

**Mark P. Johnson**  
816.460.2424  
mjohnson@sonnenschein.com

4520 Main Street  
Suite 1100  
Kansas City, MO 64111  
816.460.2400  
816.531.7545 fax  
www.sonnenschein.com  
*Chicago  
Kansas City  
Los Angeles  
New York  
San Francisco  
Short Hills, N.J.  
St. Louis  
Washington, D.C.  
West Palm Beach*

April 23, 2004

**Via Federal Express**

Mr. Dale Hardy Roberts  
Executive Secretary  
MISSOURI PUBLIC SERVICE COMMISSION  
200 Madison Street, Suite 100  
Jefferson City, Missouri 65102-0360

**FILED<sup>3</sup>**

**APR 26 2004**

RE: Case No. TO-2004-0504

**Missouri Public  
Service Commission**

Dear Mr. Roberts:

Please find enclosed for filing the original and nine copies of the Petition to Intervene by WWC License L.L.C. in the above-referenced case.

By copy of this letter, the Petition to Intervene has been served on all parties of record via First-Class U.S. mail on this date.

Thank you for your attention to this matter. Please give me a call if you have any questions.

Very truly yours,

*Mark Johnson/rgr*  
Mark P. Johnson

MPJ/rgr  
Enclosures  
cc: All Parties of Record (w/enclosure)

**FILED<sup>3</sup>**

**APR 26 2004**

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

**Missouri Public  
Service Commission**

In the Matter of the Petition of Cass County                     )  
Telephone Company for Suspension and                     )       Case No. TO-2004-0504  
Modification of the FCC's Requirement to                     )  
Implement Number Portability.                     )

**PETITION TO INTERVENE  
BY WWC LICENSE L.L.C.**

Comes now WWC License L.L.C., a/k/a Western Wireless ("Western") doing business as Cellular One, and hereby petitions to intervene in the above-captioned docket pursuant to 4 CSR 240-2.075. In support of its request, Western states:

1. Western is a Commercial Mobile Radio Service ("CMRS") provider that provides cellular telephone service in Rural Service Area 512, consisting of Cedar, St. Clair, Vernon, Henry, and Bates Counties, Missouri. The petitioner is a local exchange carrier which provides service in exchanges which lie in Western's Missouri service area. The petitioner's certificate of good standing and fictitious name registration are attached hereto as Exhibits A and B.
2. Please direct all correspondence, filings, pleadings, and orders in this docket to the following:

Mark P. Johnson  
Trina R. LeRiche  
Sonnenschein Nath & Rosenthal LLP  
4520 Main Street, Suite 1100  
Kansas City, MO 64111  
816/460-2400  
816/531-7545 (fax)  
mjohnson@sonnenschein.com  
tleriche@sonnenschein.com

3. Rural consumers are increasingly choosing wireless service for their telecommunications needs and may choose to port their wireline number to Western upon the implementation of local number portability ("LNP") as mandated by the Federal Communications Commission.

4. On April 5, 2004, Cass County Telephone Company, the applicant herein, petitioned the Commission for suspension and modification of the FCC's Local Number Portability (LNP) requirements. The application to intervene is filed within thirty days of the first Commission Order issued in this matter, as required by 4 CSR 240-2.075(1). The Commission has set this case for an on-the-record presentation on May 5, 2003.

5. Western has sent Bona Fide Requests ("BFRs") to implement LNP by May 24, 2004 to many of the rural local exchange carriers in Missouri, including the petitioner. Western has an interest in porting with all local exchange carriers ("LECs") in Missouri and would be harmed by any suspension – interim or long term – of the Missouri LECs' LNP obligations.

6. Western will be directly and substantially affected by the issues raised in this docket and is entitled to intervene under 4 CSR 240-2.075(2). Western opposes the relief sought by the applicant.

7. Moreover, the petition raises factual and legal issues concerning the propriety of LNP portability suspension. Western submits that LNP in Missouri is feasible and appropriate and no suspension of LNP should be allowed.

8. Implementation of LNP is directly intended to serve the important public interests of improved choice and competition for consumers. To suspend the obligations to deploy local number portability as requested by the petitioner would not be consistent with the public interest, convenience and necessity.

9. Western requests the right to express its position before the Commission at the May 5 presentation. Western believes that the Commission should hear the position of a wireless carrier which would be directly and adversely affected if the Commission were to grant relief to the petitioner.

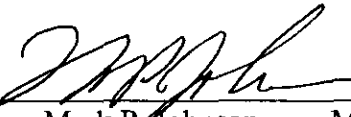
10. The petitioner has no pending action or final unsatisfied judgment or decision against it from any state or federal agency which involve customer service or rates, which occurred within three years of this application. The petitioner has no overdue annual report or assessment fee.

WHEREFORE, Western Wireless respectfully requests:

1. That its Motion to Intervene be granted;
2. That the Commission allow Western to participate in the May 5 presentation; and
3. That the Commission deny the relief sought by the petitioner.

