

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
September 18, 2000**

**CASE NO: TA-2000-598**

**Office of the Public Counsel**  
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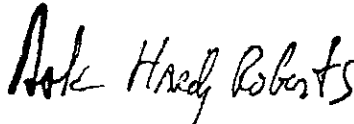
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Southwestern Bell Telephone Company  
One Bell Center, Room 3510  
St. Louis, MO 63101

**Enclosed find certified copy of an ORDER in the above-numbered case(s).**

**Sincerely,**

A handwritten signature in dark ink, appearing to read "Dale Hardy Roberts". The signature is written in a cursive, flowing style.

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

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

In the Matter of the Application of Universal	)	
Telecom, Inc., for a Certificate of Service	)	
Authority to Provide Prepaid Basic Local	)	<u>Case No. TA-2000-598</u>
Telecommunications Services in the State of	)	
Missouri and to Classify Said Services and the	)	
Company as Competitive.	)	

**ORDER AND NOTICE REGARDING COMMISSION'S**  
**CONSIDERATION OF STIPULATION AND AGREEMENT**  
**AND PROVIDING TIME TO RESPOND**

Universal Telecom, Inc. (UTI), applied to the Commission on March 24, 2000, for a certificate of service authority to provide competitive basic local telecommunications service in the state of Missouri on a resold prepaid basis pursuant to Sections 392.361, 392.420, 392.430, 392.440, RSMo 1994, and 392.450 and 392.451, RSMo Supp. 1999. UTI requested competitive classification and an order waiving certain Commission rules and statutory provisions pursuant to Section 392.361, RSMo 1994. UTI filed an amended application on May 1, 2000.

UTI seeks to provide its services throughout all exchanges currently served by the incumbent local exchange telecommunications companies of Southwestern Bell Telephone Company (SWBT), Sprint/United Telephone Company (Sprint), and GTE Midwest, Inc. (GTE).

The Commission issued a notice and schedule of applicants on May 2, 2000, directing interested parties wishing to intervene to do so by May 18, 2000. SWBT filed a timely application to intervene on May 3, 2000. The Commission granted SWBT's request to intervene on May 26, 2000. On August 15, 2000, the parties and the Commission's Staff filed a Unanimous Stipulation and Agreement (agreement). On August 22, 2000, Staff filed

suggestions in support of the agreement. Staff noted in the suggestions that the waivers presented in the agreement include the waivers listed in the Application (as amended) except that Section 392.240(1), RSMo 1994, is omitted at SWBT's request.

The Commission, in similar cases, addressed SWBT's concern related to Section 392.240(1), on August 3, 2000, at the Commission's Agenda meeting. The Staff of the Commission and counsel for SWBT each appeared at the meeting. Staff, and counsel for SWBT, explained SWBT's concern with waiver of Section 392.240.1. However, discussion of this point satisfied the Commission that it was appropriate to waive this provision. Counsel for SWBT stated, at that time, that SWBT had no objection to the waiver of that section, if ordered by the Commission.


Likewise, the Commission will include Section 392.240(1) in the waivers associated with an order granting UTI's application. This notice provides the parties with an opportunity to file an objection or for the parties to withdraw from the Stipulation and Agreement and request a hearing if desired.

**IT IS THEREFORE ORDERED:**

1. That the parties shall, not later than ten days from the issue date of this Notice and Order, file their objection, if any, or file a notice withdrawing from the Stipulation and Agreement and requesting a hearing.

2. That this order shall become effective on September 28, 2000.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Keith Thornburg, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 18th day of September, 2000.

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

I have compared the preceding copy with the original on file in this office and

I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,  
Missouri, this 18<sup>th</sup> day of September 2000.

*Dale Hardy Roberts*

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Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

