JAMES M. FISCHER, P.C. 101 WEST McCarty, Suite 215 ATTORNEY AT LAW Telephone (573) 636-6758 REGULATORY CONSULTANT JEFFERSON CITY, MO 65101 Fax (573) 636-0383 July 2, 1999 Dale Hardy Roberts JUL Secretary/Chief Regulatory Law Judge Missouri Public Service Commission Missouri Public Service Commission

P.O. Box 360 Jefferson City, Missouri 65102

> Case No. TO-99-593 RE:

Dear Mr. Roberts:

Enclosed for filing are the original and fourteen (14) copies of the Application to Intervene of Fidelity Telephone Company, Inc. in the above-referenced matter. A copy of the foregoing Application to Intervene has been hand-delivered or mailed this date to parties of record.

Thank you for your attention to this matter.

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/jr **Enclosures** 

Office of the Public Counsel cc:

# BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI



			Missouri Public Service Commission
In the Matter of the Investigation	)		Cervice Commission
into Signaling Protocols, Call Records,	)	Case No. TO-99-593	- Inission
Trunking Arrangements, and Traffic	)		
Measurement.	)		

#### **APPLICATION TO INTERVENE**

COMES NOW Fidelity Telephone Company, Inc. ("Fidelity" or "Applicant") and, pursuant to 4 CSR 240-2.075, respectfully requests that the Commission grant Applicant the right to intervene in this matter. In support of this Application, Applicant states as follows:

1. On June 10, 1999, the Commission issued its Order in Case No. TO-99-254 which established this proceeding to investigate signaling protocols, call records, trunking arrangements, and traffic measurement. On June 15, 1999, an Order Directing Notice was issued in Case No. TO-99-593 establishing an intervention deadline of July 6, 1999.

## IDENTITY OF APPLICANT

2. Fidelity is a corporation organized and existing under the laws of the state of Missouri, with its place of business in Missouri located at 64 North Clark, Sullivan, Missouri 63080. Fidelity is a "telecommunications company" and "public utility" pursuant to Sections 386.020(42) and (51), RSMo (Cum. Supp. 1997), and has been granted a Certificate of Convenience and Necessity to provide local exchange telecommunications service within the state of Missouri.

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3. All correspondence, pleadings, orders and documents in this proceeding should be addressed to:

Kathy Davis
Fidelity Telephone Company
64 North Clark
Sullivan, Missouri 63080
Telephone: (573) 468-1216

James M. Fischer, Esq.
Attorney at Law
101 West McCarty Street, Suite 215
Jefferson City, Missouri 65101
Telephone: (573) 636-6758

### APPLICANT'S INTEREST IN PROCEEDING

- 4. Fidelity has served as a Primary Toll Carrier to other secondary carriers under the Primary Toll Carrier Plan. As the PTC Plan is eliminated, issues related to signaling protocols, call records, trunking arrangements, and traffic measurement will be investigated by the Commission and the telephone industry in this docket. Fidelity will be directly affected by the resolution of those issues. As a result, Fidelity has a direct and pecuniary interest in the outcome of this proceeding that is different from the general public.
- 5. Applicant's participation will aid the Commission in resolving the issues raised in this proceeding. Consequently, granting Applicant's request to intervene will promote the public interest.
- 6. Since there is insufficient information currently available to identify all issues which may arise that will affect Applicant's interests, Applicant reserves its right to state its position and participate with regard to any matter or issue arising in this proceeding.

WHEREFORE, Fidelity Telephone Company, Inc. respectfully requests the Commission to permit Applicant to intervene in this proceeding.

Respectfully submitted,

James M. Fischer

Mo. Bar No. 27543

Attorney at Law

101 West McCarthy Street, Suite 215

Jefferson City, Missouri 65101

Telephone:

(573) 636-6758

Fax:

(573) 636-0383

ATTORNEY FOR FIDELITY TELEPHONE COMPANY, INC.

## **CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered or mailed, postage prepaid, this \_\_\_\_ day of July, 1999 to:

Office of the Public Counsel P.O. Box 7800 Jefferson City, Missouri 65102

James M. Fischer