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January 6, 2005

FILED⁵

JAN 06 2005

EUGENE E. ANDERECK (1923-2004)

GREGORY C. STOCKARD (1904-1993)

PHIL HAUCK (1924-1991)

Secretary
Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

**Missouri Public
Service Commission**

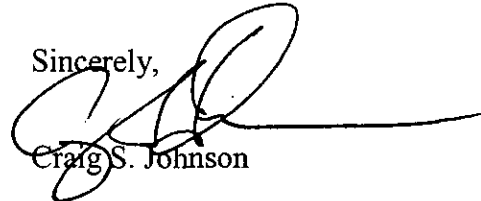
Re: In the Matter or the Application of MCC Telephony of Missouri, Inc. for a Certificate of Service Authority to Provide Basic Local Exchange, Non-Switched Local Exchange and Interexchange Telecommunications Service in the State of Missouri and to Classify said Services as Competitive

Dear Secretary:

Enclosed for filing please find an original and eight copies of the MITG Application to Intervene in the above referenced case.

If you have any questions, please contact me at the number listed above.

Sincerely,



Craig S. Johnson

CSJ:lw

Encl.

CC: Mike Dandino, Office of Public Counsel
Mark Comley
Dan Joyce, Public Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁵
JAN 06 2005
Missouri Public
Service Commission

In the Matter of the Application)
of MCC Telephony of Missouri, Inc.)
for a Certificate of Service Authority to)
Provide Basic Local Exchange,)
Non-Switched Local Exchange and)
Interexchange Telecommunications)
Service in the State of Missouri and to)
Classify said Services as Competitive.)

Case No. LA-2005-0150

APPLICATION TO INTERVENE

Comes now the Missouri Independent Telephone Group, or "MITG", consisting of Alma Telephone Company, Chariton Valley Telephone Corporation, Choctaw Telephone Company, Mid-Missouri Telephone Company, MoKan Dial Inc., and Northeast Missouri Rural Telephone Company, hereinafter referred to as "Applicants", and in support of their Application to Intervene in the above-captioned matter state that:

1. Applicants currently provide telecommunications services to members of the public located in those areas certificated to them by the Missouri Public Service Commission ("Commission"). As is relevant to this case, Applicants provide "basic local telecommunications services" within the exchanges as defined by their respective tariffs which are on file with and approved by the Commission. Applicants are "telecommunications companies" and "public utilities" as those terms are defined by § 386.020, RSMo 2000, and are, therefore, subject to the jurisdiction, regulation and control of the Commission as provided by law. Applicants also are rural telephone companies and incumbent local exchange carriers as defined by the Federal Telecommunications Act of 1996 (the "Act").

2. All correspondence, communications, orders and decisions in this matter should be addressed to the following:

Craig S. Johnson MoBar 28179
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(573) 634-3422
(573) 634-7822
Attorneys for the MITG

3. On November 30, 2004, MCC Telephony of Missouri, Inc. ("MCC") filed an Application requesting a certificate of service authority to provide basic local exchange, non-switched local exchange and interexchange telecommunications service in the State of Missouri. Specifically, MCC wishes to provide all forms of switched basic service in defined exchange areas, and dedicated local and interexchange services throughout the State of Missouri. MCC states that it plans to offer various point-to-point dedicated service arrangements and that through its application it "seeks the broadest possible authority by which to lawfully provide voice communication services in the exchanges identified." MCC states that it intends to "make use of any and all facilities by which to lawfully complete voice grade calls including facilities that are IP based." In fact, MCC's network structure will be predominantly IP-based.

4. On December 7, 2004, the Commission issued its Notice of Applications setting an intervention deadline of January 6, 2005.

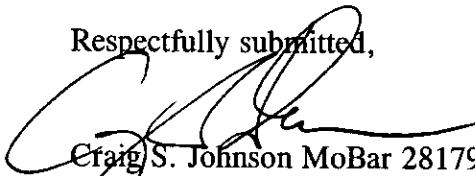
5. The MITG files this Application to Intervene in the instant proceeding on the grounds that the granting or denying of a certificate of service authority to provide telecommunications services as requested in its application will directly affect Applicants' interests as providers of telecommunication services in Missouri. It is not clear at this time how MCC's stated intention to provide various point-to-point dedicated service arrangements over a predominantly IP-based network will affect Applicants' services or compensation for use of Applicants' networks, but Applicants should be allowed to intervene to protect their

interests as providers in Missouri. Applicants thus have an interest in this proceeding that is different from that of the general public. In addition, Applicants' expertise in and perspective on the provision of telecommunications services in this State will aid the Commission in resolving the issues related to this proceeding. Consequently, their intervention and participation will serve the public interest.

6. At this time, Applicants do not have enough information to determine if they support or oppose MCC's application.

WHEREFORE, the MITG respectfully requests that the Commission issue an order authorizing it to intervene in the above-captioned proceedings and for such other orders as are reasonable in the circumstances.

Respectfully submitted,



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