BEFORE THE PUBLIC SERVICE COMMISSION



11	
K	
1	

In the Matter of the Application of)	
Digital Broadcast Network Corporation)	
for a Certificate of Service Authority)	
to Provide Competitive Basic Local)	Case No. TA-98-538
Telecommunications Services and Exchange)	
Access Telecommunications Services in the)	
State of Missouri.)	

ORDER CLOSING CASE

On September 29, 1998, the Public Service Commission issued an Order that granted a certificate of service authority to Digital Broadcast Network Corporation (Digital). The Stipulation and Agreement of the parties that was approved in this case provided that Digital was to be granted a waiver of 4 CSR 240-2.060(4)(H), which requires the filing of a proposed tariff with a 45-day effective date. The Stipulation and Agreement and the Order provided that Digital was to file its proposed tariff within 30 days of the Commission's approval of an interconnection agreement with the underlying local exchange carrier. Digital was to file the proposed tariff in this case and give notice of the filing to all the parties and participants in this case. Along with that filing, Digital agreed to provide a written disclosure of all resale agreements it has entered into which affect its Missouri service areas.

This case was held open for the filing of appropriate tariffs. None have been filed. The Commission is unwilling to keep this file open indefinitely. Pursuant to 4 CSR 240-2.116, the Commission may dismiss a case if no action has taken place for 90 days. Therefore, this file

will be closed. The closing of this file will not prevent Digital from filing proposed tariffs in the future, nor will it affect the validity of its Certificate of Service Authority. When Digital does file a proposed tariff as contemplated by the Order in this case, it will be assigned a new case number.

IT IS THEREFORE ORDERED:

- 1. That when Digital Broadcast Network Corporation files a proposed tariff as contemplated in the Order issued on September 29, 1998, it shall give notice of the tariff filing to all the parties and participants in this case. The cover letter for its tariff filing shall note the identity of all parties receiving notice of the filing. Along with that filing, Digital Broadcast Network Corporation shall provide a written disclosure of all resale agreements affecting its Missouri service area to which it is a party.
 - That this order shall become effective on June 24, 1999.
 - 3. That this case may be closed on June 25, 1999.

BY THE COMMISSION

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

- Hard Roberts

(SEAL)

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 14th day of June, 1999.

RECEIVED

JUN 1 5 1999

COMMISSION COUNSEL' PUBLIC SERVICE COMMISSION