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March 26, 1997

FILED

MAR 26 1997

Mr. Cecil Wright
Executive Secretary
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102-0360

PUBLIC SERVICE COMMISSION

RE: Case No. TA-97-353, Friendship Village of West County for
Certificate of Service Authority

Dear Mr. Wright:

Enclosed please find an original and fourteen copies of two
separate documents for filing with the Commission in the above-
referenced case. These documents are:

- 1) Verified Statement and
- 2) Applicant's Response and Objection to Application to Intervene.

Thank you for your assistance in processing this filing. A
copy is being served on all parties of record and Southwestern
Bell Telephone Company this date.

Sincerely,


Mary Ann (Garr) Young

Enclosures

cc: Parties of Record
Southwestern Bell Telephone Company
Susan Brown
William Steinmeier

FILED

MAR 26 1997

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

PUBLIC SERVICE COMMISSION

In the matter of the Application of)
Friendship Village of West County)
for Certificate of Service Authority)
to Provide Shared Tenant Services)
within the State of Missouri)

Case No. TA-97-353

VERIFIED STATEMENT

STATE OF MISSOURI)
COUNTY OF St. Louis) ss.

Comes now before me Susan B. Brown and states that she is Administrator of and has authority to make this statement on behalf of Friendship Village of West County, the applicant in Missouri Public Service Commission Case No. TA-97-353, and further states that: (1) all buildings at the location for which shared tenant services authority is sought in Case No. TA-97-353 are located on a continuous tract of land, as shown on the drawing attached hereto and marked as Appendix 1; (2) all buildings and land at the location for which shared tenant services authority is sought in Case No. TA-97-353 are subject to common ownership interest; and (3) all buildings and land at the location for which shared tenant services authority is sought in Case No. TA-97-353 are located in the same wire center, and further states that this information is true and correct to the best of her information and belief.

Susan Brown

Name

Subscribed and sworn to before me this 23 day of March, 1997.

