

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 16, 2000**

CASE NO: TA-2000-536

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Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,

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

The first box states that the Staff recommends that the Commission grant the applicant a "...certificate to provide interexchange telecommunications services." The second box, which may also be checked but which was not checked in this case, indicates that the Staff recommends that the Commission grant the applicant a "...certificate to provide local exchange telecommunications services.* *local [sic] exchange authority should be restricted to dedicated, private line services."

On the second page of the memorandum, there are several boxes, some of which may be checked by Staff to indicate the services offered in the applicant's initial tariff. One of the boxes, which was checked here, was for "Private line [services]."

Capsule's application was for a certificate authorizing it to provide interexchange telecommunications services; it did not include a request for a certificate authorizing it to provide local exchange services. Thus, concerning "private line services," Staff's memorandum appears that it may contain contradictory material.

The Commission would be assisted in this matter by the Staff filing a pleading answering the following question: Can an interexchange carrier provide private line services without local exchange authority? If so, state and explain the reasons therefor.

The Commission will also allow Capsule to file a response to this request if it so desires.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission shall file its pleading stating whether or not an interexchange carrier can provide private line services without having local exchange authority, and, if so, giving statements and explanations of the reasons therefor, no later than 3:00 p.m. on March 22, 2000.

2. That Capsule Communications, Inc. may, if it so desires, file its pleading stating whether or not an interexchange carrier can provide private line services without having local exchange authority, and, if so, giving statements and explanations of the reasons therefor, no later than 3:00 p.m. on March 22, 2000.

3. That this order shall become effective on March 27, 2000.

BY THE COMMISSION



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

(S E A L)

Bill Hopkins, Senior 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 16th day of March, 2000.

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

I have compared the preceding copy with the original on file in this office and

I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 16th day of March 2000.**

Dale Hardy Roberts

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

