

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application for Approval of an)
Amendment to the Interconnection Agreement)
between Navigator Telecommunications, LLC,)
and Southwestern Bell Telephone, L.P., d/b/a)
AT&T Missouri)

Case No. CK-2006-0443

ORDER DIRECTING NOTICE AND MAKING
SOUTHWESTERN BELL TELEPHONE. L.P.,
D/B/A AT&T MISSOURI, A PARTY

Issue Date: May 24, 2006

Effective Date: May 24, 2006

This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri, as a party to this proceeding.

On May 23, 2006, Navigator Telecommunications, LLC filed an application with the Commission for approval of an amendment to an interconnection agreement with AT&T Missouri under the provisions of the federal Telecommunications Act of 1996. Navigator states that the Commission approved its interconnection agreement with AT&T Missouri in Case No. TK-2006-0042. Navigator states that the purpose of the proposed amendment is to add a transit traffic service agreement.

Although AT&T Missouri is a party to the agreement, it did not join in the application. Because AT&T Missouri is a necessary party to a full and fair adjudication of this matter, the Commission will add it as a party to this case.

The Act provides that an interconnection or resale agreement must be approved unless the state commission finds that the agreement discriminates against a telecommunications carrier not a party to the agreement, or that implementation of the agreement is not consistent with the public interest, convenience, and necessity.¹ Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement within 90 days after submission, the agreement shall be deemed approved. Therefore, the Commission will proceed with this case expeditiously. The Commission finds that proper persons shall be allowed 20 days from the issuance of this order to file a motion for hearing. The Commission also finds that notice of this application shall be sent to all interexchange and local exchange telecommunications companies.

IT IS ORDERED THAT:

1. The Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. Southwestern Bell Telephone, L.P., d/b/a AT&T Missouri, is made a party to this case.
3. Any party wishing to request a hearing shall do so by filing a pleading no later than June 13, 2006, with:

Colleen M. Dale, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

¹ 47 U.S.C. § 252(e).

and send copies to:

Mark P. Johnson, Esq.
Sonnenschein, Nath & Rosenthal LLP
4520 Main Street, Suite 1100
Kansas City, Missouri 64111-7700
Attorney for Navigator Telecommunications, LLC

Robert J. Gryzmala, Esq.
One SBC Center, Room 3520
St. Louis, Missouri 63101
Attorney for Southwestern Bell Telephone, L.P.,
d/b/a AT&T Missouri

and:

Office of the Public Counsel
Post Office Box 2230
Jefferson City, Missouri 65102

4. The Staff of the Commission shall file a memorandum advising either approval or rejection of this amendment and giving the reasons therefor no later than June 23, 2006.

5. This order shall become effective on May 24, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Ronald D. Pridgin, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 24th day of May, 2006.