

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Comcast IP Phone)
of Missouri, LLC for Certificate of Service Authority to)
Provide Local Exchange and Interexchange)
Telecommunications Services Throughout the State)
of Missouri and to Classify the Company as)
Competitive)

Case No. LO-2008-0217

ORDER GRANTING APPLICATIONS TO INTERVENE AND DIRECTING FILING

Issue Date: February 14, 2008

Effective Date: February 14, 2008

On December 31, 2007, Comcast IP Phone of Missouri, LLC d/b/a Comcast Digital Voice ("Comcast") applied to the Missouri Public Service Commission for a certificate of service authority to provide local exchange and interexchange telecommunications services in Missouri, for designation as a competitive telecommunications carrier in the service territories of AT&T, Embarq, CenturyTel and Spectra. Comcast sought the standard waivers, but also included a request for certain additional waivers.

The Commission issued a Notice of Applications for Intrastate Certificates of Service Authority and Opportunity to Intervene on January 7, 2008, directing parties wishing to intervene to file their requests by January 22, 2008. On January 22, 2008, Southwestern Bell Telephone Company d/b/a AT&T Missouri ("AT&T") and Embarq Missouri, Inc. d/b/a Embarq ("Embarq") filed applications to intervene pursuant to Commission Rule 4 CSR 240-2.075, which governs intervention. There were no other intervention requests.

In accordance with 4 CSR 240-2.075(2), the applications of both AT&T and Embarq state their interests in this case and the reasons they are seeking intervention. AT&T further states that it is unsure of the positions it will ultimately take on the relief sought by Comcast, while Embarq avers that it is opposed to Comcast's requested relief of additional waivers beyond the standard waivers.

The applications also demonstrate that AT&T and Embarq both have interests in this case that are different from those of the general public and which may be adversely affected by a final order arising from this case. See 4 CSR 240-2.075(4)(A). Moreover, no other party has opposed intervention by either AT&T or Embarq. Consequently, the Commission grants both applications to intervene, and both AT&T and Embarq are authorized to participate fully in this matter as intervening parties.

The Commission would be aided in its review of Comcast's application by a recommendation from its Staff. Accordingly, it will order Staff to file a pleading informing the Commission when Staff will be able to file its recommendation in this matter.

IT IS ORDERED THAT:

1. The Application to Intervene filed by Southwestern Bell Telephone Company d/b/a AT&T Missouri on January 22, 2008, is granted.
2. The Application to Intervene filed by Embarq Missouri, Inc. d/b/a Embarq on January 22, 2008, is granted.
3. The Staff of the Commission shall, by no later than February 28, 2008, file a pleading informing the Commission when it will be able to file its recommendation in this matter.

4. This order shall become effective on February 14, 2008.

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)

Benjamin H. Lane, Regulatory
Law Judge, by delegation of authority
under Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 14th day of February, 2008.