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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of an Investigation for the)
Purpose of Clarifying and Determining Certain)
Aspects Surrounding the Provisioning of) Case No. TO-99-483
Metropolitan Calling Area Service After the)
Passage and Implementation of the Telecom-)
munications Act of 1996.)

ORDER GRANTING INTERVENTION

On May 26, 1999, the Commission established a case for the purpose of investigating certain aspects surrounding the provisioning of metropolitan calling area service after the passage and implementation of the Telecommunications Act of 1996. The Commission issued an order directing interested parties to file applications to intervene or to participate without intervention no later than June 25, 1999. MCI Telecommunications Corporation (MCI) and MCImetro Access Transmission Services, LLC (MCImetro), filed a timely request to participate without intervention on April 30, 1999. Sprint Communications Company L.P (Sprint), BroadSpan Communications, Inc. d/b/a Primary Network Communications (BroadSpan), ALLTEL Missouri, Inc. (ALLTEL), GTE Midwest Incorporated (GTE), GTE Communications Corporation (GTECC), Alma Telephone Company, Chariton Valley Telephone Corporation, Mid-Missouri Telephone Company, Northeast/Modern Missouri Rural Telephone Company, Peace Valley Telephone Company, Inc., Grand River Mutual Telephone Corporation (Grand River), and Birch Telecom of Missouri, Inc., filed timely applications to intervene.

There were no objections to any of the applications to intervene or to participate.

MCI states that it is a certificated provider of intrastate interexchange telecommunications services and payphone services in Missouri and is a provider of interstate interexchange telecommunications services subject to the jurisdiction of the Federal Communications Commission. MCImetro states that it is a certificated provider of intrastate interexchange telecommunications services and local exchange services in Missouri and is a provider of interstate interexchange telecommunications services subject to the jurisdiction of the Federal Communications Commission. MCI and MCImetro state that they wish to participate in this proceeding because the Commission's decision may affect their interests as telecommunications providers in Missouri.

Alma Telephone Company, Chariton Valley Telephone Corporation, Mid-Missouri Telephone Company, Northeast/Modern Missouri Rural Telephone Company, and Peace Valley Telephone Company, Inc., state that they are all certificated providers of basic local telecommunications services in Missouri. In their application to intervene they state that the Commission's decision in this case will directly affect their interests as providers of telecommunications services in Missouri. They indicate that their intervention is in the public interest.

Sprint states that it is a certificated provider of intrastate interexchange and local exchange telecommunications services in the state. Sprint indicates that its interests are different from those

of the general public. Sprint states that it is interested in this proceeding as a provider of competitive local exchange service.

BroadSpan states that it is a certificated provider of intrastate interexchange telecommunications services and local exchange services in Missouri and is a provider of interstate interexchange telecommunications services subject to the jurisdiction of the Federal Communications Commission. BroadSpan states that it seeks to intervene because the Commission's decision could adversely affect its interests as a provider of telecommunications services in Missouri. BroadSpan states that its interests are different from those of the general public and that its intervention would be in the public interest because of its expertise in the telecommunications industry.

ALLTEL and Grand River each state in their applications that they are certificated providers of basic local telecommunications services in Missouri. ALLTEL and Grand River state that the decision of the Commission in this case may directly affect their interests as providers of telecommunications services in Missouri. ALLTEL and Grand River state that their expertise and perspective on the provision of telecommunications services in Missouri will aid the Commission in this proceeding and their interventions are in the public interest.

GTE states that it is a certificated provider of basic local exchange, access and intraLATA toll services in Missouri. GTE states that it is a provider of metropolitan calling area (MCA) service and therefore has an interest in this proceeding. GTECC states that it is

also a provider of basic local exchange and interexchange service and that it has an interest in this proceeding which is different from that of the general public.

Birch states that it offers telecommunications services in the St. Louis and Kansas City areas and that any decision affecting the status of MCA service will directly affect its interests. Birch states that its interests are different from those of the general public.

The Commission has reviewed the applications and determines that they are in substantial compliance with Commission rules regarding participation and intervention. The Commission determines that the applicants each have an interest in this matter that is different from the interests of the general public. The Commission concludes that the requests for intervention of Sprint, BroadSpan, ALLTEL, GTE, GTECC, Alma Telephone Company, Chariton Valley Telephone Corporation, Mid-Missouri Telephone Company, Northeast/Modern Missouri Rural Telephone Company, Peace Valley Telephone Company, Inc., Grand River, and Birch, and the request for participation without intervention of MCI and MCImetro should be granted.

IT IS THEREFORE ORDERED:

1. That the applications for intervention filed by Sprint Communications Company L.P., BroadSpan Communications, Inc. d/b/a Primary Network Communications, ALLTEL Missouri, Inc., GTE Midwest Incorporated, GTE Communications Corporation, Alma Telephone Company, Chariton Valley Telephone Corporation, Mid-Missouri Telephone Company, Northeast/Modern Missouri Rural Telephone Company, Peace Valley

Telephone Company, Inc., Grand River Mutual Telephone Corporation, and Birch Telecom of Missouri, Inc. are granted.

2. That the application to participate without intervention filed by MCI Telecommunications Corporation and MCImetro Access Transmission Services, LLC, is granted.

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

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Nancy Dippell, Senior 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