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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held at its office
in Jefferson City on the 15th
day of July, 1988.

In the matter of the application of Kansas City)	
Cable Partners for a certificate of service)	
authority to provide intrastate private line,)	<u>Case No. TA-88-232</u>
high-speed telecommunications service.)	
)	

ORDER GRANTING REHEARING AND RECONSIDERATION

On June 10, 1988, the Commission issued a Report And Order in this matter granting Kansas City Cable Partners (KCCP) a certificate of service authority to provide intrastate private line, high-speed telecommunications service. The Commission granted the certificate and set out certain regulatory requirements that KCCP must meet to provide service.

On July 7, 1988, KCCP filed a Motion For Rehearing requesting the Commission reconsider two of the regulatory requirements set out in the Report And Order. The two requirements are: the filing of tariffs setting forth a list of rates to be charged for the services KCCP proposes to offer; and compliance with jurisdictional reporting requirements in local exchange companies' access services tariffs.

KCCP urges the Commission reconsider the requirement of filing a list of tariffed rates since Southwestern Bell Telephone Company (SWB) is a competitor of KCCP and SWB does not file a list of tariffed rates. KCCP states that SWB has a tariff for the same service which sets forth a pricing methodology which allows SWB to negotiate confidential contracts with individuals customers which recover the cost of facilities construction and service provision plus a minimum 5 percent contribution. KCCP argues that requiring it to file a list of rates while SWB does not would give SWB an unfair competitive advantage.

KCCP urges the Commission to reconsider the requirement to report jurisdictional traffic to the LEC since it would require KCCP to report to SWB the nature of its traffic. This, KCCP claims, would allow SWB to use this information to KCCP's detriment.

The Commission has reviewed KCCP's request for reconsideration. The Commission has determined that since the service to be provided by KCCP has not been found to be competitive, KCCP must meet the regulatory requirements now in place for noncompetitive services. Section 392.220, R.S.Mo. (Supp. 1987), requires telecommunications companies to file tariffs for each and every kind of service. The Commission, though, has determined it should reconsider its requirement for a list of rates since SWB does not list rates for this service. The Commission will, therefore, request the Staff to review whether the filing of tariffs similar to those of SWB would be appropriate for KCCP. The Commission has determined its Staff should also review whether KCCP should be required to report its jurisdictional traffic to an LEC. No certificate of service authority shall be issued until the Commission issues its decision on rehearing.

It is, therefore,

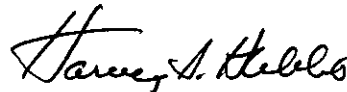
ORDERED: 1. That the Motion For Rehearing of Kansas City Cable Partners is hereby granted.

ORDERED: 2. That Commission Staff shall review the two regulatory requirements, (2) and (7), pages 5-6, Report And Order issued June 10, 1988, to determine whether Kansas City Cable Partners should be required to comply with those requirements. Staff shall file its recommendation on or before August 15, 1988.

ORDERED: 3. That Kansas City Cable Partners shall have until September 2, 1988, to respond to Staff's recommendation.

ORDERED: 4. That this order shall become effective on the date hereof.

BY THE COMMISSION


Harvey G. Hubbs
Secretary

(S E A L)

Steinmeier, Chm., Hendren and
Fischer, CC., Concur.
Musgrave and Mueller, CC.,
Absent.