



Lisa Creighton Hendricks
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April 14, 2003

FILED⁴

APR 14 2003

Missouri Public
Service Commission

Office of the Secretary
ATTN: Data Center
Missouri Public Service Commission
200 Madison Street, Suite 650
Jefferson City, Missouri 65102

Re: The Master Collocation License Agreement By and Between Sprint Missouri, Inc.
and Maxcess, Inc. Pursuant to Sections 251 and 252 of the Telecommunications
Act of 1996.

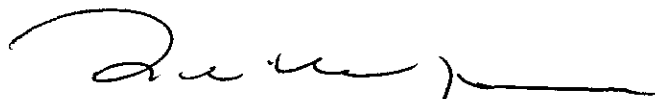
Dear Mr. Secretary:

Please find enclosed for filing with the Commission, an original and five (5) copies of the Application of Sprint Missouri, Inc. d/b/a Sprint for Approval of a Master Collocation License Agreement and the original and three (3) copies of the Agreement. I would appreciate your filing the same and returning a file stamped copy of the Application to me.

In addition, correspondence to Maxcess, Inc. regarding this application may be directed to Daniel H. Webb, Chief Technical Officer, Maxcess, Inc., 200 West Lucerne Circle, Suite 500, Orlando, Florida 32801.

If you have any questions or comments regarding this Application, please do not hesitate to contact me at (913) 315-9363.

Very truly yours,



Lisa Creighton Hendricks

LCH:mkj
Enclosures

cc: Parties of Record

**BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI**

FILED⁴
APR 14 2003
Missouri Public
Service Commission

**In Re: The Master Collocation License)
Agreement By and Between)
Sprint Missouri, Inc., and Maxcess, Inc.)
Pursuant to Sections 251 and 252 of the)
Telecommunications Act of 1996)**

Case No. _____

**APPLICATION OF SPRINT MISSOURI, INC. FOR APPROVAL OF
A MASTER COLLOCATION LICENSE AGREEMENT**

COMES NOW, Sprint Missouri, Inc, d/b/a Sprint (hereinafter "Sprint") and hereby files its Application for Approval of a Master Collocation License Agreement between Sprint Missouri, Inc. d/b/a Sprint and Maxcess, Inc. (hereinafter "Maxcess") pursuant to the Telecommunications Act of 1996 (the Federal Act). In support of its application, Sprint states as follows:

I. APPLICANT

Sprint is a Missouri corporation with offices at 319 Madison, Jefferson City, Missouri 65102. Sprint is authorized to transact business within the State of Missouri and is authorized by the Missouri Public Service Commission ("Commission") to provide basic local and interexchange telecommunications service within the state.

Sprint was originally incorporated in Missouri in 1929 as The United Telephone Company. A restatement of its certification was received in Case No. TA-88-87. Sprint has received all necessary Commission and Secretary of State's Office approvals for subsequent name changes and is a corporation in good standing in the State of Missouri.

Evidence of proper name registrations was most recently provided to this Commission in Case No. TO-97-53 (Re: United Telephone Company of Missouri's

Adoption Notice Designed to Change the Company's Name to United Telephone Company of Missouri d/b/a Sprint) and Case No. TO-98-107 (Application of United Telephone Company of Missouri d/b/a Sprint for Approval of Name Change to Sprint Missouri, Inc.). Sprint requests that the information in those cases be incorporated herein by reference. To Sprint's knowledge there are no overdue assessments or annual reports nor are there any pending actions or final unsatisfied judgments or decisions against it involving customer service or rates occurring within the last three years.

II. MASTER COLLOCATION LICENSE AGREEMENT

Sprint presents to the Missouri Public Service Commission (Commission) its application pursuant to the terms of the Federal Act. Sprint and Maxcess, Inc. entered into a Master Collocation License Agreement (the Agreement") dated July 6, 2000. There are no outstanding issues related to the Agreement between the parties which requires the assistance of mediation or arbitration.

III. STANDARD FOR REVIEW

The statutory standard of review under Section 252(e) of the Act states:

- (e) Approval by State Commission
 - (1) Approval Required. Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the state commission. A State commission to which an agreement is submitted to shall approve or reject the agreement, with written findings as to any deficiencies.
 - (2) under subsection (a) if it finds Grounds for Rejection. The State commission may only reject.
 - (A) an agreement (or any portion thereof) adopted by negotiation that:
 - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement, or

(ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; or...

Applicant further states that the Agreement is consistent with the public interest, convenience and necessity in that it allows for full and fair competition and greater choice for the consumer. The Applicant further states that the Agreement does not discriminate against other carriers not a party to the Agreement as the terms of the Agreement are equally available to any other carrier.

IV. REQUEST FOR APPROVAL

Sprint seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act. Both parties believe that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement promotes diversity in providers, provides interconnectivity, and increases customer choices for telecommunications services.

Sprint and Maxcess respectfully request that the Commission grant approval of the Agreement, without change, suspension or other delay in its implementation.

V. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with the Missouri Legislation, Senate Bill No. 507, which became effective on August 28, 1996.

VI. CONCLUSION

WHEREFORE, for the foregoing reasons, Applicant prays that the Commission approve the Master Collocation License Agreement between Sprint Missouri, Inc., and Maxcess, Inc.

Respectfully submitted,



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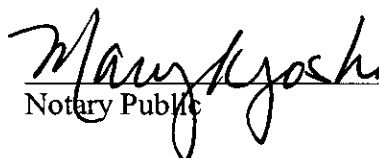
VERIFICATION

I, Lisa Creighton Hendricks, an attorney and duly authorized representative of Sprint Missouri, Inc. hereby verify and affirm that I have read the foregoing Application of Sprint Missouri, Inc., d/b/a Sprint For Approval of a Master Resale Agreement, and that the statements contained therein are true and correct to the best of my information and belief.

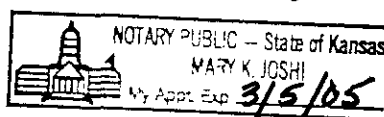


Lisa Creighton Hendricks

Subscribed and sworn to before me on this 11th day of April, 2003.


Notary Public

My Commission Expires:



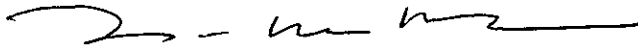
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 14 day of APRIL, 2003, a copy of the above and foregoing and any attachments were served by U.S. Mail, postage prepaid and or email or facsimile to each of the following:

Office of the Public Counsel
Missouri Public Service Commission
200 Madison Street
Jefferson City, MO 65101

Daniel H. Webb
Chief Technical Officer
Maxcess, Inc.
200 West Lucerne Circle, Suite 500
Orlando, Florida 32801

Office of the General Counsel
Missouri Public Service Commission
200 Madison Street
Jefferson City, MO 65101



Lisa Creighton Hendricks