STATE OF MISSOURI PUBLIC SERVICE COMMISSION Jefferson City

July 15, 1988

CASE NO. TA-88-218, TR-88-282, TR-88-283, TR-88-284 and TR-89-6

Jeffrey T. Smith, Attorney at Law, 2550 M. Street, N. W., Washington, D.C. 20037 James F. Bryan, Director, Telco & Regulatory Relations, Fourth Floor, 6100 Executive Blvd., Rockville, MD 20852

Mark P. Johnson, Attorney at Law, 1400 Commerce Bank Building, 1000 Walnut Street, Kansas City, Missouri 64106-2140

Durward D. Dupre, Vice President, Southwestern Bell Telephone Company, 100 North Tucker, Room 618, St. Louis, Missouri 63101

Richard S. Brownlee, III, Attorney at Law, 235 East High Street, P. O. Box 1069, Jefferson City, Missouri 65102

Jeremiah D. Finnegan, Attorney at Law, 4049 Pennsylvania, Suite 300, Kansas City, Missouri 64111

Joni K. Ott and Mark D. Wheatley, Office of the Public Counsel, P. O. Box 7800, Jefferson City, Missouri 65102

Eddie M. Pope, General Counsel, International Telecharge, Inc., 108 South Akard Street, Dallas, Texas 75202

Philip R. Newmark, Attorney at Law, 7777 Bonhomme, Suite 1910, Clayton, Missouri 63105 Joel W. Mixon, Network Manager, Communications Cable-Laying Company, Inc., d/b/a Dial U.S.A., 1045 East Trafficway, Springfield, Missouri 65802

Enclosed find certified copy of ORDER in the above-numbered case(s).

Sincerely,

Harvey G. Hubbs

Secretary

uncertified copy:

Charles L. Jones, Executive Vice-President, Missouri Hotel and Motel Association, 119 Madison, Jefferson City, Missouri 65101

W. R. England, III, Attorney at Law, P. O. Box 456, 312 East Capitol Avenue, Jefferson City, Missouri 65102

Edward J. Cadieux, Regulatory Attorney, MCI Telecommunications Corporation, Southwest Division, MCI Building, 100 South Fourth Street, St. Louis, Missouri 63102 Donald B. Heidebrecht, United Telephone Company, P. O. Box 1024, arbatatros

Jefferson City, Missouri 65102 James Hedges, President, Communication Cable-Laying Company, Inc., 1045 East Trafficway,

Springfield, Missouri 65802

TO ALL KNOWN PARTIES RENDERING IDENTICAL OR SIMILAR SERVICE, TO ALL TELEPHONE COMPANIES RENDERING LOCAL EXCHANGE SERVICE AND TO EACH PROVIDER OF INTEREXCHANGE SERVICE WITHIN THE STATE OF MISSOURI.

SERVICE -> T REVENUE CLASS -> A

ALLTEL MISSOURI, INC.
MART BUILDING SOX 2177
LITTLE ROCK AS 72263

ATAT COMMUNICATIONS OF THE SOUTHWEST, 1100 WALNUT, RM, 2432 EAMSAS CITY MD 64105

BOURGEUSE TELEPHONE COMPANY 64 NO CLARK SULLIVAN MO 61080 CHARITON VALLEY TELEPHONE CORP PO BGX 407 BUCKLIN MO 64631 CITIZENS TELEPHONE COMPANY OF HIGGINS 1985 WALNUT PO BOX 737 HIGGINSVILLE MG 64037

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CONTINENTAL TELEPHONE COMPANY OF IOWA PO BOX 307 1700 CONTINENTAL WENTZVILLE MO 53385

CRAW-KAN TELEPHONE COOPERATIVE ASSOCI-118 NORTH SUMMIT PO BOX 100 -GIRARO KS 66743 EASTERN MISSOURI TELEPHONE CO PO BOX 180, 1706 8, LILLIAN SOLIVAR MO 65613

ELLINGTON TELEPHONE COMPANY
PO BOX 410 201 COLLEGE AVE
ELLINGTON MO 63638

FIDELITY TELEPHONE COMPANY 64 NORTH CLARK AVENUE BULLIVAN MO 62080 GOODMAN TELEPHONE COMPANY INC 105 FIRST STREET GOODMAN MO 6484

GRANBY TELEPHONE COMPANY BOX 209 GRANBY MO 64844 GRAND RIVER MUTUAL TELEPHONE CORP 1001 KENTUCKY AVENUE PRINCETON MO 64673 GREEN HILLS TELEPHONE CORP PO BOX 155 BRECKENRIDGE MO 64625

