

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
Jefferson City

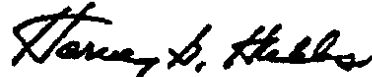
September 30, 1988

CASE NO. TA-89-65

Daniel L. Human, Attorney at Law, 130 South Bemiston, Fourth Floor,
St. Louis, Missouri 63105

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

Sincerely,



Harvey G. Hubbs
Secretary

uncertified copy:

David D. Conover, Communications Coordinator, St. Johns Mercy Medical Center,
615 South New Ballas Road, St. Louis, Missouri 63141-8221
O. L. Wilke, President, Orchard Farm Telephone Company, Rt. 1 Box 283,
St. Charles, Missouri 63301
Howard J. Keister, Vice President, Contel Of Missouri, Inc., P. O. Box 307,
1700 Continental Drive, Wentzville, Missouri 63385
Office of Public Counsel, P. O. Box 7800, Jefferson City, Missouri 65102

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 30th
day of September, 1988.

Case No. TA-89-65

In the matter of the application
of St. John's Mercy Medical Center
for certificate of service
authority to provide shared tenant
services within the State of Missouri.

ORDER AND NOTICE

On September 22, 1988, St. John's Mercy Medical Center (Applicant) filed an application with the Commission seeking authority to provide private shared tenant services (STS) in the State of Missouri.

This application is filed pursuant to Section 392.410, RSMo Supp. 1987, providing that no telecommunications company not exempt from that subsection shall transact any business in this state until it shall have obtained a certificate of service authority.

Pursuant to Section 392.520, RSMo Supp. 1987, STS telecommunications services shall be subject to the minimum regulation permitted by Chapter 392 for competitive telecommunications services. Section 392.520 further provides that the Commission shall exempt STS telecommunications services from even those tariff filing requirements applicable to other competitive telecommunications services. In addition, the Commission has established in its Report and Order in Case No. TR-86-53 certain conditions for the provision of STS.

Section 392.530, RSMo Supp. 1987, states that the provisions of Chapter 392 shall be construed to "...allow full and fair competition to function as a substitute for regulation when consistent with the protection of ratepayers and otherwise consistent with the public interest."

Given the policy mandate of Chapter 392 that STS providers be treated as competitive telecommunications companies, the Commission concludes that the requirements for the granting of a certificate are met by a verified application for a certificate to provide STS service, if the application meets the conditions established in Case No. TR-86-53, and such certificate should be granted based on a verified application unless intervention is sought by a proper party on or before fifteen (15) days after notice is issued by this Commission.

Proper parties shall be defined as any party filing a request for intervention which sets forth the specific grounds upon which it is alleged that the granting of the application is not in the public interest. Any such request should be submitted to the Secretary of the Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102, and copies sent to:

Daniel L. Human
Attorney at Law
Ziercher & Hocker, P.C.
130 South Bemiston, Fourth Floor
St. Louis, Missouri 63105

The Secretary of the Commission shall send a copy of this order to the telephone company rendering local exchange service to the location covered by this application.

In the event no proper party requests permission to intervene and neither the Commission's Staff nor the Office of the Public Counsel request a hearing on or before October 17, 1988, the Commission will grant the certificate of service authority requested herein on the basis of the verified application, and the additional information specified in the Report and Order issued in Case No. TO-86-53.

It is, therefore,

ORDERED: 1. That any interested party wishing to intervene in Case No. TA-89-65 shall notify the Secretary of the Missouri Public Service Commission and the

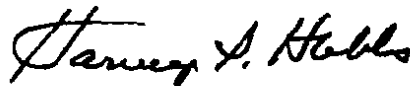
aforementioned party on or before October 17, 1988, and that said request for intervention should specifically set out the grounds upon which it is alleged that the granting of this application is not in the public interest or does not comply with the condition established for STS in Case No. TR-86-53.

ORDERED: 2. That the Secretary of the Commission is directed to send notice as herein stated.

ORDERED: 3. That the Applicants shall submit as a part of this application the information prescribed by 4 CSR 240-2.060(1) and (2) with the exception of 4 CSR 240-2.060(2) .7, .9, .11 and .13.

ORDERED: 4. That this Order shall become effective on the date hereof.

BY THE COMMISSION



Harvey G. Hubbs
Secretary

(S E A L)

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

Wogerty - B. kta

CASE NO. TA-89-65

WDS

Chairman

EM

Commissioner

ACM absent

Commissioner

CBH

Commissioner

SM

Commissioner

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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 30th day of September, 1988.

Harvey G. Hubbs

Harvey G. Hubbs
Secretary