

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Application of Sage Telecom, )  
Inc., for Approval of Two Amendments to an ) **Case No. CO-2007-0228**  
Interconnection Agreement with Southwestern )  
Bell Telephone, L.P. d/b/a AT&T Missouri )

### **ORDER DIRECTING NOTICE AND JOINING SOUTHWESTERN BELL TELEPHONE, L.P. D/B/A AT&T MISSOURI AS A PARTY**

Issue Date: January 3, 2007

Effective Date: January 3, 2007

**Syllabus:** This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri ("SBT"), as a party to this proceeding.

On December 21, 2006, Sage Telecom, Inc. ("Sage") filed an application with the Commission for approval of two amendments to a negotiated interconnection agreement with SBT under the applicable provisions of the federal Telecommunications Act of 1996. In its application, which is incomplete at this time,<sup>1</sup> Sage states that the negotiated amended agreement complies with Section 252(e) of the Act in that it is consistent with the public interest, convenience and necessity, and is not discriminatory to nonparty carriers. Sage requests expeditious approval of the amended agreement.<sup>2</sup>

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<sup>1</sup> Sage acknowledges that its application currently lacks several items required by Commission Rule 4 CSR 240-2.060(1). Sage indicates, however, that all such items will be filed at a later date, as permitted by 4 CSR 240-2.060(2), which states that "[i]f any of the items required under this rule are unavailable at the time the application is filed, they shall be furnished prior to the granting of the authority sought."

<sup>2</sup> The Commission approved the original interconnection agreement between Sage and SBT in Case No. TO-2005-0287.

Although SBT is a party to and signatory of the amended agreement, it did not join in Sage's application. Because SBT is a necessary party to a full and fair adjudication of this matter, the Commission will join SBT as a party to this case.

The Act provides that a negotiated interconnection or resale agreement must be approved unless the state commission finds that the agreement discriminates against a telecommunications carrier not a party to the agreement, or that implementation of the agreement is not consistent with the public interest, convenience, and necessity.<sup>3</sup> Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement within 90 days after submission, the agreement shall be deemed approved. Therefore, the Commission will proceed with this case expeditiously. The Commission finds that proper persons should be allowed 20 days from the date of the issuance of this order to file a motion for intervention or hearing. The Commission also finds that notice of this application should be sent to all interexchange and local exchange telecommunications companies.

**IT IS ORDERED THAT:**

1. The Commission's Data Center shall send notice of this application to all interexchange and local exchange telecommunications companies operating in Missouri.
2. Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri is made a party to this case.
3. Any party wishing to intervene or request a hearing shall do so by filing a pleading no later than January 23, 2007, with:

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<sup>3</sup> 47 U.S.C. § 252(e)(2).

Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102-0360

and also serving a copy on the following parties:

Mary Ann Young  
Attorney for Applicant Sage Telecom, Inc.  
William D. Steinmeier, P.C.  
2031 Tower Drive  
Post Office Box 104595  
Jefferson City, Missouri 65110-4595

Southwestern Bell Telephone, L.P.  
One AT&T Center, Room 3520  
St. Louis, Missouri 63101

Office of the Public Counsel  
200 Madison Street  
Post Office Box 2230  
Jefferson City, Missouri 65102-2230

Office of the General Counsel  
Missouri Public Service Commission  
200 Madison Street  
Post Office Box 360  
Jefferson City, Missouri 65102-0360

4. The Staff of the Commission shall file a memorandum advising either approval or rejection of the amended agreement and giving the reasons therefor no later than February 5, 2007.

5. This order shall become effective on January 3, 2007.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', with a stylized, flowing script.

Colleen M. Dale  
Secretary

( S E A L )

Benjamin H. Lane, Regulatory  
Law Judge, by delegation of authority  
under Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 3rd day of January, 2007.