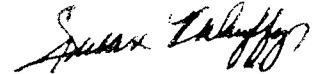


**BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

STATE CORPORATION COMMISSION

NOV 25 2008



In the Matter of the Petition of Sprint
Communications Company L.P., Sprint
Spectrum L.P., and Nextel West Corp., d/b/a
Sprint, to Conduct General Investigation
into the Intrastate Access Charges of United
Telephone Company of Eastern Kansas,
United Telephone Company of South
Central Kansas, and United Telephone
Company of Southeastern Kansas,
d/b/a Embarq.)

Docket No. 08-GIMT-1023-GIT

JOINT MOTION FOR APPROVAL OF PROCEDURAL SCHEDULE

COMES NOW the Staff of the State Corporation Commission of the State of Kansas ("Staff"), the Citizens' Utility Ratepayer Board ("CURB"), the United Telephone Companies of Kansas d/b/a Embarq¹ ("Embarq"), the Sprint Companies² ("Sprint"), the AT&T Companies³ ("AT&T"), the Verizon Companies⁴ ("Verizon"), and Everest Midwest Licensee, LLC, d/b/a/SureWest ("SureWest"), (hereinafter jointly referred to as "the Parties"), and hereby request the State Corporation Commission of the State of Kansas ("Commission") adopt the procedural schedule set forth herein for this proceeding.⁵

The procedural schedule set forth below is based upon the Commission's Order Opening General Investigation and Denying Motion to Dismiss ("Opening Order"), discussions that the

¹ United Telephone Company of Kansas d/b/a Embarq, United Telephone of Eastern Kansas d/b/a Embarq, United Telephone of Southcentral Kansas d/b/a Embarq and Embarq Missouri, Inc. d/b/a Embarq

² Sprint Communications Company L.P., Sprint Spectrum L.P., and Nextel West Corp

³ Southwestern Bell Telephone Company ("SWBT"), AT&T Communications of the Southwest, Inc. ("ATTSW"), and TCG Kansas City, inc. ("TCG")

⁴ MCI Communications Services, Inc. d/b/a Verizon Business Services and MCImetro Access Transmission Services LLC d/b/a Verizon Access Transmission Services

⁵ Comcast Phone of Kansas, LLC, d/b/a Comcast Digital Phone ("Comcast") is also a party to the Docket; however, was not present at the prehearing conference.

Parties had at the prehearing conference, potential activity at the FCC that may affect intercarrier compensation, and various timing issues specific to this proceeding. In support, the Parties state as follows:

1. On May 16, 2008, Sprint filed a petition requesting the Commission review the intrastate access charges of Embarq ("Petition").
2. On June 11, 2008, Embarq filed a Motion to Dismiss.
3. On July 3, 2008, AT&T filed comments in support of Sprint's Petition.
4. On September 2, 2008, Staff filed Comments.
5. On September 15, 2008, Sprint filed a Reply to Staff Comments.
6. The Commission has granted Petitions for Intervention by CURB, AT&T and Verizon, and an entry of appearance was made by SureWest and Comcast.
7. On October 10, 2008, the Commission issued its Order Opening General Investigation and Denying Motion to Dismiss ("Opening Order"). The Opening Order denied Embarq's Motion to Dismiss, and to the extent Sprint requested an immediate reduction in Embarq's intrastate access rates, that request was also accordingly denied.
8. The Opening Order set a prehearing procedural conference for November 13, 2008, and requested that the Parties be prepared to discuss the issues to be addressed in light of any FCC action with regard to intercarrier compensation.
9. On November 13, 2008, a prehearing was conducted as Ordered by the Commission.
10. Regarding the FCC action addressing intercarrier compensation that was anticipated prior to November 6, 2008, the FCC limited its Order to the Core Remand issue dealing with ISP compensation and delayed action on broader intercarrier compensation reform until mid-

December, at the earliest. The FCC issued a Notice of Proposed Rulemaking (“NPRM”)⁶ with initial comments due November 26, 2008 and reply comments due December 3, 2008, thereby allowing for FCC action on December 18, 2008. Embarq requested a delay of this proceeding until after December 18, 2008. Sprint was opposed to further delay given the date Sprint filed its Petition; further, Staff had previously requested that a prehearing not be scheduled until December 2008 to allow the parties to tailor comments to any FCC scheme. The Commission in its Opening Order proceeded with a prehearing conference prior to December 2008. The schedule proposed below permits the Parties an opportunity to address and take appropriate action, if any, in the event of any FCC action on intercarrier compensation occurring on December 18, 2008. The Parties specifically agreed that, in the event the FCC did act on or around December 18, 2008 regarding intercarrier compensation, including intrastate access charges, it may be prudent to schedule another prehearing conference to revisit the procedural schedule.

11. In its Opening Order, the Commission identified the following issues to be addressed during this proceeding:

(a) Whether Embarq's access charges should be reduced. The Commission will investigate the points noted by Staff, Sprint, Embarq and interveners that suggest circumstances may or may not support a reduction at this time, keeping in mind the ultimate goals noted in the Opening Order with respect to advancing Kansas telecommunications infrastructure and services at low, affordable prices, promoting competition where to do so serves those goals, keeping local rates affordable, and maintaining universal service.

(b) If Embarq's access charges should be reduced, what level of reduction would be appropriate.

(c) Whether any FCC decision or Commission decision has any bearing on whether and how access reductions should be implemented.

