

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of AT&T Missouri)
for Approval of an Interconnection Agreement)
Under the Telecommunications Act of 1996.) **Case No. IK-2008-0044**

ORDER DIRECTING NOTICE AND MAKING NEW CINGULAR
WIRELESS PCS, L.L.C. A PARTY

Issue Date: August 16, 2007

Effective Date: August 16, 2007

Syllabus: This order provides notice of this application to interested parties, establishes a deadline for intervention and for requesting a hearing, and joins the other party to the interconnection agreement, New Cingular Wireless PCS, L.L.C. ("New Cingular"), as a party to this proceeding.

On August 15, 2007, Southwestern Bell Telephone Company, d/b/a AT&T Missouri ("AT&T Missouri") filed an application with the Commission for approval of a negotiated interconnection agreement with New Cingular under the provisions of the federal Telecommunications Act of 1996. AT&T Missouri states that the agreement complies with Section 252(e) of the Act in that it is consistent with the public interest, convenience and necessity, and not discriminatory to nonparty carriers. AT&T Missouri requests expeditious approval of the agreement.

Although New Cingular is a party to the agreement, it did not join in the application. Because New Cingular is a necessary party to a full and fair adjudication of this matter, the Commission will add New Cingular 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 should 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 should 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. New Cingular Wireless PCS, L.L.C., is made a party to this case.
3. Any party wishing to intervene or request a hearing shall do so by filing a pleading no later than September 5, 2007, with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

and serve a copy on:

Timothy P. Leahy, Leo J. Bub and Robert J. Gryzmala
Attorneys for Petitioner
One AT&T Center, Suite 3520
St. Louis, Missouri 63101

¹ 47 U.S.C. § 252(e).

and

Legal Department
New Cingular Wireless PCS, L.L.C.
7277 164th Avenue NE
Redman, Washington 98052

and

Office of the Public Counsel
200 Madison Street, Suite 650
Post Office Box 2230
Jefferson City, Missouri 65102

and

General Counsel
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, Missouri 65102

4. The Staff of the Commission shall file a memorandum advising either approval or rejection of this agreement and giving the reasons therefor no later than September 17, 2007.

5. This order shall become effective on August 16, 2007.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Harold Stearley, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 16th day of August, 2007.