

LS

Case No. TO-99-260,
et al.

ORDER DIRECTING RESPONSE

AND GRANTING LEAVE TO WITHDRAW

On February 10, 1999, the Commission consolidated Case Nos. TO-99-260 and TO-99-290, and designated Case No. TO-99-260 as the lead case. The Office of the Public Counsel filed, on February 11, 1999, objections to the requests for variances.

On March 19, 1999, Edward J. Cadieux filed a Withdrawal of Appearance on behalf of MCI Telecommunications Corporation, MCImetro Access Transmission Services, LLC f/k/a MCImetro Access Transmission Services, Inc., and Teleconnect Services and Systems Company. On the same date, Stephen F. Morris filed his Entry of Appearance for these companies.

On April 12, 1999, the following companies filed an Application to Intervene and Join in MCI WorldCom Companies' Application for Variance: Brooks Fiber Communications of Missouri, Inc. (Brooks), Metropolitan Fiber Systems of Kansas City, Missouri, Inc. (MFS Kansas City), Metropolitan Fiber Systems of St. Louis, Inc. (MFS St. Louis), TTI National, Inc. (TTI), Touch 1 Long Distance, Inc. (Touch 1), BLT Technologies, Inc. (BLT), WorldCom Network Services, Inc. (WorldCom Network), and WorldCom Technologies, Inc. (WorldCom Technologies), all MCI WorldCom companies. The Commission granted intervention to these companies on May 24, 1999.

On May 6, 1999, the Commission filed, in Case No. TX-99-158, a final Order of Rulemaking with the Secretary of State's office which withdrew the proposed rule at issue, 4 CSR 240-33.150. Although the proposed rule has been withdrawn, the emergency rule remains in effect until June 29, 1999. Although the Commission intends to file a new slamming rule in the near future, any future filing will be significantly different from the withdrawn proposed rule and the current emergency slamming rule and will be filed in a separate case.

The Commission determines that since it has withdrawn the proposed rule and the emergency rule will expire on June 29, 1999, the

parties shall have ten days to show cause as to why this case should not be closed.

IT IS THEREFORE ORDERED:

1. That on or before July 2, 1999, any party may file a response to the Commission's intent to close this case.

2. That leave is granted to Edward J. Cadieux to withdraw as counsel on behalf of MCI Telecommunications Corporation, MCImetro Access Transmission Services, LLC f/k/a MCImetro Access Transmission Services, Inc., and Teleconnect Services and Systems Company, as noted in the Withdrawal of Appearance filed March 19, 1999.

3. That this order shall become effective on June 22, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Vicky Ruth, 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 22nd day of June, 1999.

RECEIVED

JUN 23 1969

COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION