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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 26th
day of April, 1996.

In The Matter Of The Application Of Carr)
Square Tenant Corp. For Certificate Of)
Service Authority To Provide Shared Tenant)
Services Within The State Of Missouri.)
CASE NO. TA-96-283

ORDER DENYING APPLICATION TO INTERVENE

Carr Square Tenant Corp. (Carr Square) applied on March 1, 1996, for a certificate of service authority to provide shared tenant services (STS) in Missouri under §392.520, RSMo 1994. The Commission issued an Order and Notice on March 1, 1996, directing parties wishing to intervene to apply for intervention by April 10, 1996. Southwestern Bell Telephone Company (SWBT) requested permission to intervene on March 21, 1996.

SWBT stated that its interest in the case differs from that of the general public because the apartment buildings to which Carr Square wishes to provide STS services are within SWBT's service area. SWBT alleges that its intervention is in the public interest because waiver from the single building requirement and provision of STS in a multi-building residential context to a tenant corporation should be thoroughly investigated in this case.

Having reviewed SWBT's application, the Commission is of the opinion that SWBT has articulated no issue that would justify intervention. The Commission thoroughly examined the issues of waiver of the single building requirement and STS certification for multi-building residential

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locations in **GE Capital-ResCom, L.P.**, Case No. TA-95-125, Report and Order, issued October 27, 1995. See also the following cases involving **ActiveTel L.D., Inc.**: Cases numbered TA-95-274, Report and Order issued December 21, 1995, and consolidated Cases TA-95-380, TA-95-381, TA-95-382, and TA-95-410, Report and Order issued April 10, 1996. The Commission determined in the **GE Capital-ResCom** case that the single building requirement no longer has value in determining whether a potential STS provider meets the "discrete private premises" requirement. The Commission granted STS applications at residential locations in the **GE Capital-ResCom** case and in the four consolidated **ActiveTel** cases. Therefore, the Commission finds that SWBT has not presented adequate grounds to support an application for intervention pursuant to 4 CSR 240-2.075 and its application should be denied.

IT IS THEREFORE ORDERED:

1. That the Application for Intervention filed by Southwestern Bell Telephone Company on March 21, 1996, is denied.
2. That this order shall be effective on the date hereof.

BY THE COMMISSION



David L. Rauch
Executive Secretary

(S E A L)

Zobrist, Chm., McClure, Kincheloe,
Crumpton and Drainer, CC., concur.