

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Revised Tariff Filing of Birch)	
Telecom of Missouri, Inc. to Increase the Rates of)	<u>Case No. CT-2005-0402</u>
Certain of its Services)	Tariff No. YC-2005-0975

ORDER DIRECTING STAFF TO FILE AN EXPEDITED
RECOMMENDATION

On May 10, 2005, Birch Telecom of Missouri, Inc. filed a motion for expedited treatment regarding a tariff that it filed along with its motion. The motion explained that Birch had filed a tariff on May 5 to increase the rates it would charge for certain competitive services. Birch's tariff indicated that it would take effect on May 15. However, that tariff filing also included other, non-rate related items for which 30 days notice is required. On that basis, the Commission's Data Center rejected the entire tariff filing on May 10 at 7:57 a.m. Birch refiled the rate-related portion of the tariff at 3:26 p.m. on that same day, along with the motion for expedited treatment requesting that the refiled tariff be allowed to go into effect on its original effective date of May 15.

If the Commission is to act on Birch's request for expedited treatment it will need to have an expedited recommendation from its Staff.

IT IS THEREFORE ORDERED:

1. That the Staff of the Commission shall file a recommendation regarding Birch Telecom of Missouri, Inc.'s Motion for Expedited Treatment no later than 3:00 p.m. on May 11, 2005.

2. That this order shall become effective on May 11, 2005.

BY THE COMMISSION

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Morris L. Woodruff, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 11th day of May, 2005.