GTE MORTH INCORPORATED
11 ELEVENTH AVENUE
GRIMMFLL

IAMO TELEPHONE COMPANY PO BOX 366 COIN IA 51836 K L M TELEPHONE COMPANY PO BOX 30 RICH HILL MO \$4779

KINGDOM TELEPHONE COMPANY AUXVASSE MO 65231 LATHROP TELEPHONE COMPANY 1001 KENTUCKY ST., PO BOX 1167 PRINCETON MO 64673 LE-RU TELEPHONE CO INC PO BOX 147 STELLA MO 84867

MARK TWAIN RURAL TELEPHONE COMPANY PO 80X 68 HUBDIANO MO 63547 MCDONALD COUNTY TELEPHONE COMPANY
P. O. BOX 207
PINEVILLE MO 64856

MID-MISSOURI TELEPHONE COMPANY PO BOX 38 215 ROE ST PILOT GROVE MO 85278

MISSOURI TELEPHONE COMPANY PO BOX 180, 1705 S. LILLIAN BOLIVAR MO 65813

NORTHEAST MISSOURI RURAL TELEPHONE CO ROUTE THREE GREEN CITY MO 63545 OREGON FARMERS MUTUAL TELEPHONE CO OREGON MO 64473

ROCK PORT TELEPHONE COMPANY 107 OPP STREET ROCK PORT MO 64482 SENECA TELEPHONE COMPANY PO BOX 328 SENECA MO 64885 SOUTHWESTERN SELL TELEPHONE CO 100 N TUCKER, RM 1110 87 LOUIS MO 63101

STEELVILLE TELEPHONE EXCHANGE INC PO SOX 370 STEELVILLE MO 65585 STOUTLAND TELEPHONE COMPANY 204 N. INDIANA ST. PO SOX SO ROACHDALE IM 46172 UNITED TELEPHONE CO OF MISSOURI GENERAL ACCT'G. \$454 W. 1101M OVERLAND PARK KS 66211

WESSTER COUNTY TELEPHONE COMPANY SOX 307 WEMTZYLLE MO 83285 WESTERN UNION TELEGRAPH CO 1 LAKE STREET UPPER SADDLE RIVER NJ 07456 SERVICE -> T REVENUE CLASS -> B

CHOCTAW TELEPHONE COMPANY PO BOX 82 221 WEST MAIN MALLTOWN MO 65664 HOLWAY TELEPHONE COMPANY
PO BOX 4065 C/O CENTURY TELE
MONROE LA 71211

MILLER TELEPHONE COMPANY COMPANY MOX 7 MILLER MO 65707

MO-KAN DIAL CO INC BOX 429, 112 S. BROADWAY LGUISBURG KS 66053 NEW LONDON TELEPHONE COMPANY RFD 1 NEW LONDON MO 63458 ORCHARD FARM TELEPHONE COMPANY RT 01.80x 283 ST CHARLES MO 83381

WHEELING TELEPHONE COMPANY
PO BOX 155
BRECKENRIDGE MO 64625

SERVICE -> T REVENUE CLASS -> C ALMA TELEPHONE COMPANY 208 S. COUNTY ROAD ALMA MO 64001

FARSER TELEPHONE COMPANY MAIN & LINN FARSER MO 83245 NEW FLORENCE TELEPHONE COMPANY NEW FLORENCE MO 63383

SERVICE -> T REVENUE CLASS -> D ALLNET COMMUNICATIONS SERVICES. INC. 1000 M. STREET, N. W. WASHINGTON BC 25035

MG 45805

AMERICAN COMMUNICATIONS. INC. 257 NORTH BROADWAY WICHITA XS 67292 CABLE & WIRELESS COMMUNICATIONS, INC. AIEMMY 1010 VINE VARMAR 1010 TIME FERRE YA 22160

COLUMBIA - TEL, INC. GOL UMB I A

COM-LINK 21, INC. SUITE 220-625 MARYVILLE CTR OR MO 63141 ST. LOUIS MO 65203

COMMUNIGROUP OF R.C. INC. M155104

COMPUTE-A-CALL. INC. 466 SOUTH AVENUE SPRINGFIELD

CONTACT AMERICA SIL WASHINGTON STREET MQ 64661 CHILLICOTHE.

