

dx

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Choctaw)	
Communications, L.C., d/b/a Smoke Signal)	
Communications for a Certificate of Service)	
Authority to Provide Basic Local)	<u>Case No. TA-98-561</u>
Telecommunications Services in the)	<u>Tariff No. 9900664</u>
State of Missouri, and to Classify Said)	
Services and the Company as Competitive.)	

ORDER APPROVING TARIFF

By Order issued on December 22, 1998, the Commission granted to Choctaw Communications, L.C. d/b/a Smoke Signal Communications (Choctaw) a certificate of service authority to provide basic local exchange telecommunications services in Missouri. The Order waived the filing of a 45-day tariff as required by 4 CSR 240-2.060(4)(H) until 30 days after Choctaw entered into a Commission-approved interconnection agreement to enable it to provide basic local exchange services. Choctaw's certificate of service authority was to become effective upon the effective date of its approved tariffs.

The Commission approved Choctaw's resale agreement with Southwestern Bell Telephone Company on January 6, 1999. Choctaw filed tariff sheets on March 11, 1999*, with an effective date of April 11,

* Choctaw failed to submit its tariff within 30 days of the approval of its interconnection agreement as required by the Commission's order. In its response to Staff filed on June 22, Choctaw provided a reasonable explanation for its failure to comply with the order. No sanction will be imposed on Choctaw for its delay in filing its tariff.

reflecting the rates, rules, and regulations it will use and the services it will offer. The effective date was subsequently extended several times and is currently set for July 19. Choctaw filed substitute sheets on June 23 and 30 in order to make clarifications and bring its tariff into compliance with Commission rules and regulations.

The Commission's Staff reviewed the tariff sheets and filed a memorandum on July 8, recommending that the Commission approve them as amended by the substitute sheets. Staff recommended that the tariff be approved as amended to become effective on July 19.

The Commission has reviewed the tariff sheets and Staff's recommendation and finds that the tariff sheets, as amended, conform to the Commission's Order of December 22, 1998 and should be approved to become effective on July 19, 1999. The Commission concludes that the conditions stated in the December 22, 1998 Order for Choctaw's certificate of service authority to provide basic local exchange telecommunications service have been satisfied and the certificate will take effect on July 19, 1999.

IT IS THEREFORE ORDERED:

1. That the tariff filed by Choctaw Communications, L.C. d/b/a Smoke Signal Communications on March 11, 1999, and assigned tariff file number 9900664, is approved as amended to become effective on July 19, 1999. The tariff approved is:

MO P.S.C. Tariff No. 1
Original Sheet 1 through Original Sheet 56

2. That the certificates of service authority granted to Choctaw Communications, L.C. d/b/a Smoke Signal Communications on December 22, 1998, to provide basic local exchange telecommunications services shall become effective on July 19, 1999.

3. That this order shall become effective on July 19, 1999.

4. That this case may be closed on July 20, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Morris L. Woodruff, 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 12th day of July, 1999.

RECEIVED

JUL 13 1999

COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION