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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

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|--|---|-----------------------------|
| In the Matter of the Application of |) | |
| WinStar Wireless of Missouri, Inc. for a |) | |
| Certificate of Service Authority to |) | |
| Provide Basic Local Telecommunications |) | Case No. TA-97-438 |
| Service in Portions of the State of |) | Tariff No. 200000662 |
| 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 exchange 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. The Commission approved that tariff on April 20, 1999, effective on April 21. At that time, WWI indicated that it intended to file its companion basic local end user tariff in the near future.

On December 28, 1999, the Commission issued an Order Requiring Progress Report that directed WWI to explain why it had not yet filed a basic local end user tariff. WWI responded on January 10, 2000, by filing a Notice and Certification of Tariff Filing and Response to Order Requiring Progress Report. At the same time, WWI filed a proposed basic local end user tariff, bearing an effective date of February 24. At Staff's request, WWI submitted substitute sheets on February 1, 7, 14, and 15. WWI also extended the effective date of the tariff, first to February 25 and then to March 1.

The Commission's Staff reviewed the tariff sheets and filed a memorandum on February 18, recommending that the Commission approve them as amended by the substitute sheets, to become effective on March 1.

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 March 1. The conditions stated in the December 18, 1997 order granting certificate of service authority to provide local exchange telecommunications service has now been satisfied. Therefore, WWI's certificate of service authority will become effective on March 1.

IT IS THEREFORE ORDERED:

1. That the tariff filed by WinStar Wireless, Inc. on January 10, 2000, and assigned tariff number 200000662, is approved as amended to become effective on March 1, 2000. The tariff approved is:

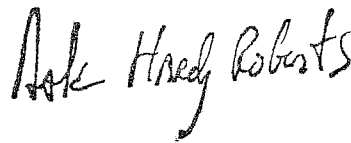
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2. That the certificate of service authority granted to WinStar Wireless, Inc. on December 18, 1997, to provide basic local exchange telecommunications services shall become effective on March 1, 2000.

3. That this order shall become effective on March 1, 2000.

4. That this case may be closed on March 2, 2000.

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 24th day of February, 2000.