

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

In the Matter of the Application of )  
Ironhorse, LLC for a Certificate of )  
Service Authority to Provide Basic Local, )  
Local and Interexchange Voice Service in )  
Portions of the State of Missouri and to )  
Classify said Services and the Company )  
as Competitive )

Case No. LA-2006-0067

**RESPONSE TO ORDER DIRECTING FILING**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and in response to the Commission's *Order Directing Filing*:

1. The Commission has directed the Staff to file a pleading no later than October 7, 2005, stating where in Ironhorse, LLC's pleadings the company has stated that it will provide basic local service as a separate and distinct service.

2. In its review of the Application, Staff noted two representations in the filing that led to the conclusion that the services provided will be separate and distinct. However, these words do not appear in the Applicant's Application. Accordingly, Staff concurs in the Commission's direction to have the Applicant file an affirmative statement that the Applicant will provide basic local service as a separate and distinct service.

WHEREFORE, Staff recommends that the Commission grant Ironhorse, LLC a conditional certificate to provide basic resold and facilities-based local exchange telecommunications services pending the submission of a tariff, and further conditioned upon the access rate provisions described in the Staff memorandum; grant Applicant competitive classification; waiving the statutes and regulations customarily granted to competitive companies as listed in the Application as modified above; and denying a waiver of 4 CSR 240-3.510(1)(C);

but not until after such time as the Applicant files the affirmative statement that the Applicant will provide basic local service as a separate and distinct service.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ David A. Meyer**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 30<sup>th</sup> day of September 2005.

**/s/ David A. Meyer**