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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 3rd
day of September, 1998.

In the Matter of the Application of)
Preferred Carrier Services, Inc. for)
Certificates of Service Authority to) **Case No. TA-97-347**
Provide Local Telecommunications)
Services and to Classify Such)
Services as Competitive.)

In the Matter of Preferred Carrier)
Services, Inc. d/b/a Telefonos Para) **Case No. TO-99-39**✓
Todos for Company Name Change.)

ORDER SUSPENDING TARIFF AND CONSOLIDATING CASES

On July 28, 1998, Preferred Carrier Services, Inc., d/b/a Phones for All, d/b/a Telefonos Para Todos, filed the following: (1) a proposed tariff, and (2) a registration of fictitious name. The cover letter made reference to Case No. TA-98-347, but implied that the documents were relevant to the addition of a fictitious name. The Records Department of the Commission opened a new case, Case No. TO-99-39. The tariff sheets and fictitious name information should have been filed in Case No. TA-97-347. Consequently, the Commission will now consolidate Case No. TO-99-39 into Case No. TA-97-347. Case No. TO-97-347 will be the lead case, and Case No. TO-99-39 will be closed.

The Report and Order from Case No. TA-97-347 conditionally granted Preferred Carrier Services, Inc. (Preferred) a certificate of service authority to provide basic local telecommunications services and local exchange telecommunications services in the state of Missouri. The

certificate of service authority was to become effective when the company's tariff became effective. The Report and Order waived the filing of a 45-day tariff as required by 4 CSR 240-2.060(4)(H) until 30 days after Preferred had entered into a Commission approved interconnection (or resale) agreement that would enable it to provide basic local exchange services.

On January 31, 1997, Preferred and Southwestern Bell Telephone Company filed a joint application in Case No. TO-97-295 for approval of a resale agreement under the Telecommunications Act of 1996. The Commission issued an Order Approving the Resale Agreement on April 18, 1997, and directed the participants to file a copy of the resale agreement with the Staff of the Missouri Public Service Commission, with the pages numbered seriatim in the lower right-hand corner. As of September 2, 1998, the agreement has not yet been filed.

On August 13, 1998, the Staff of the Missouri Public Service Commission (Staff) filed a Staff Recommendation to Approve Tariff in Case No. TO-99-39. This recommendation makes no reference to whether or not an interconnection agreement has been approved and filed as required.

The order granting Preferred's certificate called for Preferred to file its initial basic local tariff in Case No. TA-97-347, give notice of the filing of the tariffs as set out in the approved Stipulation and Agreement, and file a written disclosure of all interconnection agreements. Preferred did not include with its July 28, 1998, tariff filing a certificate of service indicating that the parties to Case No. TA-97-347 had been given the required notice and disclosure. On August 31, 1998, and September 1, 1998, Preferred filed documentation indicating that these parties did not object to the tariff filing. However, as Preferred has not complied with the requirement from Case No. TO-97-295

to file an executed copy of the interconnection, or resale, agreement, it is necessary to suspend the effective date of the tariff. The Commission will suspend the effective date of the tariff for 30 days to give Preferred an opportunity to file the executed copy of the interconnection agreement and to give notice to the Commission stating that it has done so. If Preferred properly files the necessary document before the end of the 30-day period, and files a motion for expedited approval, the Commission will attempt to accommodate the request.

Staff shall file an amended recommendation addressing the fictitious name, the basic local tariff, and advising the Commission whether the interconnection agreement has been properly submitted.

IT IS THEREFORE ORDERED:

1. That Case No. TO-99-39 is consolidated into Case No. TA-97-347, with Case No. TA-97-347 continuing as the lead case.
2. That Case No. TO-99-39 shall be closed on September 13, 1998.
3. That the effective date of the following tariff submitted on July 28, 1998, by Preferred Carrier Services, Inc., is suspended until October 7, 1998, or until otherwise ordered by this Commission:

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4. That Preferred Carrier Services, Inc. is ordered to file an executed copy of its interconnection agreement as instructed in Case No. TO-97-295.
5. That the Staff of the Missouri Public Service Commission is instructed to file an amended staff recommendation as directed in the body of this order.

6. That this order shall become effective on September 7, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

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

Ruth, Regulatory Law Judge

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION