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**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of )  
Level 3 Communications, L.L.C. for a )  
Certificate of Service Authority to )  
Provide Basic Local Exchange ) Case No. TA-99-171  
Telecommunications Services and Local )  
Exchange Telecommunications Services in )  
the State of Missouri and for Competitive )  
Classification. )

**ORDER CANCELING PREHEARING CONFERENCE**

Level 3 Communications, LLC (Level 3) filed an application on October 19, 1998, requesting a certificate of service authority to provide basic local and local exchange telecommunications services in the State of Missouri, and requesting competitive classification. The Commission granted intervention to Southwestern Bell Telephone Company (SWBT) on December 3. The Commission's order of December 3 also scheduled an early prehearing conference for January 8, 1999, beginning at 10:00 a.m. On January 6, Level 3 filed a motion asking that the Commission cancel the prehearing conference because Level 3, the Staff of the Missouri Public Service Commission (Staff) and SWBT are in the process of negotiating a Stipulation and Agreement, which should eliminate the need for a prehearing conference and procedural schedule. The filing of a Stipulation and Agreement signed by all parties will render a prehearing conference and procedural schedule unnecessary. A Stipulation and Agreement has not yet been filed but Level 3's Motion represents that neither Staff nor SWBT oppose the cancellation of the prehearing conference. Therefore, it will be presumed that the parties do not believe that the scheduled prehearing conference will be helpful

completion of the Stipulation and Agreement. The early prehearing conference will be canceled. However, in order to avoid unnecessary delays in this case, the January 15, 1999 date for filing of a proposed procedural schedule, established in the Commission's order of December 3, will remain in effect. The filing of a proposed procedural schedule will, of course, become unnecessary if a Stipulation and Agreement is filed on or before that date.

**IT IS THEREFORE ORDERED:**

1. That the prehearing conference scheduled for January 8, 1999 is canceled.
2. That this order shall become effective on January 8, 1999.

**BY THE COMMISSION**



**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 7th day of January, 1999.