BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of GTE Communications Corporation for a Certificate of) Service Authority to Provide Basic Local Tele-) communications Service in Portions of the State) of Missouri and to Classify Said Services and and the Company as Competitive.

Case No. TA-98-152

)

))

ORDER GRANTING INTERVENTION AND DIRECTING FILING OF PROCEDURAL SCHEDULE

GTE Communications Corporation (GTECC) filed an application on October 9, 1997, for a certificate of service authority to provide basic local telecommunications service in the State of Missouri under 4 CSR 240-2.060(4). Specifically, GTECC wishes to provide resold services in all the exchanges currently served by Southwestern Bell Telephone Company (SWBT), GTE Midwest Incorporated (GTE), and United Telephone Company of Missouri d/b/a Sprint (Sprint-United). The Commission issued an Order and Notice on October 14, directing interested parties to file applications to intervene no later than November 10.

The following parties filed timely applications to intervene:

Southwestern Bell Telephone Company (SWBT); and MCI Telecommunications Corporation (MCI).

SWBT states that it has a direct interest in the Commission's decision in this case because it provides basic local exchange services and will be in direct competition with this company if the certificate is granted. SWBT argues that no other party will adequately protect its interests in this matter and that its intervention would be in the public interest because of SWBT's expertise and experience in the telecommunications industry.

MCI stated that it has an interest in the case different from that of the general public because it is a purchaser of access services, because it has an interest in enhancing competition and because of its expertise in the telecommunications industry. MCI stated that the outcome of this certification case could affect its interests as a purchaser of access services and a provider of intrastate long distance services.

The Commission has reviewed the applications and finds that they are in substantial compliance with Commission rules regarding intervention and that the applicants each have an interest in this matter which is different from that of the general public. The Commission concludes that both of these requests for intervention should be granted and that the parties should file a proposed procedural schedule. The procedural schedule must include either dates for the filing of testimony and for a hearing, or a date for the filing of a Stipulation and Agreement. If no party requests a hearing, the Commission may grant the service authority and competitive classification requested without a hearing. <u>State ex rel.</u> <u>Rex Deffenderfer Enterprises, Inc. v. Public Service Commission</u>, 776 S.W.2d 494, 496 (Mo. App. 1989).

THEREFORE, IT IS ORDERED:

1. That the following parties are granted intervention in this case in accordance with 4 CSR 240-2.075(4):

Southwestern Bell Telephone Company; and MCI Telecommunications Corporation

2. That the parties shall file a proposed procedural schedule no later than December 19, 1997. The procedural schedule shall include either

2

dates for the filing of testimony and for a hearing, or a date for the filing of a Stipulation and Agreement.

3. That this order shall become effective on December 9, 1997.

BY THE COMMISSION

Hole Hardy Roberts

Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

(S E A L)

Kevin F. Hennessey, Regulatory Law Judge, by delegation of authority pursuant to 4 CSR 240-2.120(1) (November 30, 1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri, on this 9th day of December, 1997.