

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 4th
day of December, 1992.

In the matter of the tariff filing by)
WilTel, Inc. to introduce Missouri)
StateNet service.) CASE NO. TR-93-151

ORDER APPROVING TARIFFS

On November 5, 1992, WilTel, Inc. (WilTel) filed revisions to its P.S.C. Mo. Tariff No. 1. The purpose of the filing of the tariffs is to introduce WilTel's new Missouri StateNet service.

The Missouri StateNet service is a dedicated T-1 service available solely to state or local government entities or institutions. At this time the Missouri StateNet service includes only dedicated T-1 private line service from Columbia, Missouri to St. Louis, Missouri or to Kansas City, Missouri. The proposed rate schedule for this service contains a 40 percent discount from regularly tariffed rates, as well as a rate protection plan that would prohibit WilTel from raising the prices for StateNet services until May 31, 1994. WilTel has asked for expedited treatment because it has been awarded the bid for this service by the University of Missouri, and has indicated to the Commission's Staff that StateNet is a service designed for the University of Missouri.

The Commission's Staff filed its recommendation on November 25, 1992, stating therein that the Staff has no objections to the tariff filing and recommends approval. Staff stated that in its opinion, Missouri statutes, specifically Section 392.220(3), RSMo Supp. 1991, allows telecommunications companies to offer reduced rates for certain customer groups, including state, municipal or federal contracts, and notes that another telecommunications company has previously applied that particular statutory provision for some of its services provided to the State of Missouri. Based on these considerations, Staff

has no objections to WilTel's proposal to establish the proposed Missouri StateNet service.

Staff also has no objections to the tariff provision that would allow state and local government entities to be released from their contracts should the Missouri General Assembly fail to appropriate funds for the purchase of such services. WilTel states that some state or local government entities or institutions are required by law not to purchase services except under arrangements that terminate if funds are not appropriated. Staff also stated that it is unaware of any other filing which affects or that would be affected by this proposal.

Upon reviewing the proposed tariffs and Staff's recommendation, the Commission finds that Section 392.220(3) RSMo Supp. 1991, which generally prohibits telecommunications companies from offering reduced rates except to certain customer groups, by the explicit language of the statute, does not apply to state, municipal or federal contracts; that WilTel's tariff filing falls within the ambit of Section 392.220(3) RSMo Supp. 1991; that the rates under the tariff filing are just and reasonable; and that the tariff filing is not detrimental to the public interest. Thus, the Commission approves the tariff filing of WilTel, Inc.

IT IS THEREFORE ORDERED:

1. That the following tariff sheets filed by WilTel, Inc. on November 5, 1992, to introduce Missouri StateNet service are hereby approved for service rendered on and after December 4, 1992:

P.S.C. MO. NO. 1

8th Revised Page No. 1 Canceling 7th Revised Page No. 1;
4th Revised Page No. 7 Canceling 3rd Revised Page No. 7;
1st Revised Page No. 34 Canceling Original Page No. 34;
1st Revised Page No. 35 Canceling Original Page No. 35;
1st Revised Page No. 82 Canceling Original Page No. 82;
1st Revised Page No. 83 Canceling Original Page No. 83.

2. That this Order shall become effective on December 4, 1992.

BY THE COMMISSION

Brent Stewart

Brent Stewart
Executive Secretary

(S E A L)

McClure, Chm., Mueller, Rauch,
Perkins and Kincheloe, CC., Concur.