

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In Re: The Master Interconnection, Collocation and)
Resale Agreement by and between Sprint Missouri,)
Inc. and New Edge Networks Pursuant to Sections)
251 and 252 of the Telecommunications Act of 1996)
Case No. TK-2005-0446

ORDER DIRECTING NOTICE AND MAKING
NEW EDGE NETWORKS A PARTY

Issue Date: May 27, 2005

Effective Date: May 27, 2005

This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, New Edge Network, Inc. d/b/a New Edge Networks, as a party to this proceeding.

On May 26, 2005, Sprint Missouri, Inc. d/b/a Sprint filed an application with the Commission for approval of an interconnection agreement with New Edge Networks under the provisions of the federal Telecommunications Act of 1996. Sprint states that there are no unresolved issues and that the agreement complies with Section 252(e) of the Telecommunications Act in that it is not discriminatory to nonparty carriers and is consistent with the public interest.

Although New Edge Networks is a party to the agreement, it did not join in the application. Because New Edge Networks 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 Telecommunications 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.¹ Section 252(e)(4) of the Telecommunications 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 should 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 should be sent to all interexchange and local exchange telecommunications companies.

IT IS THEREFORE ORDERED:

1. That the Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. That New Edge Network, Inc. d/b/a New Edge Networks is made a party to this case.
3. That any party wishing to request a hearing shall do so by filing a pleading no later than June 16, 2005, with:

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

¹ 47 U.S.C. § 252(e).

and send copies to:

Brett D. Leopold
6450 Sprint Parkway
Overland Park, Kansas 66251

Attorney for Sprint Missouri, Inc. d/b/a Sprint

New Edge Network, Inc. d/b/a New Edge Networks
3000 Columbia House Blvd
Suite 106
Vancouver, Washington 98661

and:

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

4. That 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 June 26, 2005.

5. That this order shall become effective on May 27, 2005.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale'.

Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 27th day of May, 2005.