

**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  
October, 2007.

The Staff of the Missouri Public Service Commission,	)	
	)	
	)	
	)	
Complainant,	)	
v.	)	
	)	
Winstar Communications, LLC,	)	
	)	
Respondent.	)	

**Case No. TC-2007-0494**

**ORDER GRANTING MOTION FOR CLARIFICATION AND MODIFICATION  
AND MODIFYING ORDER NUNC PRO TUNC**

Issue Date: October 4, 2007

Effective Date: October 11, 2007

On October 2, 2007, the Staff of the Missouri Public Service Commission brought to the attention of the Commission an issue of the interpretation of the Order Granting Default issued on September 6, 2007. In that order, the Commission intended to grant authority to its General Counsel to seek a judgment for money owed to the Missouri Universal Service Fund and the Deaf Relay Service and Equipment Distribution Fund. The Order Granting Default as written, however, is not clear that the General Counsel is so authorized. Therefore, the Commission shall modify its order so that Ordered Paragraph 4 reads as set out below.

**IT IS ORDERED THAT:**

1. The Motion for Clarification and Modification is granted.

2. The Order Granting Default issued on September 6, 2007, is modified so that Ordered Paragraph 4 of that order reads as follows:

4. The General Counsel of the Commission is authorized to recover past-due surcharges in the Circuit Court, and pursuant to Section 386.360, RSMo 2000, to file a petition in Circuit Court to seek such judgments as necessary, including a writ of mandamus or injunction against Winstar Communications, Inc., to recover surcharges and compel compliance with the relevant statutes and regulations.

3. This order shall become effective on October 11, 2007.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Davis, Chm., Murray, Clayton,  
Appling, and Jarrett, CC., Concur.

Dippell, Deputy Chief Regulatory Law Judge