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

In the Matter of the Application of	)	
WinStar Wireless of Missouri, Inc. for a	)	
Certificate of Service Authority to	)	
Provide Basic Local Telecommunications	)	<b>Case No. TA-97-438</b>
Service in Portions of the State of	)	<b>Tariff No. 9900442</b>
Missouri and to Classify Said Services	)	
and the Company as Competitive.	)	

**ORDER APPROVING TARIFF**

By Order issued on December 18, 1997, the Commission granted to WinStar Wireless of Missouri, Inc. (WW-Mo) certificate of service authority to provide basic local telecommunications services in Missouri. The Order waived the filing of a 45-day tariff as required by 4 CSR 240-2.060(4)(H) until 30 days after WW-Mo entered into a Commission-approved interconnection agreement to enable it to provide basic local exchange services. WW-Mo's certificate of service authority was to become effective upon the effective date of its approved tariffs. The Commission approved WW-Mo's interconnection agreement with Southwestern Bell Telephone Company on March 18, 1998 in case number TO-98-249. WW-Mo did not immediately file a proposed local tariff.

On November 16, 1998 WW-Mo and WinStar Wireless, Inc. (WWI) - sister corporations both wholly owned by their corporate parent, WinStar Communications, Inc. - filed an application for authority to merge WW-Mo with and into WWI. That merger and reorganization was approved by the

Commission in an Order issued on December 22, 1998. The surviving corporate entity was known as WinStar Wireless, Inc.

WWI filed a proposed competitive switched access tariff on December 7, 1998, with an effective date of January 21, 1999. Those tariff sheets were assigned tariff file number 9900442. The tariff sheets outline the rates the company proposes to charge interexchange carriers. WWI indicated that it intends to file its companion basic local end user tariff within the near future. WWI filed substitute tariff sheets on April 1 and April 9. The effective date of the tariff was extended several times at the request of WWI and is now scheduled to be effective on April 21.

The Commission's Staff reviewed the tariff sheets and filed a memorandum on April 12 recommending that the Commission approve them as amended by the substitute sheets, to become effective on April 21.

The Commission has reviewed the tariff sheets and Staff's recommendation and finds that the tariff sheets, as amended, conform to the Commission's Order of December 18, 1997 and should be approved to become effective on April 21. In recognition of the corporate reorganization previously approved by the Commission, the name on the certificate of service authority previously granted to WinStar of Missouri, Inc. will be changed to Winstar Wireless, Inc. The conditions stated in the December 18, 1997 order granting certificate of service authority to provide local exchange telecommunications service have not yet been satisfied. Therefore, the certificate of service authority will not become effective until WWI's basic local end user tariff is approved by the Commission.

**IT IS THEREFORE ORDERED:**

1. That the tariff filed by WinStar Wireless, Inc. on December 7, 1998, and assigned tariff number 9900442, is approved as amended to become effective on April 21, 1999. The tariff approved is:

**WinStar Wireless, Inc. P.S.C. Mo No. 2**

2. That the name on the certificate of service authority to provide basic local telecommunications services in Missouri that was granted to WinStar Wireless of Missouri, Inc. on December 18, 1997 is changed to WinStar Wireless, Inc.

3. That this order shall become effective on April 21, 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 20th day of April, 1999.