

November 25, 1997

VIA AIRBORNE EXPRESS

1



GTE Telephone Operations

1000 GTE Drive, MO611LGW P.O. Box 307 Wentzville, MO 63385-0307 314-332-7663 Fax: 314-332-7969

FILED

NOV 2 6 1997

MISSOURI PUBLIC SERVICE COMMISSION

Mr. Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission 301 W. High Street, Room 530 Jefferson City, MO 65101

Re: IN THE MATTER OF THE JOINT APPLICATION OF GTE MIDWEST INCORPORATED AND GTE ARKANSAS INCORPORATED AND DIAL CALL, INC. FOR APPROVAL OF INTERCONNECTION AGREEMENT UNDER THE TELECOMMUNICATIONS ACT OF 1996 CASE NO. TO-98-41

Dear Mr. Roberts:

Enclosed for filing, please find the original and fourteen (14) copies of the <u>Correction of Deficiency and Request for Approval</u> filed on behalf of GTE Midwest Incorporated, GTE Arkansas Incorporated and Nextel West Corp.

Thank you for your assistance in this matter.

Sincerely,

James C.

JCS/RZ:sah Enc.

c: J. Margolis - Nextel C. Little/D.Evans - Jefferson City, MO





FILED

STATE OF MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Joint Application of GTE Midwest Incorporated and GTE Arkansas Incorporated and Dial Call, Inc. for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 NOV 2 6 1997

PUBLIC SERVICE COMMISSION

Case No. TO-98-41

CORRECTION OF DEFICIENCY AND REQUEST FOR APPROVAL

COME NOW GTE Midwest Incorporated and GTE Arkansas Incorporated ("GTE") and Nextel West Corp. d/b/a Nextel Communications or Nextel ("Nextel") and hereby file this Correction of Deficiency and Request for Approval and would respectfully show the Missouri Public Service Commission (the "Commission") the following:

1. On October 20, 1997, the Commission issued its Order Rejecting Interconnection Agreement in this docket. The Order became effective on October 27, 1997.

2. The Commission's Order stated that the case would remain open for thirty days from the effective date to consider approval of the interconnection agreement if Nextel filed a pleading within that time which specified the legal name of the company and which provides evidence of the registration of any fictitious name with the Missouri Secretary of State, in compliance with 4 C.S.R. 240-2.060(1)(A).

3. In executing the interconnection agreement, Nextel erroneously listed its corporate name in Missouri as Dial Call, Inc. Its actual name at the time was OneComm Corporation, N.A.. Nextel has changed its corporate name in Missouri from OneComm Corporation, N.A. to Nextel West Corp. On September 22, 1997, Nextel West Corp. received a



certificate of amendment of authority of a foreign corporation in Missouri. Said certificate is attached hereto as Exhibit 1.

4. To reflect the correction of Nextel's corporate name, GTE and Nextel have executed an Amendment to Interconnection Agreement in the State of Missouri. The Amendment is attached hereto as Exhibit 2.

5. On October 22, 1997, Nextel West Corp. filed its registration of fictitious name for the names Nextel and Nextel Communications. Said registrations are attached hereto as Exhibit 3.

6. By this pleading, Nextel has specified the legal name of its company and provided evidence of the registration of all fictitious names with the Missouri Secretary of State. Therefore, Nextel has corrected the deficiency found by the Commission in its October 20 Order.

WHEREFORE, for the foregoing reasons, GTE and Nextel respectfully request that the Commission approve their interconnection agreement, as amended.

Respectfully submitted,

GTE MIDWEST INCORPORATED and GTE ARKANSAS INCORPORATED

James C. Stroo, Bar #433

James C. Stroo, Bar #4334 1000 GTE Drive Wentzville, MO 63385 314-332-7663 314-332-7969 (fax)

Attorney for GTE Midwest Incorporated and GTE Arkansas Incorporated

NEXTEL WEST CORP. (NEXTEL COMMUNICATIONS)

(Joel M. Margolis 1505 Farm Credit Drive McLean, VA 22102 703-394-3627 703-394-3763 (fax)

Attorney for Nextel West Corp. (Nextel Communications)



AMENDMENT TO INTERCONNECTION AGREEMENT IN THE STATE OF MISSOURI

WHEREAS GTE Midwest Incorporated and GTE Arkansas Incorporated and Dial Call, Inc., a wholly owned subsidiary of Nextel Communications, Inc. ("Nextel") (collectively, the "Parties") entered into the Interconnection Agreement for the State of Missouri dated May 2, 1997 (the "Interconnection Agreement"); and

WHEREAS Nextel is now incorporated in the State of Missouri under the name "Nextel West Corp."; and

WHEREAS the Parties now wish to amend the Interconnection Agreement with the execution of this amendment (the "Amendment");

NOW, THEREFORE, the Parties hereby agree that the Interconnection Agreement is amended to replace all references to the name "Dial Call, Inc." with the name "Nextel West Corp."

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the <u>19²²</u> day of October 1997.

GTE MIDWEST INCORPORATED AND GTE ARKANSAS INCORPORATED:

By:

Name: M. Michael Foster Title: President

AND

NEXTEL WEST CORP.

aroben Bv: Deanne Campbell

Vice President, Financial Planning and Analysis

1022kgte



State of Missouri

Corporation Division

Registration of Fictitious Name

This information is for the use of the public and gives no protection to the name. There is no provision in this Chapter to keep another company or corporation from adopting and using the same name. (RSM0 417)

We, the undersigned, are doing business under the following name, and at the following address:

Name to be registered:

Missouri Business Address: (if not, other): City, State and Zip Code:

Neutel Communications eive Suite 100 ne City Place) Missouri 63141

The parties having an interest in the business, and the percentage they own are (if a corporation is owner, indicate corporation name and percentage owned). If all parties are jointly and severally liable, percentage of ownership need not be listed:

Name of Owners, Individual or Corporate	Street and Number	City	State	If listed, Percentage of ownership must equal 100%	
Nextel West Corp.	1505 Jarm Ceed + Je.	ing MeLEAN	Va	100	50
	· · · · · · · · · · · · · · · · · · ·				%
					%
			·	<u> </u>	50
			<u> </u>	····	%
	,				50

Make check for \$2.00 payable to the State Director of Revenue.

