

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 28th  
day of December, 1999.

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

ORDER REQUIRING PROGRESS REPORT

By order issued on December 18, 1997, the Commission granted certificate of service authority to WinStar Wireless of Missouri, Inc. (WW-Mo) to provide basic local telecommunications services in Missouri. That 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 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. The Commission approved that merger and

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

WWI filed a proposed competitive switched access tariff on December 7, 1998. That tariff was assigned tariff file number 9900442 and was approved by the Commission with an effective date of April 21, 1999. In a letter filed on April 1, 1999, counsel for WWI indicated that WWI intended to file its companion basic local end user tariff within the next month. However, WWI has not yet filed such a tariff.

The Commission is concerned that WWI, by its failure to file a basic local end user tariff, has failed to comply with the Commission's December 18, 1997 order. For that reason, the Commission will direct WWI to file a progress report explaining why it has not yet filed a basic local end user tariff.

**IT IS THEREFORE ORDERED:**

1. That not later than January 27, 2000, WinStar Wireless, Inc. shall file a progress report explaining why it has not yet filed a basic local end user tariff.
2. That this order shall become effective on January 7, 2000.

**BY THE COMMISSION**

*Dale Hardy Roberts*

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

(S E A L)

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

Woodruff, Regulatory Law Judge

**RECEIVED**

**DEC 28 1999**

**COMMISSION COUNSEL**  
**PUBLIC SERVICE COMMISSION**