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At a session of the Public Service Commission held at its office in Jefferson City on the 7th day of October, 1997.

In the Matter of the Tariff Filing of ALLTEL)
Missouri, Inc., to Consolidate Its Access Rate) Case No. TR-97-567
Tariffs.)
)

ORDER SUSPENDING TARIFF SHEETS, GRANTING INTERVENTION,
AND ADOPTING PROCEDURAL SCHEDULE

The Commission issued an order in Case No. TM-95-87 on December 12, 1995, approving a stipulation filed by the parties and directing ALLTEL Missouri, Inc. (ALLTEL) to file a proposed consolidated access tariff no later than June 30, 1997. ALLTEL filed the required tariff sheets on June 30.

Southwestern Bell Telephone Company (SWBT) filed an Application to Intervene and Motion to Suspend and Investigate on July 22 on the grounds that approval of ALLTEL's tariff sheets would increase SWBT's access expenses by more than \$1 million annually.

ALLTEL extended the effective date of its tariff sheets to November 1. The Commission issued an order granting SWBT's application to intervene, denying the motion to suspend, and setting a prehearing conference for September 5. The prehearing conference was rescheduled by request of the parties for September 10 and applications to intervene made by MCI Telecommunications Corporation and GTE Midwest Incorporated were granted on the record.

The Staff of the Commission (Staff) filed a Motion to Establish Procedural Schedule on September 16 stating that the parties had agreed to the suspension of the tariff sheets and establishment of the procedural schedule set out in the motion.

United Telephone Company of Missouri d/b/a Sprint (Sprint-United) filed an Application to Intervene on September 17 stating that Sprint-United is a customer of ALLTEL and will be directly and significantly impacted by ALLTEL's access rate proposal. Sprint-United also argued that its expertise in the telecommunications industry will aid the Commission in its review of ALLTEL's proposal.

The Commission has reviewed Sprint-United's application for intervention and finds it is in substantial compliance with Commission rules and Sprint-United has an interest in this matter which is different from that of the general public. The Commission finds that its intervention would be in the public interest and the application shall be granted.

The Commission has considered the Motion to Establish Procedural Schedule and will adopt the procedural schedule submitted by Staff and suspend the tariff sheets. Interested parties should be given notice and the opportunity to intervene. The Records Department of the Commission shall give notice to all Missouri's certificated telecommunications companies. The Commission will also apply the conditions set out below to the procedural schedule in this case.

A. The Commission will require the prefiling of testimony in compliance with the requirements of 4 CSR 240-2.130, including the filing of testimony on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions and evidence

in issue and to avoid unnecessary objections and delays in the proceedings caused by allegations of unfair surprise at the hearing.

B. Testimony and schedules shall not be filed under seal and treated as proprietary or highly confidential unless a protective order has first been established by the Commission. A protective order was issued for this case on July 3. The party that considers information to be proprietary or highly confidential should indicate the material's proper classification at the time of filing. Any testimony or schedule filed without a protective order first being established, or its classification clearly indicated, shall be considered public information.

C. The Commission will schedule a prehearing conference to allow the parties the opportunity to resolve substantive issues as well as to consider those matters described in 4 CSR 240-2.090(6). The parties shall also use the prehearing conference to eliminate issues which can be resolved through updating of a party's case, clarification of misunderstandings, explanation of an issue's interrelationship with other issues, and correction of clerical or arithmetic errors.

D. The parties shall file a hearing memorandum setting out the issues to be heard and the witnesses to appear on each day of the hearing, definitions of terms used in describing those issues, and each party's position on those issues. The hearing memorandum will set forth the issues that are to be heard and decided by the Commission. Any issue not contained in the hearing memorandum will be viewed as uncontested and not requiring resolution by the Commission.

The Commission Staff will be responsible for preparing and filing the hearing memorandum. The Commission wishes to emphasize the importance of the deadline for filing the hearing memorandum. Unless the Commission

orders otherwise, the hearing memorandum shall be filed on the date set. Each party is expected to provide Staff with its position on each unresolved issue at least two business days before the due date. If a party fails to provide its position by that date, the Staff is not obligated to include that party's position in the hearing memorandum.

E. Any party wishing to offer a prefiled exhibit into evidence must bring to the hearing three copies of the exhibit for the court reporter. If the exhibit has not been prefiled, the proponent must also bring six copies for the Commissioners and the administrative law judge, and copies for opposing counsel.

F. The Commission's general policy provides for the filing of the transcript within two weeks after the conclusion of the hearing. Any party seeking to expedite the filing of the transcript shall tender a written request to the administrative law judge at least five days before the hearing.

G. The briefs to be submitted by the parties shall follow the same format established in the hearing memorandum. Initial briefs must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission. Initial briefs shall be limited to 30 pages and reply briefs to 15 pages. All pleadings, briefs and amendments shall be filed in accordance with 4 CSR 240-2.080(7).

IT IS THEREFORE ORDERED:

1. That the effective date of the tariff sheets filed by ALLTEL Missouri, Inc. on June 30, 1997, is suspended for 120 days plus six months to September 1, 1998. The tariff sheets suspended are:

Mo. P.S.C. No. 3 — Intrastate Access Tariff

1st Revised Page 45, Replacing Original Page 45
1st Revised Page 134, Replacing Original Page 134
1st Revised Page 136, Replacing Original Page 136
1st Revised Page 138, Replacing Original Page 138
1st Revised Page 139, Replacing Original Page 139
1st Revised Page 164, Replacing Original Page 164
1st Revised Page 165, Replacing Original Page 165
1st Revised Page 166, Replacing Original Page 166
1st Revised Page 167, Replacing Original Page 167
1st Revised Page 408, Replacing Original Page 408
1st Revised Page 411, Replacing Original Page 411
3rd Revised Page 412, Replacing 2nd Revised Page 412
1st Revised Page 413, Replacing Original Page 413
1st Revised Page 414, Replacing Original Page 414

2. That any party wishing to intervene may do so by filing an Application to Intervene no later than October 27, 1997, with the Executive Secretary at P.O. Box 360, Jefferson City, Missouri 65102, and serving a copy upon each party's counsel of record.

3. That the following procedural schedule is adopted for this proceeding, subject to the conditions discussed above:

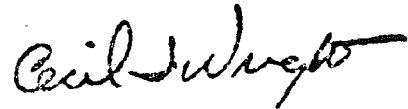
Company's direct testimony	- January 15, 1998, 3:00 p.m.
Rebuttal testimony	- March 2, 1998, 3:00 p.m.
Surrebuttal and Cross-surrebuttal testimony	- March 19, 1998, 3:00 p.m.
Prehearing conference	- April 1, 1998, 10:00 a.m.
Hearing Memorandum	- April 7, 1998
Evidentiary hearing	- April 15-16, 1998, 10:00 a.m.

4. The prehearing conference and evidentiary hearing will be held in the Commission's hearing room on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Anyone wishing to attend who has special needs as addressed by the Americans With Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days before the prehearing conference or

hearing at: Consumer Services Hotline — 1-800-392-4211 or TDD Hotline —
1-800-829-7541.

5. That this order shall become effective on October 7, 1997.

BY THE COMMISSION

A handwritten signature in cursive script, appearing to read "Cecil I. Wright", with a horizontal line drawn through the end of the signature.

Cecil I. Wright
Executive Secretary

(S E A L)

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

Wickliffe, Regulatory Law Judge