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September 26, 2000

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Director, Utility Operations

ROBERT SCHALLENBERG
Director, Utility Services

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Director, Administration

DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE
General Counsel

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

RE: Case No. TA-2000-664

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **STAFF RECOMMENDATION**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Julie A. Kardis
Assistant General Counsel
(573) 751-8706
(573) 751-9285 (Fax)

JAK/dkf
Enclosure
cc: Counsel of Record

FILED²

SEP 26 2000

Missouri Public
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED²

SEP 26 2000

Missouri Public
Service Commission

In the Matter of the Application of)
PathNet, Inc. for a Certificate of Service)
Authority to Provide Interexchange and)
Local Exchange Telecommunications)
Services.)

Case No. TA-2000-664

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its recommendation states:

In the attached Memorandum, which is labeled Appendix A, Staff recommends that the Missouri Public Service Commission issue an order approving the following tariff:

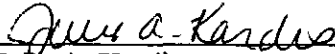
PathNet, Inc. P.S.C. MO No. 1
Original Title Page, Original Pages 1-65

Staff concludes that the proposed tariff complies with the PSC rules and applicable statutes.

13

Respectfully submitted,

DANA K. JOYCE
General Counsel

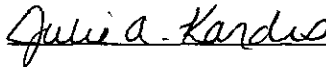


Julie A. Kardis
Assistant General Counsel
Missouri Bar No. 44450

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 26th day of September 2000.



MEMORANDUM

To: Missouri Public Service Commission Official Case File
Tariff File No. 200100197 Case No. TA-200~~X~~-664
0

From: Walt Cecil WC
Telecommunications Department

Bue V. V. 9-25-00
Utility Operations Division/Date

Wm TK Hoan 9/25/00
General Counsel's Office/Date

9/25-00

Subject: Staff Recommendation for Approval of Tariff

Date: September 22, 2000

P.S.C. Mo. No. 1, Original Title Page, Original Pages 1-65

On April 19, 2000, Pathnet, Inc. (Pathnet or Company), a competitive interexchange carrier (IXC), filed an Application for Authority to offer Interexchange and Nonswitched Local Exchange Services, which was granted by the Commission on June 19, 2000. On August 14, 2000 Pathnet requested that the date by which the Company's proposed tariff was to be filed be extended to August 21, 2000. On August 16, 2000, the Commission issued an Order Directing Filing and August 22, 2000 Pathnet filed a Motion for Leave to File Out of Time. Pathnet filed its proposed IXC tariff on August 23, 2000 which has an effective date of October 7, 2000. The effective date has not been extended.

The Telecommunications Department Staff has examined Pathnet's proposed IXC tariff and requested substitute sheets which were filed on September 20 and 22, 2000. Staff has found that the proposed tariff complies with PSC rules and applicable statutes, offers only private line services, proposes ICB pricing and uses standardized ICB text. Rate structures are similar to those of similar carriers, and the waivers requested match those in the Application, Notice, and Order Granting Certification. Standardized promotional language is present in the tariff. There have been no interventions.

Staff has examined the proposed filing and recommends approval. Staff is not aware of any other filing which would affect or be affected by the filing.

APPENDIX A

RECEIVED
SEP 25 2000
5:28
COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION

Service List for
Case No. TA-2000-664
September 26, 2000

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