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BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Petition of MCI Telecom-)
munications Corporation to Require Southwestern)
Bell Telephone Company to Implement IntraLATA)
Presubscription No Later Than February 8, 1999.) **Case No. TO-99-125**

ORDER AND NOTICE

MCI Telecommunications Corporation (MCI) filed a Petition on September 29, 1998, requesting that the Commission require Southwestern Bell Telephone Company (SWBT) to implement intraLATA presubscription no later than February 8, 1999. MCI states that the Commission has authority to make such an order under Section 271 of the 1996 Federal Telecommunications Act. On October 5, 1998, the Mid Missouri Group¹ filed a Motion to participate without intervention. On October 9, 1998, SWBT filed a statement of opposition to the petition.

The Commission determines that proper persons should be allowed an opportunity to file an application to intervene. Applications to intervene shall be filed with the Secretary of the Missouri Public Service Commission no later than 30 days from the issuance of this order. Copies of the application to intervene should be sent to all parties of record and the Public Counsel. In addition, the Commission's Records Department should send a copy of this order to all interexchange and local exchange telecommunications companies in Missouri.

¹ The Mid Missouri Group, for purposes of this proceeding consists of: Alma Telephone Company, Chariton Valley Telephone Corporation, Choctaw Telephone Company, Mid-Missouri Telephone Company, Modern Telecommunications Company, MoKan Dial, Inc., Northeast Missouri Rural Telephone Company, and Peace Valley Telephone Company.

The requirement of a hearing is met when an opportunity to be heard has been provided and no proper party has requested the opportunity to present evidence. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2D 494, 496 (Mo. App. 1989). In the event no hearing is requested, the Commission may allow the applicant to submit evidence by verified application and attachments.

IT IS THEREFORE ORDERED:

1. That the Records Department of the Commission shall send notice to all interexchange and local exchange telecommunications companies in Missouri.

2. That any party wishing to request a hearing or to participate without intervention in this matter shall file an application no later than November 13, 1998, with:

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

and send to:

Carl J. Lumley
Curtis, Oetting, Heinz, Garrett
& Soule, P.C.
130 South Bemiston, Suite 200
Clayton, Missouri 63105

and

Office of the Public Counsel
Post Office Box 7800
Jefferson City, Missouri 65102

3. That this order shall become effective on October 14, 1998.

BY THE COMMISSION

A handwritten signature in black ink that reads "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)

Nancy Dippell, 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 14th day of October, 1998.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION