

Case No. TA-99-587

## AND DIRECTING FILING OF PROCEDURAL SCHEDULE

On August 13, BlueStar filed an Amended Application. In its amended application, BlueStar requests Certificates of Service Authority to provide basic local, local exchange, exchange access and interexchange telecommunications services in the exchanges currently served by

Southwestern Bell Telephone Company (SWBT), GTE Midwest Incorporated, and Sprint Missouri, Inc. d/b/a Sprint.

Because BlueStar's amended application, for the first time, requests authority to provide basic local service, the Commission determined that it was necessary to provide additional notice. On September 28, the Commission issued a second notice of applications, directing interested parties to file an application to intervene no later than October 13, for the interexchange application and October 28, for the basic local application. On October 25, SWBT filed an Application to Intervene.

SWBT stated that it has a direct interest in the Commission's decision regarding BlueStar's application because BlueStar will be in direct competition with SWBT. SWBT states that its interest as a provider of basic local exchange service differs from that of the general public. SWBT further states that its intervention would be in the public interest because of its extensive expertise and experience as a telecommunications provider.

The Commission has reviewed the application and finds that it is in substantial compliance with Commission rules regarding intervention and that the applicant has an interest in this matter that is different from that of the general public. The Commission concludes that the request for intervention should be granted and that the parties should file a proposed procedural schedule. In order to assist in the development of the procedural schedule and to clarify the issues in

dispute, an early prehearing conference will be scheduled. The procedural schedule shall include dates for the filing of testimony and for a hearing. If no party requests a hearing, the Commission may grant the service authority and competitive classification requested without a hearing. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2D 494, 496 (Mo. App. 1989).

**IT IS THEREFORE ORDERED:**

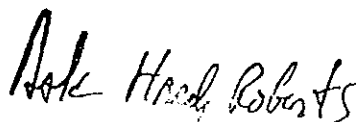
1. That Southwestern Bell Telephone Company is granted intervention in this case in accordance with 4 CSR 240-2.075(4).

2. That an early prehearing conference shall be held on December 7, 1999, beginning at 10:00 a.m. The prehearing conference shall be held at the Commission's offices on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Anyone wishing to attend who has special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days before the prehearing conference at: Consumer Services Hotline - 1-800-392-4211 or TDD Hotline - 1-800-829-7541.

3. That the parties shall file a proposed procedural schedule no later than December 14, 1999. The procedural schedule shall include dates for the filing of testimony and for a hearing.

4. That this order shall become effective on November 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 29th day of October, 1999.

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OCT 29 1999  
COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION