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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 30th
day of March, 1999.

In the Matter of Sprint Missouri, Inc.'s)
Proposed Tariff Establishing Rules,)
Regulations and Charges that Apply to)
Unauthorized Changes Made by CLECs in)
Choosing a Local Service Provider for an)
End User.)
Case No. TT-99-388
Tariff File No. 9900607

**ORDER GRANTING MOTION TO SUSPEND TARIFF, GRANTING APPLICATION TO
INTERVENE AND SETTING PREHEARING CONFERENCE**

On February 19, 1999, Sprint Missouri, Inc. d/b/a Sprint (Sprint) filed a proposed access service tariff with the Public Service Commission. The proposed tariff carried an effective date of March 22. The effective date was subsequently extended to April 5, at the request of Sprint. Sprint's tariff would establish rules, regulations and charges that apply to unauthorized changes made by CLECs in choosing a Local Service Provider for an end user.

On March 11, AT&T Communications of the Southwest, Inc. (AT&T) filed a motion to reject or suspend Sprint's proposed tariff. AT&T also applied to intervene. AT&T argues that through this tariff, Sprint is acting as the regulator of unauthorized carrier changes, otherwise known as "slamming." AT&T suggests that the role of regulator should be reserved for the Commission rather than Sprint and that it is not in the public interest to have each CLEC creating by tariff its own penalty provisions that can be levied against its competitors.

On March 15, the Commission issued a Notice directing that all interested parties wishing to respond to AT&T's motion, do so on or before March 19. On March 18, Sprint filed its response to AT&T's motion. Neither the Staff of the Public Service Commission (Staff) nor the Office of the Public Counsel filed a response on or before March 19. On March 29, Staff filed a response that recommended that Sprint's tariff be suspended.

The Commission has reviewed the tariff sheets, AT&T's motion to suspend, and Sprint's response to that motion and finds that significant questions have been raised regarding that tariff such that the tariff should be suspended for further consideration. Therefore, the tariff will be suspended for a period of 120 days.

The Commission has determined that proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall send a copy of this order to all Incumbent Local Exchange Companies and all Competitive Local Exchange Companies in the State of Missouri.

In order to expedite the consideration of these issues, a prehearing conference will be held on April 19, 1999 at the office of the Public Service Commission.

IT IS THEREFORE ORDERED:

1. That the Motion to Suspend Tariff filed by AT&T Communications of the Southwest, Inc. is granted.

2. That the access service tariff filed by Sprint Missouri, Inc. on February 19, 1999 (tariff file number 9900607) is suspended for a period of 120 days beyond April 5, 1999 to August 3, 1999.

3. That the application of AT&T Communications of the Southwest, Inc. to intervene is granted.

4. That the Records Department and Information Office of the Commission shall provide notice as described by the Commission.

5. That any proper person or entity desiring to intervene in Case No. TT-99-388 shall submit its application to intervene on or before April 16, 1999. Anyone wishing to intervene shall submit an application to intervene to:

The Secretary of the Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

Copies of the application to intervene shall be sent to:

Linda K. Gardner
Attorney for Sprint Missouri, Inc.
5454 W. 110th St.
Overland Park, Kansas 66211

Paul S. DeFord
Lathrop & Gage L.C.
Attorney for AT&T Communications of the Southwest, Inc.
2345 Grand Boulevard
Kansas City, Missouri 64108

and

Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102

6. That an early prehearing conference shall be held on April 19, 1999, beginning at 10:00 a.m. The prehearing conference shall be

held at the Commission's office 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.

7. That this order shall become effective on April 5, 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

Woodruff, Regulatory Law Judge

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MAR 31 1999
COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION