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**FILED<sup>2</sup>**

February 1, 2000

FEB 1 4 2000

TO-2000-495

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

**Missouri Public  
Service Commission**

Re: In the Matter of the Master Resale Agreement of Sprint Missouri, Inc. d/b/a Sprint and Choctaw Communications, Inc. d/b/a Smoke Signal Communications

Dear Mr. Roberts:

Enclosed for filing with the Missouri Public Service Commission is an original and fourteen (14) copies of the Joint Application for Approval of the Master Resale Agreement between Sprint Missouri, Inc. d/b/a Sprint and Choctaw Communications, Inc. d/b/a Smoke Signal Communications. Also enclosed is an original and five (5) copies of the proposed agreement.

If you have any questions, please do not hesitate to contact me at (913) 345-7915.

Sincerely,

Linda K. Gardner

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Enclosures

cc: All Counsel of Record (w/ encl.)

FILED<sup>3</sup>

FEB 14 2000

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

Missouri Public  
Service Commission

In re: the Master Resale Agreement of  
Sprint Missouri, Inc. d/b/a Sprint and  
Choctaw Communications, Inc. d/b/a Smoke  
Signal Communications

)  
) Case No. TO-2000-495  
)  
)

JOINT APPLICATION  
OF  
SPRINT MISSOURI, INC.  
AND  
CHOCTAW COMMUNICATIONS, INC. D/B/A SMOKE SIGNAL COMMUNICATIONS

COMES NOW, Sprint Missouri, Inc, ("Sprint") and Choctaw Communications, Inc. d/b/a Smoke Signal Communications together referred to as Joint Applicants and hereby file this Joint Application for Approval of Master Resale Agreement (the Agreement) under the Telecommunications Act of 1996 (the Federal Act) and in support show the following:

I. INTERCONNECTION AND RESALE AGREEMENT REACHED

Joint Applicants present to the Missouri Public Service Commission (Commission) for approval an agreement (attached as Attachment I) negotiated and executed pursuant to the terms of the Federal Act. After weeks of intensive good faith negotiations to address all of the complex issues involved in such an agreement, the parties executed on September 1, 1999 the attached Master Resale Agreement between Sprint and Choctaw Communications, Inc. d/b/a Smoke Signal Communications. There are no outstanding issues related to resale or interconnection between Sprint and Choctaw Communications, Inc. d/b/a Smoke Signal Communications that need the assistance of mediation or arbitration.

## II. REQUEST FOR APPROVAL

Sprint and Choctaw Communications, Inc. d/b/a Smoke Signal Communications seek the Commission's approval of the Agreement, consistent with the provisions of the Federal Act. Both parties believe that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement promotes diversity in providers, provides interconnectivity, and increases customer choices for telecommunications services.

Sprint and Choctaw Communications, Inc. d/b/a Smoke Signal Communications respectfully request that the Commission grant expeditious approval of this Agreement, without change, suspension or other delay in its implementation.

## III. STANDARD FOR REVIEW

The statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

Section 252(e) of the Federal Act:

- (e) Approval by State Commission
  - (1) Approval Required. Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted to shall approve or reject the agreement, with written findings as to any deficiencies.
  - (2) Grounds for Rejection. The State commission may only reject-
    - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that-
      - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement, or
      - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; or

The Joint Applicants state that the agreement is consistent with the public interest, convenience and necessity in that it allows for full and fair competition and greater choice for the consumer. The Joint Applicants further state that the Agreement does not discriminate against other carriers not a party to the Agreement as the terms of the Agreement are equally available to any other carrier.

#### IV. MISSOURI LEGISLATION

The negotiated and executed Agreement is consistent with the Missouri Legislation, Senate Bill No. 507, which became effective on August 28, 1996.

WHEREFORE, for the foregoing reasons, Joint Applicants pray that the Commission approve the Agreement expeditiously.

Respectfully Submitted,

SPRINT MISSOURI, INC. ("SPRINT")



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Choctaw Communications, Inc.  
dba Smoke Signal Communications  
William Wunderlich  
Attorney at Law  
1504 Gravois  
High Ridge, Missouri 63049  
Tele. (314) 677-5669

### VERIFICATIONS

I, Richard D. Lawson, an officer of Sprint Missouri, Inc., hereby verify and affirm that I have read the foregoing JOINT APPLICATION OF SPRINT MISSOURI, INC. d/b/a SPRINT AND CHOCTAW COMMUNICATIONS, INC. DBA SMOKE SIGNAL COMMUNICATIONS and that the statements contained herein are true and correct to the best of my information and belief.

Richard D. Lawson  
Richard D. Lawson, State Vice President, MO and KS

Subscribed and sworn to before me this 11 day of January, 2000

Doris Borgmeyer  
Notary Public

My Appointment Expires: 12/17/02

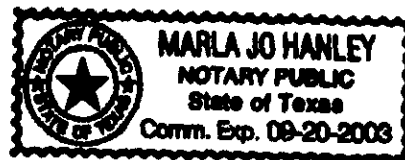
**DORIS BORGMAYER**  
NOTARY PUBLIC - STATE OF MISSOURI  
COUNTY OF COLE  
MY COMMISSION EXPIRES DEC. 17, 2002

I, Seth Block, an officer of Choctaw Communications, Inc. dba Smoke Signal Communications hereby verify and affirm that I have read the foregoing JOINT APPLICATION OF SPRINT MISSOURI, INC. ("SPRINT") AND CHOCTAW COMMUNICATIONS, INC. DBA SMOKE SIGNAL TELECOMMUNICATIONS and that the statements contained herein are true and correct to the best of my information and belief.

Subscribed and sworn to before me this 25 day of January, 2000

Marla Jo Hanley  
Notary Public

My Appointment Expires: 9-20-2003



### CERTIFICATE OF SERVICE

I hereby certify that on \_\_\_\_\_, 2000 copies of the above were mailed, by United States mail, postage prepaid, addressed to the following:

Dan Joyce  
General Counsel - MOPSC  
301 West High Street, Suite 530  
Jefferson City, MO 65101

Martha Hogerty  
Public Counsel - MOPSC  
301 West High Street, Suite 530  
Jefferson City, MO 65101

Linda K. Gardner  
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