

**SPENCER FANE BRITT & BROWNE LLP**  
ATTORNEYS AND COUNSELORS AT LAW

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1273100-26

July 7, 1999

**Via Facsimile and FedEx**

The Honorable Dale Hardy Roberts  
Chief Regulatory Law Judge  
Missouri Public Service Commission  
301 West High Street, Suite 530  
Jefferson City, MO 65101

**FILED**  
JUL 8 1999  
Missouri Public  
Service Commission


Re: Birch Telecom of Missouri, Inc.

Dear Judge Roberts:

Please find enclosed one original and 14 copies of a Motion to Intervene filed on behalf of Birch Telecom of Missouri, Inc. in Case No. TO-99-593. This motion is filed in response to the Commission's Order Directing Notice dated June 15, 1999. As you can see from the Certificate of Service, one copy of this pleading has been served on the Office of the Public Counsel.

Please date stamp and return the enclosed copy of this cover letter in the return envelope we have provided to signify your receipt of this pleading. If you have any questions, please call me.

Yours truly,

  
Pete Mirakian

PM1:cb1

Enclosures

cc: Ms. Ellen L. Herrmann w/enc.

0391471.01

FILED

JUL 8 1999

Missouri Public  
Service Commission

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

In the Matter of the Investigation                     )  
into Signaling Protocols, Call Records,            )  
Trunking Arrangements, and Traffic                )  
Measurement.    )     Case No. TO-99-593

**MOTION TO INTERVENE**

COMES NOW Birch Telecom of Missouri, Inc. ("Birch") and hereby submits its Motion to Intervene in Case No. TO-99-593 pursuant to the Missouri Public Service Commission's (the "Commission") Order Directing Notice dated June 15, 1999.

1. Birch is a Delaware corporation with principal offices located at 2020 Baltimore Avenue, Kansas City, Missouri 64108, and holds certificates to provide basic local, local exchange, and interexchange telecommunications services in the State of Missouri.

2. Birch is filing this Motion to Intervene in accordance with the Commission's June 15 Order because Birch offers telecommunications services in a number of exchanges in the state of Missouri, and Birch is concerned that the resolution of this case will affect both Birch and its customers. Birch has an interest in this proceeding which is different from that of the general public, and Birch desires to protect its interests by being permitted to intervene in this case.

WHEREFORE, Birch Telecom of Missouri, Inc. respectfully requests the Commission to grant Birch's Motion to Intervene.

Respectfully Submitted,

SPENCER FANE BRITT & BROWNE LLP



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ATTORNEYS FOR BIRCH TELECOM OF  
MISSOURI, INC.

#### CERTIFICATE OF SERVICE

I, Peter Mirakian III, hereby certify that a true and correct copy of the above and foregoing Motion to Intervene of Birch Telecom of Missouri, Inc. in Case No. TO-99-593 was placed in the United States Mail, postage prepaid on this 7th day of July, 1999, to the following:

Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102



ATTORNEY FOR BIRCH TELECOM OF  
MISSOURI, INC.