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**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 15th day of October, 1998.

In the Matter of the Application of Z-Tel)
Communications, Inc. For a Certificate of) **Case No. TA-99-15**
Authority To Provide Competitive Intrastate) (Tariff File 9900019)
Telecommunications Services in Missouri.)

**ORDER SUSPENDING TARIFF
AND GRANTING REQUEST TO WITHDRAW INTERVENTION**

Z-Tel Communications, Inc. (Applicant) filed an Application to provide intrastate interexchange telecommunications services and for competitive classification on July 8, 1998. Along with its application, Applicant submitted a tariff to the Commission for approval with an effective date of August 22. The application requested certain waivers including waivers which are considered the "standard waivers" and also included a request for waiver of 4 CSR 240-35, Section 392.210.2 and Section 392.300.2.

On July 28 the Commission issued a notice and schedule of applicants requiring that interventions to the application be filed no later than August 12. The notice issued by the Commission stated that the Applicant had requested the standard waivers, but did not give notice of the additional waivers requested.

On August 12 a Motion to Intervene was filed by Z-Tel, Inc. On August 18 the Commission suspended the tariff effective date until October 21 to allow Applicant an opportunity to respond to the intervention. On August 24, Z-Tel, Inc. filed a request to withdraw its

motion for intervention. Applicant filed a request for an expedited treatment on August 26.

On September 23 Applicant submitted substitute sheets for its tariff. On October 6 the Staff of the Missouri Public Service Commission (Staff) filed a Memorandum with its recommendation for approval of the certificate. Staff is incorrect when it notes in its memorandum "that the waivers listed in the Application no longer match the waivers listed in the tariff." However, Staff is correct when it states "that the waivers listed in the Notice do not match the waivers listed in the tariff."

The Commission has reviewed Applicant's substitute sheets, the notice, and Staff's memorandum, and finds that a corrected notice should be issued and additional time for interventions should be allowed. The Commission also finds that it is appropriate to suspend the tariff sheets for 30 days to allow time for interventions and responses to all the requested waivers. Further, the Commission finds that Z-Tel, Inc.'s request to withdraw its intervention should be granted.

IT IS THEREFORE ORDERED:

1. That the effective date of the following tariff sheets submitted on July 8, 1998, and amended on September 23, 1998, by Z-Tel Communications, Inc. is suspended to November 14, 1998, or until otherwise ordered by this Commission:

P.S.C. MO No. 1

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2. That the request to withdraw its intervention filed by Z-Tel, Inc. is granted.

3. That this Order shall become effective on October 20, 1998.

BY THE COMMISSION

A handwritten signature in cursive script that reads "Dale Hardy Roberts".

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Drainer,
Murray and Schemenauer, CC.,
concur.

Dippell, Regulatory Law Judge

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION