

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF MISSOURI**

In the Matter of the Application of Fidelity Telephone     )  
Company for Approval of an Interconnection and         ) **Case No. TK-2007-0349**  
Reciprocal Compensation Agreement under the         )  
Telecommunications Act of 1996.                             )

**ORDER DIRECTING NOTICE AND MAKING**  
**NEXTEL WEST CORP. A PARTY**

Issue Date: March 27, 2007

Effective Date: March 27, 2007

This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, Nextel West Corp., as a party to this proceeding.

On March 22, 2007, Fidelity Telephone Company filed an application with the Commission for approval of an interconnection agreement with Nextel under the provisions of the federal Telecommunications Act of 1996. Fidelity states that there are no unresolved issues and that the agreement complies with Section 252(e) of the Act in that it is not discriminatory to nonparty carriers and is consistent with the public interest. Fidelity requests expeditious approval of the agreement.

Although Nextel is a party to the agreement, it did not join in the application. Because Nextel is a necessary party to a full and fair adjudication of this matter, the Commission will add it as a party to this case.

The Act provides that an interconnection or resale agreement must be approved unless the state commission finds that the agreement discriminates against a

telecommunications carrier not a party to the agreement, or that implementation of the agreement is not consistent with the public interest, convenience, and necessity.<sup>1</sup> Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement within 90 days after submission, the agreement shall be deemed approved. Therefore, the Commission will proceed with this case expeditiously. The Commission finds that proper persons shall be allowed 20 days from the issuance of this order to file a motion for hearing. The Commission also finds that notice of this application shall be sent to all interexchange and local exchange telecommunications companies.

**IT IS ORDERED THAT:**

1. The Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. Nextel West Corp. is made a party to this case.
3. Any party wishing to request a hearing shall do so by filing a pleading no later than April 16, 2007, with:

Colleen M. Dale, Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

and send copies to:

W.R. England, III  
Brydon, Swearengen & England P.C.  
312 East Capitol Avenue  
Post Office Box 456  
Jefferson City, Missouri 65102-0456  
FOR FIDELITY TELEPHONE COMPANY

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<sup>1</sup> 47 U.S.C. § 252(e).

Kenneth A. Schiffman  
6450 Sprint Parkway  
Overland Park, Kansas 66251  
For Nextel West Corp.

and:

Office of the Public Counsel  
Post Office Box 2230  
Jefferson City, Missouri 65102

4. The Staff of the Commission shall file a memorandum advising either approval or rejection of this agreement and giving the reasons therefor no later than April 26, 2007.

5. This order shall become effective on March 27, 2007.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 27th day of March, 2007.