Respectfully submitted,

SONNENSCHN NATH & ROSENTHAL

By:   
Mark P. Johnson MO Bar #30740  
Trina R. LeRiche MO Bar #46080  
4520 Main Street, Suite 1100  
Kansas City, Missouri 64111  
Phone: 816.460.2400  
Fax: 816.531.7545  
Email: mjohnson@sonnenschein.com  
Tleriche@sonnenschein.com

ATTORNEYS FOR WWC License L.L.C.

STATE OF MISSOURI     )  
                                      )  
COUNTY OF JACKSON    )     ss.


**VERIFICATION**

Comes now Mark P. Johnson, being of lawful age and duly sworn, who affirms as follows:

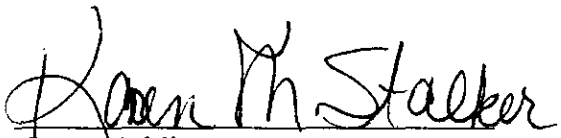
1.     My name is Mark P. Johnson, and I am the attorney for WWC License L.L.C. I affirm that I have been authorized by WWC License L.L.C. to verify this Application on its behalf.

2.     I have reviewed the foregoing Application, and it is true and correct to the best of my knowledge and belief.

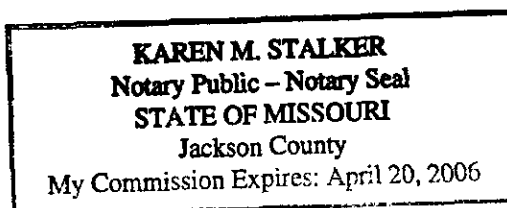
Further affiant sayeth not.

  
\_\_\_\_\_  
Mark P. Johnson

Subscribed and sworn to before me this 23<sup>rd</sup> day of April, 2004.

  
\_\_\_\_\_  
Notary Public

My commission expires:




CERTIFICATE OF SERVICE

I hereby certify that a true and final copy of the foregoing was served by first class U.S. mail, postage prepaid, this \_\_ day of April, 2004, on the following:

Dana Joyce  
General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

Office of Public Counsel  
P. O. Box 7800  
Jefferson City, MO 65102

W. R. England, III  
Brian T. McCartney  
Brydon, Swearengen & England P.C.  
312 East Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102-456

  
\_\_\_\_\_  
Attorney for WWC License L.L.C.



Matt Blunt  
Secretary of State

**CORPORATION DIVISION  
CERTIFICATE OF GOOD STANDING**

MATT BLUNT, Secretary of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

**WWC LICENSE LLC**

ing in Missouri the name

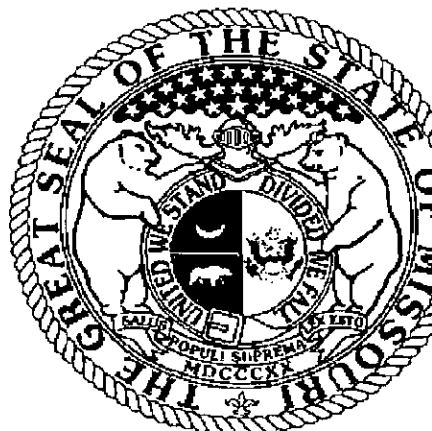
**WWC LICENSE LLC  
FL0035756**

DELAWARE entity was created under the laws of this State on the 28th day of January, 2000, and is in good standing, having fully complied with all requirements of this office.

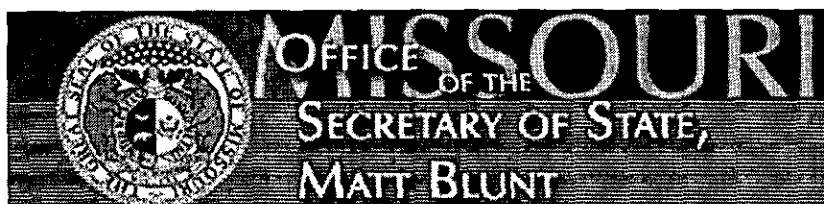
IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 23rd day of April, 2004

*Matt Blunt*

Secretary of State







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#### Search

- By Business Name
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- By Registered Agent  
Verify
- Verify Certification  
Annual Report
- File Online
- For New Corporations  
Online Orders
- Register for Online  
Orders
- Order Good Standing

#### Filed Documents

**Date:** 4/23/2004 (Click above to view filed documents that are available.)

#### Business Name History

Name	Name Type
CELLULAR ONE	Legal

#### Fictitious Registration - Domestic - Information

<b>Charter Number:</b>	X00375857
<b>Status:</b>	Active
<b>Entity Creation Date:</b>	7/12/2000

#### Owners

<b>Name:</b>	FL35756 WWC LICENSE LLC
<b>Address:</b>	3650 131ST AVE SE, STE. 400 BELLEVUE WA 98006

#### Office of the Secretary of State, Missouri - Matt Blunt

State Capitol, Room 208 and State Information Center, 600 W. Main  
Jefferson City, MO 65101 • (573) 751-4936 • SOSMain@sosmail.state.mo.us  
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