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October 12, 2000

Mr. Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 FILED³

OCT 1 2 2000

Service Commission

Re: In the Matter of the Application of Allied Riser of Missouri, Inc. for a Certificate of Service Authority to Provide Basic Local and Telecommunications Services within the State of

Missouri - Case No. TA-2000-736

Dear Mr. Roberts:

Enclosed please find the original plus eight (8) copies of a Motion for Temporary Waiver of Requirement for Interconnection Agreement and Tariff filed on behalf of Allied Riser of Missouri, Inc. in the above-captioned matter.

If you should have any questions concerning the enclosed motion, please do not hesitate to contact me. Thank you.

Very truly yours,

whate) to make

MENDREN AND ANDRAE, L.L.C.

RSB\s

Enclosures

Cc: Office of Public Counsel

General Counsel

Mike Allen

Leo J. Bub - SWB

BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In the Matter of the Application of)		
Allied Riser of Missouri, Inc.)		
for a Certificate of Service)		
Authority to provide Basic Local and)	Case No.	TA-2000-736
Interexchange Telecommunications)		
Services within the State of Missouri)		

MOTION FOR TEMPORARY WAIVER OF REQUIREMENT FOR INTERCONNECTION AGREEMENT AND TARIFF

Comes now Allied Riser of Missouri, Inc. (hereinafter "Allied"), by Hendren and Andrae, L.L.C., Richard S. Brownlee, III, and for its Motion for Temporary Waiver of Requirement for Interconnection Agreement and Tariff states:

- 1. Allied was granted a Certificate to Provide Basis Local Service and Interexchange Telecommunications Services in the State of Missouri by the Commission Order dated September 7, 2000.
 - 2. The Order stated, <u>inter</u> <u>alia</u> the following:
 - "7. That Allied Riser of Missouri, Inc., shall file tariff sheets with a minimum 45-day effective date reflecting the rates, rules, regulations and the services it will offer within 30 days after the effective date of a Commission order approving an interconnection agreement that will allow Allied to provide services."

 (Report and Order, P. 10-11)

"Allied's certificates shall become effective when its' tariffs become effective." (Report and Order, p. 7).

- 3. The result of the Commission's Order as set forth in paragraph 2 is that Allied's Certificate is not effective until an Interconnection Agreement and Tariff are approved by the Commission.
- 4. Allied's present business plan is to only provide high speed internet access to customers in Missouri, thus it has no present need for an interconnection agreement or tariff.
- 5. Allied fully understands that before any basic local service or interexchange service is provided in Missouri, it will have on file an approved interconnection agreement and tariff.
- 6. Southwestern Bell Telephone Company (SWBT) has no objection to the relief requested in this Motion.

WHEREFORE, Allied Riser of Missouri, Inc., requests a temporary waiver of the requirement for the filing of an interconnection agreement and tariff, and further requests that its Certificate be presently approved, conditioned that it will file and have approved an interconnection agreement and tariff before it initiates basic local service of interexchange service in the State of Missouri.

Respectfully submitted,

Richard S. Brownlee, III Mo. Bar No. 22422

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(573) 636-8135

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ATTORNEYS FOR ALLIED RISER OF MISSOURI

CERTIFICATE OF SERVICE

Comes now Applicant, and states that copies of this Motion for Temporary Waiver of Requirement for Interconnection Agreement and Tariff was hand delivered to the Office of Public Counsel and General Counsel and via U.S. Mail to Southwestern Bell Telephone Company this 12th day of October, 2000.

Richard S. Brownlee, III

BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In the Matter of the Allied Riser of Miss for a Certificate of Provide Interexchang Telecommunications Sportions of the Stat	souri, Inc. E Authority to ge Gervices in)))))	Case No. <u>TA-2000-736</u>
STATE OF MISSOURI))ss)		

VERIFICATION BY ATTORNEY

_, 2000, appears before me Richard S. Brownlee, III, attorney for applicant and states that the information contained in the attached Application is true and accurate to his best information and belief.

Subscribed and sworn to before me.

My Commission Expires: 9-13-2003