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**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office
in Jefferson City on the 23rd
day of April, 1998.

In the Matter of the Application of Heartland)
Health System, Inc. for Amendment to its Certifi-) Case No. TO-98-312
cate of Service Authority to Provide Shared)
Tenant Services Within the State of Missouri.)
)

ORDER ESTABLISHING CASE REGARDING STS CERTIFICATE

Heartland Health System, Inc. (Heartland) filed a letter with the Commission on December 12, 1997 addressed to the Executive Secretary, advising the Commission that Heartland wished to make a change in its provision of shared tenant services (STS). Heartland was granted a certificate to provide STS on March 15, 1994 in Case No. TA-94-188. Heartland's letter stated that the company is constructing a new Cancer Center located on the same tract of land as Heartland's Medical Plaza Offices, the building for which Heartland is authorized to provide STS. The company stated that it wanted to amend its STS agreement to be able to provide telephone service to the new building through the same switch that is now used to provide service to Heartland Medical Plaza.

The Staff of the Commission (Staff) filed a response to Heartland's letter on January 23, 1998, taking the position that Heartland's letter is not adequate to effect an amendment to its STS certification. Staff quoted the Commission's Report and Order in TA-94-188, Ordered Paragraph 1, as stating that "[t]he authority granted herein applies only to the buildings described in the Application and does

not extend to any other buildings." Staff stated that Heartland must verify by affidavit or testimony that its new building meets the definition of "discrete private premises" when combined with other buildings in its original certificate in order to obtain an amendment to its certificate of service authority. Staff requested the Commission to order Heartland to file for an amended certificate of service authority limited to a showing that the new Cancer Center is part of its "discrete private premises."

The Commission has reviewed Heartland's letter, the Report and Order in TA-94-188, and Staff's pleading. The Commission finds that a new case should be established in order to consider whether Heartland's certificate of service authority should be amended and that Heartland should file an appropriate pleading requesting the amendment and addressing Staff's concerns regarding its new Cancer Center as part of Heartland's "discrete private premises." Heartland shall serve a copy of its pleading upon Southwestern Bell Telephone Company.

IT IS THEREFORE ORDERED:

1. That Case No. TO-98-312 is established for the purpose of considering the issues raised in Staff's pleading filed on January 23, 1998. The caption of this case shall be: "In the Matter of the Application of Heartland Health System, Inc. for Amendment of Its Certificate of Service Authority to Provide Shared Tenant Services Within the State of Missouri."

2. That Heartland Health System, Inc. shall file an appropriate pleading and serve a copy of its pleading upon Southwestern Bell Telephone Company no later than May 26, 1998.

3. That this order shall become effective on April 23, 1998.

BY THE COMMISSION

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Drainer,
Murray and Schemenauer, CC.,
concur.

Wickliffe, Deputy Chief Regulatory Law Judge

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION