

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
April 8, 1999**

CASE NO: TT-99-429

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

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copy:

To each certificated telecommunications carrier in the State of Missouri

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 8th
day of April, 1999.

In the Matter of MoKan Dial, Inc.'s)	
Filing to Revise its Access Service)	<u>Case No. TT-99-429</u>
Tariff, P.S.C. Mo. No. 2.)	Tariff No. 9900656

ORDER SUSPENDING TARIFF

On March 9, 1999, MoKan Dial Inc. (MoKan) filed a Fourth Revised Sheet No. 7, to replace the Third Revised Sheet No. 7, for Freeman, Missouri in its P.S.C. Mo. tariff No. 2. The revised sheet has an issuance date of March 10, 1999, and an effective date of April 9, 1999.

Motions to suspend the tariff and applications to intervene were filed by the Staff of the Missouri Public Service Commission (Staff) on April 1, 1999. The Staff considers it inappropriate to tariff rates for the termination of intra-Major Trading Area (MTA) Commercial Mobile Radio Service (CMRS) originated traffic without first determining if the proposed rates meet the requirements of the Act. Staff recommends the filing be suspended and set for hearing to determine the appropriateness of applying tarified access rates to intra-MTA CMRS-originated traffic.

The Commission has reviewed the tariff filing and Staff's motion to suspend, and finds it is appropriate to suspend the tariff sheets for 120 days to give the Staff and the company an opportunity to address Staff's concerns. The Commission also finds that there are questions of

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fact and of compliance with the applicable statutes that need to be resolved before the Commission can approve the proposed tariff sheets in this case, and a hearing may be necessary to resolve these issues. The proposed tariff sheets will be suspended for a period of one hundred twenty days beyond the effective date of April 9, 1999, to August 10, 1999, or until otherwise ordered by this Commission. The Commission finds that interested parties should be given notice and an opportunity to intervene. The Commission will schedule an early prehearing conference, and set a date for the parties to offer a procedural schedule.

IT IS THEREFORE ORDERED:

1. That the effective date of the tariff sheets, submitted on March 9, 1999, by MoKan Dial Inc. is suspended to August 10, 1999, or until otherwise ordered by this Commission:

P.S.C. Mo.-No. 2

4th Revised Sheet No. 7, Replacing 3rd Revised Sheet No. 7 for Freeman, Missouri

2. That the Records Department of the Missouri Public Service Commission is directed to give notice to each certificated telecommunications carrier in the state of Missouri.

3. That any proper person wishing to intervene in this matter shall file an application to do so with the Secretary of the Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102, and a copy served on MoKan Dial Inc., all intervenors, the Staff of the Missouri Public Service Commission, and the Office of

the Public Counsel. Applications to intervene shall be filed no later than April 28, 1999.

4. That the Commission will conduct an early prehearing conference on April 29, 1999, at 10:00 a.m., in the Commission's offices on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri.

5. That anyone wishing to attend the prehearing conference who has special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days before the prehearing or hearing at one of the following numbers: Consumer Services Hotline 1-800-392-4211 or TDD Hotline 1-800-829-7541.

6. That the parties shall file a proposed procedural schedule no later than April 19, 1999.

7. That this order shall become effective on April 8, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Murray,
Schemenauer, and Drainer, CC., concur

Hopkins, Senior Regulatory Law Judge

ALJ/Sec'y: Hopkins/Boye

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Date Circulated CASE NO.

[Signature]
Lumpe, Chair

[Signature]
Crumpton, Commissioner

[Signature]
Murray, Commissioner

[Signature]
Schemenauer, Commissioner

[Signature]
Drainer, Vice-Chair

4-8 Good Cause
Agenda Date

Action taken: 5-OAS

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 8TH day of APRIL, 1999.

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge