

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Application of New London Telephone Company,)	
Orchard Farm Telephone Company, and)	
Stoutland Telephone Company for Approval of a)	<u>Case No. TO-2006-0324</u>
Wireless Traffic Exchange Agreement under the)	
Telecommunications Act of 1996)	

ORDER DIRECTING NOTICE AND MAKING
T-MOBILE USA A PARTY

Issue Date: February 9, 2006

Effective Date: February 9, 2006

This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, T-Mobile USA, as a party to this proceeding.

On February 7, 2006, New London Telephone Company, Orchard Farm Telephone Company, and Stoutland Telephone Company (collectively known as “the TDS Companies”) filed an application with the Commission for approval of an interconnection agreement with T-Mobile under the provisions of the federal Telecommunications Act of 1996. The TDS Companies state 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. The TDS Companies request expeditious approval of the agreement.

Although T-Mobile is a party to the agreement, it did not join in the application. Because T-Mobile is a necessary party to a full and fair adjudication of this matter, the Commission will add it 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.¹ 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 ORDERED THAT:

1. The Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. T-Mobile USA is made a party to this case.
3. Any party wishing to request a hearing shall do so by filing a pleading no later than March 1, 2006, with:

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

¹ 47 U.S.C. § 252(e).

and send copies to:

W.R. England, III
Brian T. McCartney
Brydon, Swearngen & England P.C.
312 East Capitol Avenue
Post Office Box 456
Jefferson City, Missouri 65102

Marin Fettman
T-Mobile USA
12920 SE 38th Street
Bellevue, Washington 98006

and:

Office of the Public Counsel
Post Office Box 2230
Jefferson City, Missouri 65102

4. 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 March 13, 2006.

5. This order shall become effective on February 9, 2006.

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, Deputy Chief Regulatory Law
Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 9th day of February, 2006.