Big River's proposed tariffs were accompanied by its Motion for Expedited Treatment. In that Motion for Expedited Treatment, Big River stated its proposed tariffs were necessary because it had given a customer located in Huntsville a telephone number assigned and rated for the Salisbury exchange, and Chariton refused to recognize the number under the provision of the Interconnection Agreement between Big River and Chariton Valley.
2. In its Motion for Expedited Treatment, Big River stated that it had requested numbering resources properly assigned to the Huntsville exchange, as required by the Interconnection Agreement. Big River described this request as a "backup" plan to its proposal to introduce FX service. Big River further stated that if the tariffs here were approved, it would cancel its request for numbering resources properly assigned and rated for Huntsville.

3. In its November 9, 2009 Response to the Order Shortening Time for Responses and Directing Notice, Staff stated that the numbering dispute appears to have been rendered moot by the NANPA's grant of the requested numbers.

4. As shown by the attached record obtained by Chariton Valley from the NANPA/Nestar/National Pooling Administration system Assigned Block Report, on November 6, 2009 Big River was assigned a block of 1000 numbers within the following NPA NXX assigned for the Huntsville rate center: 660-573-2XXX.

5. Now that properly assigned numbering resources are available to Big River, all it needs to do is assign telephone numbers from this assigned block of numbers, and there is no need for the proposed tariffs herein.

6. Rejection of the proposed tariffs will obviate the necessity of expending the parties' resources, and that of the Commission, in contesting whether the proposed tariffs contradict the terms of the Interconnection Agreement. Rejection will also ensure that there is no inconsistency between the terms of a tariff and an approved interconnection agreement.

WHEREFORE, on the basis of the foregoing, Chariton Valley requests that the proposed tariffs be dismissed as being moot.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this pleading was electronically mailed to the following attorneys of record in this proceeding this 11th day of November, 2009:

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