Vicki L. Cox

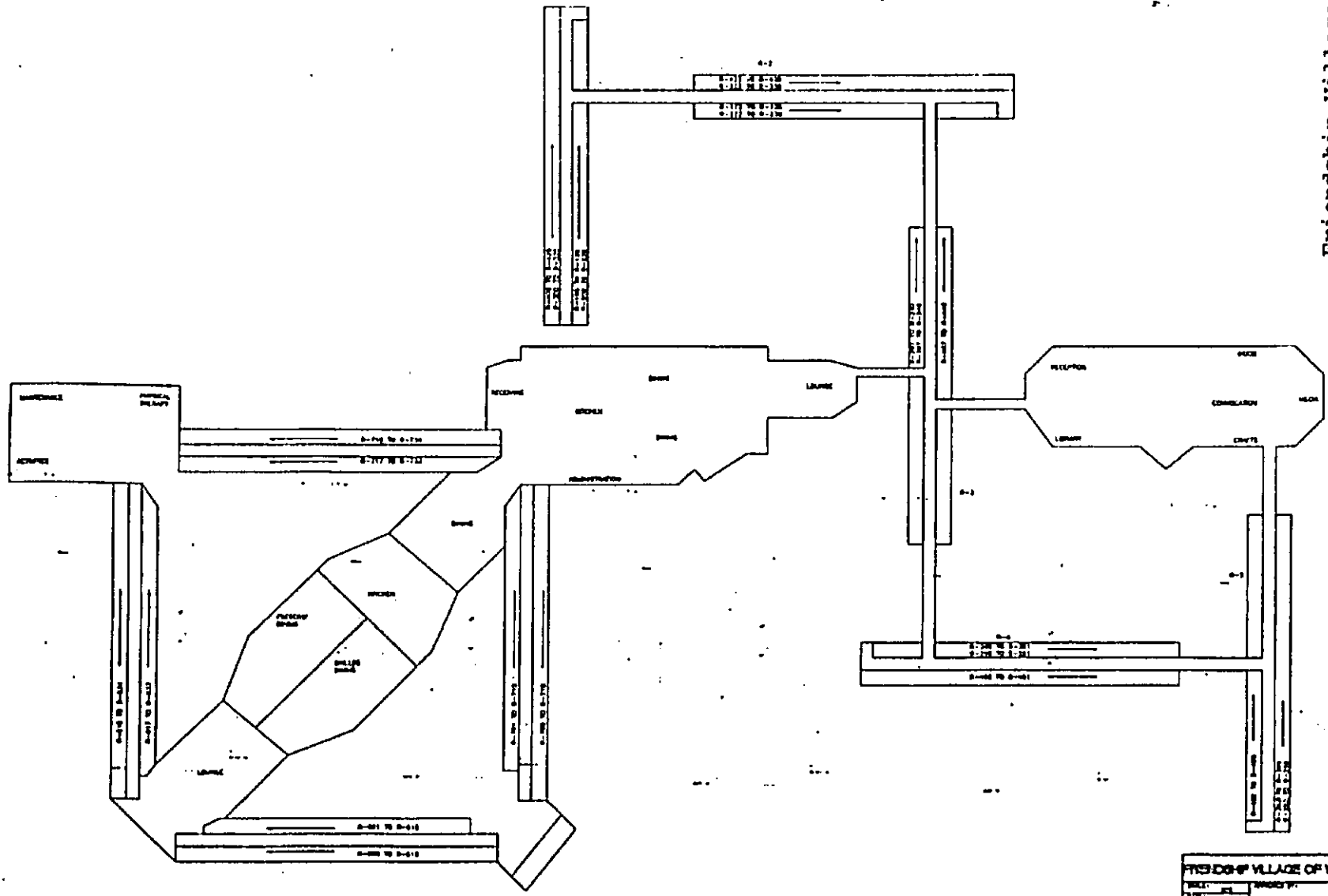
Notary Public

My Commission Expires: 9/15/98

VICKI L. COX
Notary Public—Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires: Sept. 15, 1998

9.

Friendship Village
 Case No. TA-97-353
 Appendix 1



Not binding in the absence of contract documents. Use of this plan is restricted to use only in relation to the particular project shown in contract documents, etc.

FRIENDSHIP VILLAGE OF WEST COUNTY

| | | |
|---------------|--------------|----------|
| SCALE: | PROJECT NO.: | DATE: |
| 1/16" = 1'-0" | TA-97-353 | 11/10/97 |

Handwritten Signature

WALK THROUGH

FILED

MAR 26 1997

PUBLIC SERVICE COMMISSION

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the matter of the Application of)
Friendship Village of West County)
for Certificate of Service Authority)
to Provide Shared Tenant Services)
within the State of Missouri)

Case No. TA-97-353

APPLICANT'S RESPONSE AND OBJECTION TO APPLICATION TO INTERVENE

COMES NOW Friendship Village of West County (Friendship Village), Applicant in this case, and in support of its Response and Objection to Application to Intervene, states as follows:

1. On February 28, 1997, Friendship Village filed its Application for authority to provide Shared Tenant Services (STS) in the State of Missouri.

2. On March 4, 1997, the Commission issued its Order and Notice, setting April 3, 1997, as the deadline for applications to intervene herein.

3. On March 13, 1997, Southwestern Bell Telephone Company (SWBT) filed an application to intervene in this case.

4. In support of its request for intervention, Southwestern Bell states that its intervention would be in the public interest because Friendship Village has not described the location within which it plans to provide STS nor has it given sufficient information to determine whether the location falls within the statutory definition of "discrete private premises."

5. The Application filed by Friendship Village included all information requested on the form provided, and could be deemed sufficient for authorization of shared tenant services as filed. However, Friendship Village has this date filed with the Commission a Verified Statement which describes and depicts the location in

8.

which Friendship Village proposes to provide STS. The Verified Statement shows that the location meets the statutory condition of serving discrete private premises at Sec. 386.020(40) RSMo. Supp. 1996, as defined by the Commission in GE Capital-ResCom, L.P., Case No. TA-95-125, Report and Order, October 27, 1995.

6. Friendship Village's Verified Statement directly addresses SWBT's sole expressed basis for intervention; thus, SWBT does not qualify for intervention under 4 CSR 240-2.075(4)A.

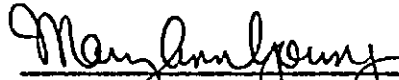
7. SWBT's intervention will not serve the public interest, but would only serve to prolong and complicate this case, increasing start-up costs for a new entrant into the Missouri telecommunications market. Intervention could also possibly delay what should be expeditious, routine processing of this Application, after the precedent for STS cases established by GE Capital-ResCom, L.P., Case No. TA-95-125, Report and Order, October 27, 1995 (affirmed in Case No. CV-195-1522cc, Judgment, May 29, 1996); ActiveTel L.D., Inc., Cases TA-95-274 et al., Report and Order, December 21, 1995; and Carr Square Tenant Corp., Case No. TA-96-283, Report and Order, June 14, 1996.

8. Based on this information, and consistent with the Commission's rejection of Southwestern Bell's intervention in the Carr Square Tenant Corp. STS case (Case No. TA-96-283) in its Order Denying Intervention on April 26, 1996, the Commission should grant this motion and deny SWBT intervention.

WHEREFORE, Friendship Village respectfully moves the Commission to deny Southwestern Bell's intervention herein.

Respectfully submitted,

WILLIAM D. STEINMEIER, P.C.



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ATTORNEY FOR FRIENDSHIP VILLAGE OF
WEST COUNTY

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been hand delivered or mailed by first class mail, postage prepaid to parties of record and Southwestern Bell Telephone Company on this 26th day of March, 1997.



Mary Ann (Garr) Young