TO BE FILED IN DUPLICATE (Must be typed or printed)

OCT 2 2 1997

RECEPTETARY OF STATE

(Over)

The undersigned, each did say that the s	being all the parties owning interest in the above company, being duly sworn, a statements and the statements are true.	EXHIBIT 3 Page 2 of 4 upon their oaths
cacht with say that the s	statements and a set for fifthere in a circle.	

Individual Owners Sign Here	<u>X</u>	<u>x</u>	
Sign Here	<u>x</u>	<u>X</u>	
L	<u>X</u>	<u>x</u>	

The undersigned corporation has caused this application to be executed in its name by its President or Vice-President and its Secretary or Assistant Secretary, this

Hetober day of . 19 les+ Corporation resident or Vice-President Corporate By

(TDD) at (314) 526-5599.

The Secretary of State makes every effort to provide program accessibility to all citizens without regard to disability. If you desire this publication in alternate form because of a disability, please contact the Director of Publications, P.O. Box 778, Jefferson City, Mo. 65102; phone (314) 751-1814. Hearing-impaired citizens may contact the Director by phone through Missouri Relay (800-735-2966). The Corporations Division also maintains a Telecommunications Device for the Deaf

Vinginia State of Missouri 55 County of Ja 10

(Corporate Seal)

If no seal, state "none".

I. LISA M. Roeder, A Notary Public, do hereby certify that on the 15th day of October . 1997, personally appeared before me Ried Zulager- Thomas J. Sidn on and being first duly sworn by me, acknowledged that _____ he signed as his own free act and deed the foregoing document in the capacity therein set forth and declared that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year before written.

(Notarial Seal)

Notary Public

My commission expires

4/30/2001

11

ls.

Owner,

Officers Execute Here



Itate of Missouri

EXHIBIT 3 Page 3 of 4

No. X 329135

Corporation Division

Registration of Fictitious Name

This information is for the use of the public and gives no protection to the name. There is no provision in this Chapter to keep another company or corporation from adopting and using the same name. (RSM0 417)

We, the undersigned, are doing business under the following name, and at the following address:

Name to be registered:

Missouri Business Address: (if not, other): City, State and Zip Code:

Nextel ONE City Place Jeive, Suite 100 St. Louis, Missouri 63141

The parties having an interest in the business, and the percentage they own are (if a corporation is owner, indicate corporation name and percentage owned). If all parties are jointly and severally liable, percentage of ownership need not be listed:

Name of Owners, Individual or Corporate	Street and Number	City	State	If listed, Percentage of ownership must equal 100%
Nextel West Corp.	1505 Jarm Credit Jawe	MCLEAN	Va	100 9
·	· · · · · · · · · · · · · · · · · · ·			9
•	· · · · · · · · · · · · · · · · · · ·			
			<u> </u>	9
•	· · · · · · · · · · · · · · · · · · ·	<u> </u>		%
				%

Make check for \$2.00 payable to the State Director of Revenue.

TO BE FILED IN DUPLICATE (Must be typed or printed)



OCT 2 2 1997

MEDom II Cook

EXHIBIT 3 Page 4 of 4 The undersigned, being all the parties owning interest in the above company_being duly sworn, upon their oaths each did say that the statements and there is set forth herein are true.

Individual Owners Sign Here	<u>X</u>	<u>x</u>
Sign Here	<u>x</u>	<u>x</u>
L	<u>x</u>	<u>x</u>

The undersigned corporation has caused this application to be executed in its name by its President or Vice-President and its Secretary or Assistant Secretary, this _____ 15 44-

October. . 19 97 . day of Nextel West Coep. (Exact Corporate Tille) AF J. J. J. Sol Corporation By Reach R. Zulagen Corporate

(Corporate Seal) If no seal, state "none".

State of Minute		7	
County of	Fairfay	_ }	SS

The Secretary of State makes every effort to provide program accessibility to all citizens without regard to disability. If you desire this publication in alternate form because of a disability, please contact the Director of Publications, P.O. Box 778, Jefferson City, Mo. 65102; phone (314) 751-1814. Hearing-impaired citizens may contact the Director by phone through Missouri Relay (800-735-2966). The Corporations Division also maintains a Telecommunications Device for the Deaf (TDD) at (314) 526-5599.

I. LISA M. Rocder, A Notary Public, do hereby certify that on the 15th day of October, 1997, personally appeared before me Ried Zulager Thomas J.S. duran and being first duly sworn by me, acknowledged that he signed as his own free act and deed the foregoing document in the capacity therein set forth and declared that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year before written.

(Notarial Seal)

Nutary Public

4/30/2001 My commission expires

Corp. #56

If

is Owner,

Officers Execute Here

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document was delivered via Airborne Express to Dale Hardy Roberts, Secretary/Chief Regulatory Law Judge, Missouri Public Service Commission, 301 W. High Street, Room 530, Jefferson City, MO 65101 and was mailed, postage prepaid, this 25th day of November, 1997 to the following:

W. R. England III/Sondra Morgan Brydon Swearengen & England P O Box 456 Jefferson City, MO 65102

. . . .

Office of the Public Counsel PO Box 7800 Jefferson City, MO 65102

Staci A. Huth TO-98-41