DIAL U.S. 1945-EAST TRAFFICWAY MG 65662

DIAL U.S.A. 1848 E. SUNSMINE 1-329 SPRINGFIELD MO 65894

DIRECTLINE AUSTIN. INC. 300 SOUTH JEFFERSON, SUITE 513 SPRINGFIELD MO 85888

ECONO-CALL, INC. 284 SOUTH THIRD STREET MO 05616 BRANSON

Abselve Language INTER-COMM TELEPHONE, INC. 324 EAST 11TH STREET MO 64106 KANSAS CITY

INTERNATIONAL TELECHARGE, INC. 106 S. ARARD ST. DALLAS TH 75202 LDD. INC. 324 BROADWAY - P.O. BOX 1608 CAPE GIRARDEAU MO 63701

LTS. INC. 312 JOPLIN STREET MO . 64801 MC: TELECOMMUNICATIONS COMPORATION 100 S. FOURTH ST., SUITE 1200 ST LOUIS MO 63162

PEACE VALLEY TELEPHONE COMPANY #10 05788 PEACE VALLEY

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SATELCO. INC. SATELCO PLAZA CIMOTHA MAZ

TX 76205

TEL-CENTRAL OF JEFFERSON CITY. INC. 130 EAST HIGH STREET JEFFERSON CITY MO 05101

TELECONNECT COMPANY 165 SOTH AVENUE, S.W. CEDAR RAPIDS 1A 52404 FRANSCALL AMERICA. INC.
324 EAST 11TH STREET
**AMERICAL CITY NO 64106

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STATE OF MISSOURI PUBLIC SERVICE COMMISSION

At a Session of the Public Service Commission held at its office in Jefferson City on the 15th day of July, 1988.

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CASE NO. TA-88-218

In the matter of the application of American Operator Services, Inc. for a certificate of service authority to provide Intrastate Operator-Assisted Resold Telecommunications Services.

CASE NO. TR-88-282

In the matter of Teleconnect Company for authority to file tariff sheets designed to establish Operator Services within its certificated service area in the State of Missouri.

CASE NO. TR-88-283

In the matter of Dial U.S. for authority to file tariff sheets designed to establish Operator Services within its certificated service area in the State of Missouri.

CASE NO. TR-88-284

In the matter of Dial U.S.A. for authority to file tariff sheets designed to establish Operator Services within its certificated service area in the State of Missouri.

CASE NO. TR-89-6

In the matter of International Telecharge, Inc. for authority to file tariff sheets designed to establish Operator Services within its certificated service area in the State of Missouri.

ORDER GRANTING MOTION

On June 29, 1988, the Office of the Public Counsel (Public Counsel) filed a motion requesting the Commission to consolidate Case Nos. TR-88-282, TR-88-283, TR-88-284 and File No. 8800148 into the above-referenced case pursuant to the provisions of 4 CSR 240-2.110(16).

The Public Counsel notes that the enumerated cases concern tariffs offering Alternative Operator Services (AOS) and the instant case involves an application for a certificate to provide AOS. In support of its motion Public Counsel states that these cases involve related questions of law and fact and that their consolidation would allow the Commission to develop a uniform general policy regarding AOS providers.

On July 8, 1988, International Telecharge, Inc. (ITI), filed its response in opposition to the motion to consolidate as did American Operator Services, Inc. (AOSI), on July 11, 1988. AOSI argues that Public Counsel is in error when it asserts that these cases present related issues of law and fact. AOSI notes that ITI, Teleconnect Long Distance Services and Systems Company, Dial U.S., and Dial U.S.A., have already received certificates of service authority to resell telecommunications services unlike AOSI which is seeking a certificate of service authority to provide operator services.

ITI argues that, since it has received a certificate of service authority to resell telecommunications services, it has the same authority to operate within the State of Missouri as do other resellers such as AT&T, MCI and US Sprint which are currently providing operator-assisted services similar to those proposed in ITI's tariff offering. ITI urges the Commission to treat all such carriers similarly.

On July 11, 1988, the Commission's Staff filed a motion in support of Public Counsel's motion to consolidate. Staff agrees with Public Counsel that these cases present common questions of law and fact and that the consolidation of these

cases would avoid repetitious costs and delays resulting from proceeding with them on an individual basis.

The Commission determines, pursuant to 4 CSR 240-2.110(16), that the motion for consolidation should be granted. In view of the relatively recent rise of AOS as a discrete telecommunications service, the Commission believes that consolidation of these cases will furnish it with an opportunity to develop a cogent policy as to the appropriate degree of regulation for providers of such services.

