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January 6, 2005

Mr. Dale Hardy Roberts
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

FILED

APR 19 2005

Re: Case No. TO-2005-0325

Missouri Public
Service Commission

Dear Mr. Roberts:

Enclosed for filing on behalf of Citizens Telephone Company of Higginsville, Missouri, Alma Communications Company d/b/a Alma Telephone Company and Mid-Missouri Telephone company, please find an original and eight (8) copies of an Application to Intervene in the above-referenced case.

Would you please see that this filing is brought to the attention of the appropriate Commission personnel.

I thank you in advance for your cooperation in this matter.

Sincerely yours,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:



Sondra B. Morgan

SBM/lar

Enclosure

cc: Michael Dandino
Dan Joyce
Paul DeFord
Brent Stewart
Brian Cornelius
Denise Day
Andy Heins

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

APR 19 2005

Missouri Public
Service Commission

In the Matter of the Application)
of Missouri RSA No. 7 Limited)
Partnership d/b/a Mid-Missouri)
Cellular for Designation as a)
Telecommunications Carrier Eligible)
for Federal Universal Service Support)
Pursuant to Section 254 of the)
Telecommunications Act of 1996.)

Case No. TO-2005-0325

APPLICATION TO INTERVENE

Come now Citizens Telephone Company of Higginsville, Missouri, ("Citizens"), Alma Communications Company d/b/a Alma Telephone Company ("Alma") and Mid-Missouri Telephone Company ("Mid-Missouri Telephone") (collectively "Applicants") and in support of their Application to Intervene in the above-captioned matter state that:

1. Citizens currently provides telecommunications services to members of the public located in the area certificated to it by the Missouri Public Service Commission ("Commission"). As is relevant to this case, Citizens provides "basic local telecommunications services" within one Missouri exchange as defined by its tariff on file with and approved by the Commission. Citizens is a "telecommunications company" and "public utility" as those terms are defined by § 386.020, RSMo 2000, and is, therefore, subject to the jurisdiction, regulation and control of the Commission as provided by law. Citizens is also a rural telephone company and incumbent local exchange carrier as defined by the Federal Telecommunications Act of 1996 (the "Act"). The company has also been designated by the Commission as an eligible telecommunications carrier ("ETC") for purposes of receiving Federal Universal Service Fund monies. Citizens' address is 1905 Walnut Street, Higginsville, MO 64037-0737, and its telephone number is (660) 584-2111.

2. Alma currently provides telecommunications services to members of the public located in the area certificated to it by the Commission. As is relevant to this case, Alma provides "basic local telecommunications services" within one Missouri exchange as defined by its tariff on file with and approved by the Commission. Alma is a "telecommunications company" and "public utility" as those terms are defined by § 386.020, RSMo 2000, and is, therefore, subject to the jurisdiction, regulation and control of the Commission as provided by law. Alma is also a rural telephone company and incumbent local exchange carrier as defined by the Act. The company has also been designated by the Commission as an ETC for purposes of receiving Federal Universal Service Fund monies. Alma's address is 206 S. County Road, Alma, MO 64001, and its telephone number is (660) 674-2297.

3. Mid-Missouri Telephone currently provides telecommunications services to members of the public located in the area certificated to it by the Commission. As is relevant to this case, Mid-Missouri Telephone provides "basic local telecommunications services" within 12 Missouri exchanges as defined by its tariff on file with and approved by the Commission. Mid-Missouri Telephone is a "telecommunications company" and "public utility" as those terms are defined by § 386.020, RSMo 2000, and is, therefore, subject to the jurisdiction, regulation and control of the Commission as provided by law. Mid-Missouri Telephone is also a rural telephone company and incumbent local exchange carrier as defined by the Act. The company has also been designated by the Commission as an ETC for purposes of receiving Federal Universal Service Fund monies. Mid-Missouri Telephone's address is 215 Roe Street, Pilot Grove, MO 65276, and its telephone number is (660) 834-3311.

4. All correspondence, communications, orders and decisions in this matter should be addressed to the following:

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5. On March 25, 2005, Missouri RSA No. 7 Limited Partnership d/b/a Mid-Missouri Cellular ("MMC") filed an Application requesting designation as an eligible telecommunications carrier pursuant to Section 254 of the Telecommunications Act of 1996. MMC is a telecommunications carrier authorized by the Federal Communications Commission ("FCC") to provide commercial mobile radio services ("CMRS") in Missouri. MMC is not certificated by the Missouri Commission to provide basic local telecommunications services, and the services it provides do not fall within the definition of "telecommunications service" as that term is defined in § 386.020(53)(c), RSMo 2000. MMC previously filed a similar ETC application with the Commission docketed as Case No. TO-2003-0531 in which the Commission denied MMC's requested designation. MMC was the first CMRS carrier to seek ETC designation in Missouri.

6. MMC requests ETC designation for its entire FCC-licensed service area subject to certain limitations set out in the Application. MMC seeks ETC designation in the service areas of Citizens, Alma and Mid-Missouri Telephone.

7. On April 4, 2005, the Commission issued an Order Directing Notice in this proceeding setting April 19, 2005, as the deadline for parties wishing to intervene.

8. Applicants file this Application to Intervene in the instant proceeding on the grounds that the grant of eligible telecommunications carrier designation to MMC as a CMRS provider not regulated by the Missouri Commission will affect Applicant's ability to provide telecommunications services in their certificated exchanges. The Commission may only designate an additional carrier as an ETC in an area served by a rural telephone company if that designation is consistent with the public interest, convenience and necessity and upon an express finding that the designation is in the public interest. Granting ETC status to MMC and allowing it to collect Universal Service Fund ("USF") funds is not in the public interest as granting ETC status to MMC will not bring benefits to the community that the community does not already have. In addition, the grant of ETC designation to MMC will not increase competition in the requested service areas as those areas are already served by local exchange companies and wireless providers. Granting ETC status to an additional carrier will also have an adverse effect on the USF fund itself and will increase the amount that consumers will be assessed. Therefore, Applicants seek intervention in this case in order to protect their interests in providing basic local exchange service to the customers located within their respective service areas. Applicants oppose the application.

9. Applicants thus have interests that are different from those of the general public and their interests may be adversely affected by the final order arising from this case. Furthermore, their intervention and participation will serve the public interest.

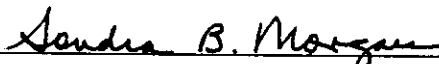
10. MMC has requested expedited treatment and has filed testimony along with its application. However, a portion of this testimony has been designated as "highly confidential" and

is not available for review by potential intervenors. Thus, until such time as Applicants can review this information, they cannot accede to a request for expedited treatment.

11. Applicants do not have any pending action or final unsatisfied judgment or decision against them from any state or federal agency or court which involves customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of the application. Neither do Applicants have any annual report or assessment fees that are overdue.

WHEREFORE, Citizens, Alma and Mid-Missouri Telephone respectfully request that the Commission issue an order authorizing it to intervene in the above-captioned proceedings and for such other orders as are reasonable in the circumstances.

Respectfully submitted,


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Alma Telephone Company and Mid-Missouri
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Certificate of Service


I hereby certify that a true and correct copy of the above and foregoing document was sent by electronic transmission, hand-delivered or mailed, United States Mail, postage prepaid, this 19th day of April, 2005 to:

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