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November 3, 2000

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DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE  
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FILED<sup>3</sup>

NOV 03 2000

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

RE: Case No. TA-2000-709

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of **STAFF'S RESPONSE TO ONFIBER MOTIONS**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

*Robert V. Franson*  
*by WAKH*

Robert V. Franson  
Assistant General Counsel  
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RVF:sw  
Enclosure  
cc: Counsel of Record

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

**FILED<sup>3</sup>**  
**NOV 03 2000**

Missouri Public  
Service Commission

In the Matter of the Application of                     )  
OnFiber Carrier Services, Inc., for                     )  
Authority to Provide and/or Resell Basic                     )  
Local, and Local Exchange and Intrastate                     )  
Telecommunications Services in the State                     )  
of Missouri.   )

Case No. TA-2000-709

**STAFF'S RESPONSE TO ONFIBER MOTIONS**

**COMES NOW** the Staff of the Missouri Public Service Commission ("Staff") and, for its Response to the Motion to Amend the Application of OnFiber and the Motion for Continuation of the Procedural Schedule, respectfully states to the Commission as follows:

1. On April 28, 2000, OnFiber Carrier Services, Inc. ("OnFiber") filed an Application for authority to provide and/or resell basic local, local exchange and interexchange telecommunications services.
2. Pursuant to a Commission Order Adopting Procedural Schedule issued on October 11, 2000, OnFiber's direct testimony was due on October 30, 2000.
3. On October 27, 2000, OnFiber filed its Motion to Amend the Application of OnFiber Carrier Services, Inc. to Delete the Request for Authority to Provide Basic Local Exchange Service (Motion to Amend the Application).
4. Instead of filing direct testimony on October 30, 2000, OnFiber filed a Motion for Continuation of Procedural Schedule.
5. Staff does not oppose OnFiber's Motions.

6. However, Staff does note that the Motion for Continuation of Procedural Schedule states that a revised Stipulation and Agreement is being circulated among the parties in light of the Motion to Amend the Application. Staff notes that an application to provide interexchange telecommunications service does not ordinarily require a Stipulation and Agreement.

7. In light of the Motion to Amend the Application resulting in OnFiber only seeking authority to provide interexchange service and local exchange service, the Staff can file a Staff Memorandum addressing OnFiber's amended Application within 15 days of the Motion to Amend the Application being granted by the Commission. Staff has conducted a preliminary review of the Application and has noted that there is no statement in the Application showing that the grant of authority is in the public interest as required by Sections 392.430 and 392.440 RSMo 1994. Staff also notes that the requested list of waivers does not exactly match the standard list of Waivers for Nonswitched and Local Exchange Carriers in the Notice of Applications sent out by the Commission.

**WHEREFORE**, the Staff respectfully requests that the Commission suspend the procedural schedule and grant OnFiber's Motion to Amend the Application.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

Robert V. Franson by Wm K Haas  
Robert V. Franson  
Assistant General Counsel  
Missouri Bar No. 34643

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 3<sup>rd</sup> day of November, 2000.

Wm K Haas

**Service List for  
Case No. TA-2000-709  
Revised: November 2, 2000 (SW)**

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