On October 14, 1987, ITI filed proposed tariffs to establish reseller and operator services in the State of Missouri. ITI requested an effective date for these tariffs which has been extended to August 1, 1988. ITI's proposed tariffs were denominated File No. 8800148 and subsequently filed in Case No. TA-88-12, the case in which ITI requested certification as a reseller of telecommunications services in the State of Missouri.

To determine if such services are in the interest of the public, it is the opinion of the Commission that ITI's proposed tariffs should be suspended for a period of 120 days beyond August 1, 1988, the requested effective date, unless otherwise ordered by the Commission. The Commission determines that the consideration of these tariffs should be denominated Case No. TR-89-6, which will become part of the consolidated case ordered herein.

On June 3, 1988, Dial U.S. and Dial U.S.A. (DUS and DUSA, respectively) both certificated resellers of telecommunications services, filed tariffs designed to establish operator services in the State of Missouri. On May 27, 1988, Teleconnect Long Distance Services and Systems Company (Teleconnect), also a certificated reseller of telecommunications services in the State of Missouri, filed tariffs designed to establish operator services in this state. On June 17, 1988, the Commission suspended the tariffs of DUS, DUSA and Teleconnect for 120 days beyond their requested effective dates to October 25, 1988.

On June 29, 1988, the Commission issued notice of the proposed tariffs of Teleconnect setting an intervention deadline of July 29, 1988, within which proper

entities desiring to intervene as to Teleconnect's proposed tariffs should file their applications to intervene. It is the Commission's opinion that proper parties should be given an opportunity to intervene in the matter of the tariffs filed by DUS, DUSA and ITI. Applications to intervene shall be filed by July 29, 1988, with the Secretary of the Missouri Public Service Commission, P.O. Box 360, Jefferson City, Missouri 65102, and copies sent as follows.

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For Dial U.S., send copies to:

Joel W. Mixon
Network Manager
Dial U.S.
c/o Hedges Communications
1949 E. Sunshine, Suite 1-220
Springfield, Missouri 65804

For Dial U.S.A., send copies to:

Joel W. Mixon
Network Manager
Dial U.S.A.
c/o Communications Cable-Laying Co.
1045 East Trafficway
Springfield, Missouri 65802

For International Telecharge, Inc., send copies to:

Richard S. Brownlee, III
Attorney at Law
Hendren and Andrae
P. O. Box 1069
Jefferson City, Missouri 65102

The Commission determines that the Secretary of the Commission shall send a copy of this order to any persons or entities known to the telecommunications department of the Public Service Commission to be rendering identical or similar service within the State of Missouri, as well as to each telephone company rendering local exchange service and each provider of interexchange service within the State of Missouri. In addition, the Secretary shall send notice of this order to the publisher of each newspaper located in in the state as listed in the Newspaper Directory of the current Official Manual of the State of Missouri.

The Commission is of the opinion that the procedural schedule as already established in Case No. TA-88-218 should be retained.

It is, therefore,

ORDERED: 1. That the motion to consolidate of the Office of the Public Counsel is granted hereby.

ORDERED: 2. That the tariff sheets submitted by International Telecharge, Inc., on October 14, 1987, designed to establish reseller and operator services within the State of Missouri and designated File No. 8800148 are suspended hereby for a period of one hundred twenty (120) days beyond the requested effective date of August 1, 1988, to November 29, 1988, unless otherwise ordered by this Commission. These tariffs shall be considered hereinafter in Case No. TR-89-6.

ORDERED: 3. That any interested party wishing to intervene as to the aforementioned tariffs proposed by Dial U.S., Dial U.S.A. or International Telecharge, Inc., shall notify the Secretary of the Missouri Public Service Commission and the appropriate aforementioned parties on or before July 29, 1988.

ORDERED: 4. That Case Nos. TR-88-282, TR-88-283, TR-88-284 and TR-89-6 are consolidated hereby into Case No. TA-88-218.

ORDERED: 5. That Case No. TA-88-218 is designated hereby the primary case file in this consolidated case.

ORDERED: 6. That the parties to Case No. TA-88-218 are made hereby parties to this consolidated case and are directed hereby to file herein the appropriate number of pleadings or other documents as required for a single case.

ORDERED: 7. That the procedural schedule established in Case No.

TA-88-218 is retained hereby as the procedural schedule for the case consolidated herein.

ORDERED: 8. That this order shall become effective on the date hereof.

BY THE COMMISSION

Harvey G. Hubbs

Secretary

(S E A L)

Steinmeier, Chm., Hendren and Fischer, CC., Concur. Musgrave and Mueller, CC., Absent.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this $15 \, \mathrm{th}$ day of July, 1988.

Harvey G. Hubbs

Secretary