⁶ FCC 08-262

(d) Whether access reductions will affect other rates. This issue includes the effect, if any, that a reduction in intrastate access charges would have on lowering wireless or long distance rates and the effect, if any on Embarq's local service rates.

(e) Whether and how the KUSF will be affected.

(f) Staff's concerns regarding how any access rate reductions would be flowed through to customers.

(g) Whether and how any lost revenue will be recovered by Embarq.

12. During the prehearing conference the Parties affirmed the Commission's initial set of issues as relevant to the matter at hand. No additional issues were identified by the Parties during the prehearing conference although CURB specifically reserved the right to propose some type of periodic true-up mechanism in its direct testimony should the Commission order access rate reductions to be recovered through increased local service rates or paid out from the Kansas Universal Service Fund.

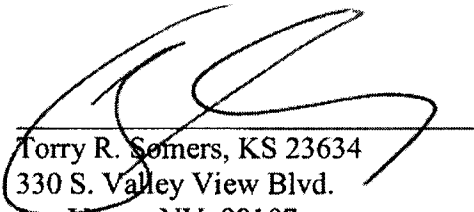
13. Sprint and Embarq distributed separate proposed procedural schedules to the Parties in advance of the prehearing conference. Given the differences in the two proposed schedules, Staff recommended that the prehearing officer recess the proceeding to allow the parties to cooperatively work on a compromise procedural schedule. The following joint procedural schedule was proposed by Parties at the prehearing:

Discovery period opens	November 28, 2008
File Simultaneous Direct Testimony	February 20, 2009
File Rebuttal Testimony	April 10, 2009
Last day to issue discovery	May 1, 2009
File Surrebuttal Testimony	May 13, 2009
Pre-hearing Conference	May 14, 2009
Discovery period closes	May 15, 2009
Hearings	May 18, 19 & 20, 2009
Post Hearing Briefs	3 weeks after transcripts are available
Post Hearing Reply Briefs	3 weeks after initial post hearing briefs

14. The simultaneous direct testimony must include all studies and analyses (if any) in support of the Parties' positions.

15. The Parties hereto have worked cooperatively and in good faith to reach a compromise in the procedural schedule for this proceeding. Counsel for the Parties have been consulted and have authorized counsel for Embarq to represent to the Commission their respective concurrence and joinder in this motion.

WHEREFORE, the Parties respectfully request an order of the Commission adopting and approving the Procedural Schedule in this proceeding.



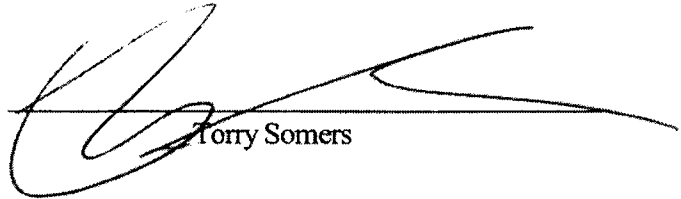
Torry R. Somers, KS 23634
330 S. Valley View Blvd.
Las Vegas, NV 89107
Attorney for Embarq

VERIFICATION

STATE OF Nevada)
)ss.
COUNTY OF Clark)

Torry Somers, of lawful age, being first duly sworn, on oath deposes and states:

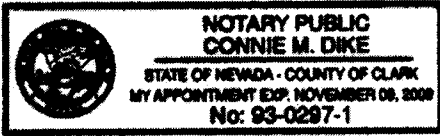
That he is an attorney for Embarq in the above-referenced matter; that he has read the above and foregoing document, knows and understands the contents thereof and states that the statements and allegations contained therein are true and correct, according to his knowledge, information and belief.


Torry Somers

Subscribed and sworn to before me this 16th day of November 2008.

My Appointment Expires:

Connie M. Dike Clark County Nevada
Notary Public in and for said
County and State



CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 26th day of November 2008, a copy of the above and foregoing Joint Motion for Approval of Procedural Schedule was served via U.S. Mail, postage paid to each of the following:

C. Steven Rarrick
Citizens' Utility Ratepayer Board
1500 SS Arrowhead Road
Topeka, KS 66604

Melissa Hunsicker Walburn
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027

Robert Lehr
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604-4027

Luke A. Sobba
Morris Laing Evans Brock & Kennedy Chtd
800 SW Jackson, Suite 1310
Topeka, KS 66612-1216

Jeffrey E. Lewis
Bruce A Ney
AT&T
220 East Sixth Street
Topeka, KS 66603

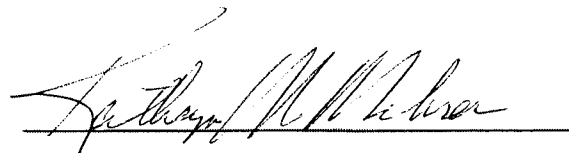
Diane C. Browning
Sprint Communications Company L.P.
6450 Sprint Pkwy
Overland Park, KS 66251

Kenneth A. Schifman
Sprint Communications Company L.P.
6450 Sprint Pkwy
Overland Park, KS 66251

Rachel Lipman Reiber
Martin Pringle, Oliver, Wallace & Bauer
6900 College Boulevard, Suite 700
Overland Park, KS 66211

Mark P. Johnson
Sonnenschein Nath & Rosenthal
4520 Main Street, Suite 1100
Kansas City, MO 64111

Andrew D. Fisher
Comcast Cable Communications, LLC
One Comcast Center, 50th Floor
Philadelphia, PA 19103



A handwritten signature in cursive script, appearing to read "Andrew D. Fisher", is written over a solid horizontal line.