

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

Application of Fidelity Communications Services I,     )  
Inc., for Approval of a Traffic Termination Agreement    )  
under the Telecommunications Act of 1996.                )  
**Case No. TO-2006-0242**

**ORDER DIRECTING NOTICE AND MAKING**  
**UNITED STATES CELLULAR CORPORATION A PARTY**

Issue Date: December 9, 2005

Effective Date: December 9, 2005

This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, United States Cellular Corporation (US Cellular), as a party to this proceeding.

On December 7, 2005, Fidelity Communications Services I, Inc., filed an application with the Commission for approval of an interconnection agreement with US Cellular under the provisions of the federal Telecommunications Act of 1996. Fidelity Communications Services I 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 Communications Services I requests expeditious approval of the agreement.

Although US Cellular is a party to the agreement, it did not join in the application. Because US Cellular is a necessary party to a full and fair adjudication of this matter, the Commission will add this company 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 THEREFORE ORDERED:**

1. That the Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. That United States Cellular Corporation 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 December 29, 2005, with:

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

and send copies to:

Brian T. McCartney  
Brydon, Swearengen & England P.C.  
312 East Capitol Avenue  
Post Office Box 456  
Jefferson City, Missouri 65102-0456

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<sup>1</sup> 47 U.S.C. § 252(e).

G. Darryl Reed  
Sidley, Austin, Brown & Wood LLP  
Bank One Plaza  
10 South Dearborn Street  
Chicago, Illinois 60603

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 January 8, 2006.

5. That this order shall become effective on December 9, 2005.

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

Dated at Jefferson City, Missouri,  
on this 9th day of December, 2005.