### STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY June 6, 2000

CASE NO: TA-2000-693

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

Sincerely,

Dale Hardy Roberts

Hote Hard Roberts

Secretary/Chief Regulatory Law Judge

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Telistar	)		
Communications, LLC, for a Certificate of	)		
Service Authority to Provide Basic Local	)	Case No.	TA-2000-693
Telecommunications Service in Portions of the	)		<u></u>
State of Missouri and for Competitive	)		
Classification.	)		

# ORDER GRANTING INTERVENTION AND DIRECTING FILING OF PROCEDURAL SCHEDULE

Telistar Communications, LLC (Telistar), filed an application on April 27, 2000, for a certificate of service authority to provide basic local exchange telecommunications services in the state of Missouri under 4 CSR 240-2.060. Telistar wishes to provide basic local exchange services on a facilities and resold basis in all exchanges currently served by Southwestern Bell Telephone Company (SWBT), GTE Midwest Incorporated (GTE), and Sprint Missouri, Inc. (Sprint). The Commission issued a notice directing interested parties to file applications to intervene no later than June 1, 2000.

SWBT filed an application to intervene on May 27, 2000. SWBT states that it has a direct interest in the Commission's decision because it is authorized to provide basic local and local exchange telecommunications services within the state of Missouri. Also, SWBT is authorized to provide the type of services within the state of Missouri that Telistar seeks to provide. SWBT argues that no other party will adequately protect its interests in this matter and that its intervention would be in the public interest because of SWBT's expertise and experience in the telecommunications industry.

The Commission has reviewed the application to intervene and finds that it is in substantial compliance with Commission rules regarding intervention and that SWBT has an interest in this matter which is different from that of the general public. The Commission concludes that SWBT's request for intervention should be granted and that the parties should file a proposed procedural schedule. The procedural schedule must include dates for the filing of testimony and for a hearing. If no party requests a hearing, the Commission may grant the service authority and competitive classification requested without a hearing. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2D 494, 496 (Mo. App. 1989).

#### IT IS THEREFORE ORDERED:

- 1. That Southwestern Bell Telephone Company is granted intervention in this case in accordance with 4 CSR 240-2.075(4).
- 2. That the parties shall file a proposed procedural schedule no later than June 26, 2000.
  - 3. That this order shall become effective on June 16, 2000.

BY THE COMMISSION

Hok Hard Roberts

(SEAL)

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

Vicky Ruth, Regulatory Law Judge, by delegation of authority pursuant to 4 CSR 240-2.120(1) (November 30, 1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri, on this 6th day of June, 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  $6^{th}$  day of June 2000.

**Dale Hardy Roberts** 

Secretary/Chief Regulatory Law Judge

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