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**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF MISSOURI**

In the Matter of the Investigation into the     )  
Effective Availability for Resale of South-     )  
western Bell Telephone Company's Local Plus     ) Case No. TO-2000-667  
Service by Interexchange Companies and     )  
Facilities-Based Competitive Local Exchange     )  
Companies     )

**ORDER GRANTING INTERVENTION, SETTING A PREHEARING CONFERENCE**  
**AND DIRECTING FILING OF PROCEDURAL SCHEDULE**

The Commission created this case in a Report and Order issued April 6, 2000 in Case No. TT-2000-258, for the purpose of investigating the effective availability for resale of Southwestern Bell Telephone Company's (SWBT) Local Plus service by interexchange carriers and facilities-based competitive local exchange companies. On April 20, the Commission issued an order that made SWBT a party to this case and directed that notice of this case be given to all telecommunications companies certificated to do business in the state of Missouri. Interested parties were directing to file applications to intervene no later than May 10.

On April 25, the Missouri Independent Telephone Company Group (MITG) of Local Exchange Companies, Alma, Chariton Valley, Choctaw, Mid-Missouri, Modern, Mo-Kan Dial and Northeast Missouri Rural Telephone Companies, filed an application to intervene. MITG stated that it has

a direct interest in the Commission's investigation regarding the resale of Local Plus and that its interest differs from that of the general public. MITG states that it has expertise that may assist the Commission in understanding the potential impact of the resale of Local Plus on LECs that do not offer Local Plus. MITG represents that granting its request for intervention would be in the public interest.

On May 9, the Small Telephone Company Group (STCG)<sup>1</sup> filed an application to intervene. The STCG states that it has a direct interest in the Commission's investigation regarding the resale of Local Plus and that its interest differs from that of the general public. STGC further asserts that its expertise in and perspective on the provision of telecommunications services in this state will aid the Commission in resolving the issues related to this proceeding. Consequently, STCG states that its intervention and participation will serve the public interest.

On May 10, AT&T Communications of the Southwest, Inc. (AT&T) filed an application to intervene. AT&T asserts that as a competitor of SWBT

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<sup>1</sup> BPS Telephone Company, Cass County Telephone Company, Citizens Telephone Company, Craw-Kan Telephone Cooperative, Inc., Ellington Telephone Company, Farber Telephone Company, Fidelity Telephone Company, Goodman Telephone Company, Inc., Granby Telephone Company, Grand River Mutual Telephone Corporation, Green Hills Telephone Corporation, Holway Telephone Company, Iamo Telephone Company, Kingdom Telephone Company, KLM Telephone Company, Lathrop Telephone Company, Le-Ru Telephone Company, McDonald County Telephone Company, Mark Twain Rural Telephone Company, Miller Telephone Company, New Florence Telephone Company, New London Telephone Company, Orchard Farm Telephone Company, Oregon Farmers Mutual Telephone Company, Ozark Telephone Company, Peace Valley Telephone Company, Rock Port Telephone Company, Seneca Telephone Company, Steelville Telephone Exchange, Inc., and Stoutland Telephone Company.

in the intraLATA toll market, its interest in this matter is clear and is different from that of the general public. Furthermore, because of its previous experience with attempting to order Local Plus for resale, AT&T asserts that it has particular knowledge that will be useful to the Commission's inquiry. Finally, AT&T states that its intervention will serve the public interest in developing a thorough and accurate record for the Commission's decision.

The Commission has reviewed each of the applications and finds that each is in substantial compliance with Commission rules regarding intervention. MITG, STCG and AT&T each have an interest in the proceeding that is different from that of the general public and which may be adversely affected by a final order arising from this case. Furthermore, granting each request to intervene would serve the public interest. Thus MITG, STCG and AT&T will be permitted to intervene pursuant to 4 CSR 240-2.075(4).

So that this case may proceed expeditiously, the parties will be directed to file a proposed procedural schedule. The procedural schedule shall include dates for the filing of testimony and for a hearing. To assist in the development of the procedural schedule and to clarify the issues in dispute, an early prehearing conference will be scheduled.

**IT IS THEREFORE ORDERED:**

1. That the Small Telephone Company Group is granted intervention in this case in accordance with 4 CSR 240-2.075(4).

2. That the Missouri Independent Telephone Company Group is granted intervention in this case in accordance with 4 CSR 240-2.075(4).

3. That AT&T Communications of the Southwest, Inc. is granted intervention in this case in accordance with 4 CSR 240-2.075(4).

4. That an early prehearing conference shall be held on June 29, 2000, beginning at 10:00 a.m. The prehearing conference shall be held at the Commission's offices on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Anyone wishing to attend 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 conference at: Consumer Services Hotline - 1-800-392-4211 or TDD Hotline - 1-800-829-7541.

5. That the parties shall file a proposed procedural schedule no later than July 11, 2000. The procedural schedule shall include dates for the filing of testimony and for a hearing.

6. That this order shall become effective on June 5, 2000.

BY THE COMMISSION

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

( S E A L )

Morris L. Woodruff, Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240,  
RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 24th day of May, 2000.