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

In the Matter of Physical Collocation )  
Completion Intervals under the )  
Interconnection Agreement between )  
BroadSpan Communications, Inc. d/b/a )  
Primary Network Communications, Inc. )  
and Southwestern Bell Telephone )  
Company. )

CASE NO. TO-2000-92

**ORDER DIRECTING APPLICANTS TO SUPPLEMENT**  
**APPLICATION**

On August 4, 1999, BroadSpan Communications, Inc. filed an Application for Determination of Dispute Regarding Physical Collocation Completion Intervals. Although the Applicant makes reference to several statutory citations, it is not clear under what authority the Applicant believes the Commission may determine the alleged dispute described in the application. All applications are required to include a "reference to the statutory provision or other authority under which relief is requested;" pursuant to 4 CSR 240-2.060(D).

The Applicant has not made clear to the Commission whether it seeks mediation or arbitration pursuant to the Federal Telecommunications Act, arbitration pursuant to state statute or, perhaps, a complaint proceeding pursuant to state statute. Without this information, the Commission cannot proceed.

In addition, the Applicant seeks resolution of this matter not later than October 26, 1999. Once the Applicant has specified the statute under which this matter is filed, a motion for expedited treatment may be filed pursuant to Commission rule.

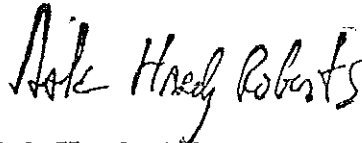
Therefore, the Applicant shall be directed to plead with specificity the statutory authority under which it seeks relief and the Applicant should also plead with equal clarity the exact nature of the proceeding or relief sought herein.

**IT IS THEREFORE ORDERED:**

1. That BroadSpan Communications, Inc. shall file a pleading stating with specificity a reference to the statutory provision or other authority under which relief is requested and shall also make clear whether the Applicant seeks mediation, arbitration, a complaint case, or such other procedure as may be appropriate.
2. That the filing required by paragraph 1 shall be filed not later than September 9, 1999.

3. That this order shall be effective on August 9, 1999.

BY THE COMMISSION



Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

(S E A L)

Dale Hardy Roberts, Chief Regulatory Law  
Judge, by delegation of authority pursuant to  
4 CSR 240-2.120(1) (November 30, 1995) and  
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 9th day of August, 1999.

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COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION