

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of TLC Next)
Generation International Holdings, L.L.C. for)
a Certificate of Service Authority to Provide) Case No. TA-99-486
Basic Local Telecommunications Service in)
Portions of the State of Missouri and to)
Classify Said Services and the Company as)
Competitive.)

ORDER DIRECTING PARTIES TO SUBMIT ADDITIONAL INFORMATION

TLC Next Generation International Holdings, L.L.C. (TLC) filed an Application for Certificate of Service Authority and for Competitive Classification with the Commission on April 22, 1999. By its application, TLC seeks authority to provide basic local telecommunications services in portions of Missouri that are currently served by Southwestern Bell Telephone Company (SWBT). At the direction of the Commission, TLC filed a verification of the Application on May 6.

On May 25, the Commission issued a Notice of Applications that established an intervention deadline of June 24. No applications for intervention have been received.

On July 1, the Staff of the Public Service Commission (Staff) filed a Memorandum recommending that the Commission approve TLC's application with a requirement that "any increases in switched access service rates shall be cost justified." TLC has not filed any response to Staff's Memorandum.

Two aspects of this case are troublesome to the Commission. First, although TLC requests authority to operate in the exchanges currently

served by SWBT, contrary to its usual practice, SWBT has not sought to intervene in this matter. Second, although Staff recommends that the Commission approve TLC's application, it also recommends that an added restriction regarding cost justification of increases in switched access rates be imposed upon TLC. The Commission's authority to add such a restriction to TLC's application for service authority without either a hearing or the filing of a stipulation and agreement between the parties is unclear. The Commission would like to have these two matters clarified by the parties.

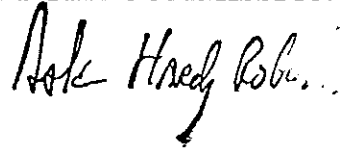
IT IS THEREFORE ORDERED:

1. That no later than August 2, 1999, Staff and TLC Next Generation International Holdings, L.L.C., shall file separate pleadings detailing the contacts they have had with Southwestern Bell Telephone Company regarding this application.

2. That no later than August 2, 1999, Staff shall file a pleading indicating by what authority the Commission may add a restriction to TLC Next Generation International Holdings, L.L.C.'s application without either a hearing or a stipulation and agreement submitted by the parties.

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

BY THE COMMISSION

A handwritten signature in dark ink, appearing to read "Dale Hardy Roberts". The signature is written in a cursive, somewhat stylized script.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Morris L. Woodruff, 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 12th day of July, 1999.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION