STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY

November 18, 1997

CASE NO: TW-97-333

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

Sincerely,

Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

Hole Hoed Roberts

Uncertified Copy:

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

W.R. England, Sondra B. Morgan, Brydon, Swearengen & England, 312 E. Capitol Ave., P.O. Box 456, Jefferson City, MO 65102-0456

James C. Stroo, Associate General Counsel, GTE Telephone Operations, 1000 GTE Dr., P.O. Box 307, Wentzville, MO 63385

Craig S. Johnson, Andereck, Evans, Milne, Peace & Baumhoer, 305 E. McCarty St., Third Floor-Hawthorn Center, P.O. Box 1438, Jefferson City, MO 65102

Linda K. Gardner, United Telephone Company of Missouri, 5454 W. 110th St., Overland Park, KS 66211

Julie Grimaldi, Julie Bowles, Sprint Communications Company, 8140 Ward Parkway, Kansas City, MO 64114

Paul G. Lane, Diana J. Harter, Leo J. Bub, Anthony K. Conroy, Southwestern Bell Telephone Company, 100 N. Tucker Blvd., Room 630, St. Louis, MO 63101

Carl J. Lumley, Leland B. Curtis, Curtis, Oetting, Heinz, Garrett & Soule, P.C., 130 S. Bemiston, Suite 200, St. Louis, MO 63105

Stephen Morris, MCI Telecommunications Corporation, 701 Brazos, Suite 600, Austin, Texas 78701 Paul H. Gardner, Goller, Gardner & Feather, Professional Corporation, 131 E. High St., Jefferson City, MO 65101

Mark W. Comley, Newman, Comley & Ruth, 205 E. Capitol Ave., P.O. Box 537, Jefferson City, MO 65102-0537

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Overland Park, KS 66211

Doug Trabaris, Madelon Kuchera, Elizabeth Howland, Teleport Communications Group, 233 S. Wacker Dr., Suite 2100, Chicago, IL 60606

Michael J. Ensrud, Competitive Telephone Association of Missouri, 6950 W. 56th St., Mission, KS66202

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service Commission held at its office in Jefferson City on the 18th day of November, 1997.

In the Matter of an Investigation into)	
the Provision of Community Optional)	CASE NO. TW-97-333
Calling Service in Missouri.	}	

ORDER REGARDING APPLICATIONS FOR CLARIFICATION, REHEARING, OR THE ESTABLISHMENT OF A NEW DOCKET

The Commission issued its Report and Order (Order) on October 16, 1997, with an effective date of October 28. That Order eliminated the current provision of community optional services (COS) calling plans and encouraged all participants to bring forward optional cost-based extended calling plans. The Order recognized pre-existing alternatives to COS and also identified potential alternatives to COS. The Order provided a period of over five months in which to accomplish the termination of the old service so that all telecommunications companies would have ample time to implement competitive alternatives. The Order also directed the establishment of a new case for the purpose of reviewing possible solutions for internet access. See In the Matter of an Investigation into the Provision of Internet Access in Missouri, Case No. TW-98-155.

Various applications for rehearing or other remedial measures were filed on October 27 by the Mid-Missouri Group (MMG), the Small Telephone Company Group (STCG), and the Office of the Public Counsel (Public Counsel). On November 5 a Response to the Application for Rehearing was filed by MCI Telecommunications Corporation (MCI), and on November 6



Suggestions in Opposition to Applications for Rehearing were filed by Southwestern Bell Telephone Company (SWBT).

The Commission was compelled by the weight of the evidence to eliminate COS. The Commission must always balance the needs and interests of all Missouri customers. The potential which this service holds as a barrier to competition weighed heavily in that balance.

The Commission does not find any showing which would justify a rehearing, clarification or establishment of a new docket. Therefore, the Applications for Rehearing, Clarification, or Establishment of a New Docket are denied.

IT IS THEREFORE ORDERED:

- 1. That the Application for Clarification, Rehearing, or the Establishment of a New Docket filed by the Mid-Missouri Group is denied.
- That the Application for Rehearing filed by the Small Telephone
 Company Group is denied.
- 3. That the Application for Rehearing filed by the Office of the Public Counsel is denied.
 - 4. That this order is effective on November 18, 1997.

BY THE COMMISSION

L HARD Roberts

(S E A L)

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Lumpe, Ch., Crumpton, Murray, and Drainer, CC., Concur.

Roberts, Chief Regulatory Law Judge

The Commission's procedures do not specifically permit responses to applications for rehearing, nor do they prohibit them. These two motions were filed beyond the deadline for applications for rehearing but before this order was completed and therefore have been taken into consideration by the Commission.

ALI/Sec'y: Liberth Phidain

11-13-97
Date Circulated CASE NO.

Tobrist, Chairman Lumpe, Chairman Lumpe, Commissioner

Lumpe, Commissioner

Lumpe, Commissioner

Lumpe, Commissioner

Agenda Date

Action taken: 4-0 AA

Must Vote Not Later Than

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 <u>18th</u> day of <u>November</u>, 1997.

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Cheif Regulatory Law Judge