

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
August 9, 2000**

CASE NO: TA-2000-736

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

Sincerely,



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

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

Allied Riser of Missouri, Inc. (Allied), applied to the Commission on May 4, 2000, for a certificate of service authority to provide competitive basic local telecommunications service in the state of Missouri pursuant to Sections 392.361, 392.420, 392.430, 392.440, RSMo 1994, and 392.450 and 392.451, RSMo Supp. 1999. Allied requested competitive classification and an order waiving certain Commission rules and statutory provisions pursuant to the federal Telecommunications Act of 1996.

Allied 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 9, 2000, directing interested parties wishing to intervene to do so by May 25, 2000. SWBT filed a timely application to intervene on May 30, 2000. The Commission granted SWBT's request to intervene on June 9, 2000.

On July 20, 2000, the parties and the Commission's Staff filed a Unanimous Stipulation and Agreement (agreement). On July 24, 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 Notice of Applications 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 Allied'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 dated 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, if that is desired.

2. That this order shall become effective on August 22, 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 9th day of August, 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 9th day of Aug. 2000.

Dale Hardy Roberts

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

