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ES

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Advanced)
Communications Group, Inc., for a Certificate)
of Service Authority to Provide Basic Local) Case No. TA-99-49
Exchange Telecommunications Services and to)
Classify Said Services and the Company as)
Competitive.)

ORDER GRANTING CERTIFICATE TO PROVIDE
BASIC LOCAL TELECOMMUNICATIONS SERVICES

Procedural History

Advanced Communications Group, Inc. (ACG), applied to the Commission on August 7, 1998, for a certificate of service authority to provide basic local exchange telecommunications services in Missouri under Sections 392.361, 392.420, and 392.430, RSMo 1994,¹ Sections 392.410 and 392.450, RSMo Supp. 1998, the federal Telecommunications Act of 1996, and 4 CSR 240-2.060. ACG is a Delaware corporation with its principal offices located at 390 Woodsmill Road South, Suite 150, St. Louis, Missouri 63017.

The Commission issued a notice and schedule of applicants on August 18, 1998, directing interested parties wishing to intervene to do so by September 17, 1998. The Commission granted permission to intervene to Southwestern Bell Telephone Company (SWBT) on October 19, 1998.

¹ All statutory references are to the Revised Statutes of Missouri 1994 unless otherwise indicated.

The parties filed a Stipulation and Agreement (Agreement), which is included with this order as Attachment 1, on November 18, 1998. The Staff of the Commission (Staff) filed Suggestions in Support of the Agreement on November 30, 1998. In the Agreement, the parties waived their rights to present testimony, cross-examine witnesses, present oral argument or briefs, and to seek rehearing or judicial review. The requirement for a hearing is met when the opportunity for hearing 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). Since no one has requested a hearing in this case, the Commission may grant the relief requested based on the verified application.

Discussion

ACG seeks certification to provide basic local exchange telecommunications services in portions of Missouri that are currently served by SWBT. ACG is not asking for certification in any area that is served by a small incumbent local exchange provider. ACG proposes to operate in all of the exchanges described in SWBT's local exchange tariff. ACG is requesting that its basic local services be classified as competitive and that the application of certain statutes and rules be waived.

A. Requirements of 4 CSR 240-2.060(4)

Commission rule 4 CSR 240-2.060(4) requires a foreign corporation applying for certification to provide telecommunications

services to include in its application a certificate from the Secretary of State showing it is authorized to do business in Missouri, a description of the types of service it intends to provide, a description of the exchanges where it will offer service, and a proposed tariff with a 45-day effective date. ACG has provided all the required documentation except for the proposed tariff.

The company requested a temporary waiver of 4 CSR 240-2.060(4)(H) until it has entered into an interconnection agreement with the underlying local exchange carrier and that agreement has been approved by the Commission. The company agreed to submit to the Commission for approval a proposed tariff with a minimum 45-day effective date once it is party to the appropriate interconnection agreement. ACG will file the tariff in this case and give notice of the tariff filing to all the parties. Along with that filing, ACG has agreed to provide a written disclosure of all interconnection agreements it has entered into which affect its Missouri service areas.

B. Basic Local Service Certification

Section 392.455, RSMo Supp. 1998, sets out the requirements for granting certificates to provide basic local telecommunications service to new entrants. A new entrant must: (1) possess sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service; (2) demonstrate that the services it proposes to offer satisfy the minimum standards established by the Commission; (3) set forth the geographic area in which it proposes to offer service and demonstrate that such area follows exchange boundaries of the incumbent local exchange

telecommunications company and is no smaller than an exchange; and (4) offer basic local telecommunications service as a separate and distinct service. In addition, the Commission must give due consideration to equitable access for all Missourians to affordable telecommunications services, regardless of where they live or their income.

ACG submitted as Exhibit C to its application financial documentation detailing its financial resources. Exhibit B to the application lists the names and qualifications of ACG's management team. In addition to academic credentials, the team members have experience in various areas of the telecommunications industry. The parties agreed that ACG possesses sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service.

ACG has agreed to provide services that will meet the minimum basic local service standards required by the Commission, including quality of service and billing standards. The parties agreed that ACG proposes to offer basic local services that satisfy the minimum standards established by the Commission.

ACG wishes to be certificated to offer services in all the exchanges presently served by SWBT. Currently, ACG will be providing service in the SWBT exchanges described in SWBT's local exchange tariff. The parties agreed that ACG has sufficiently identified the geographic area in which it proposes to offer basic local service and that the area follows ILEC exchange boundaries and is no smaller than an exchange.

ACG has agreed to offer basic local telecommunications service as a separate and distinct service and to provide equitable access, as determined by the Commission, for all Missourians within the geographic area in which it will offer basic local services in compliance with Section 392.455(5), RSMo Supp. 1998.

C. Competitive Classification

The Commission may classify a telecommunications provider as a competitive company if the Commission determines it is subject to sufficient competition to justify a lesser degree of regulation.

§ 392.361.2. In making that determination, the Commission may consider such factors as market share, financial resources and name recognition, among others. In the Matter of the Investigation for the Purpose of Determining the Classification of the Services Provided by Interexchange Telecommunications Companies Within the state of Missouri, 30 Mo. P.S.C. (N.S.) 16 (1989); In the Matter of Southwestern Bell Telephone Company's Application for Classification of Certain Services as Transitionally Competitive, 1 Mo. P.S.C. 3d 479, 484 (1992). In addition, all the services a competitive company provides must be classified as competitive. § 392.361.3. The Commission has found that whether a service is competitive is a subject for case-by-case examination and that different criteria may be given greater weight depending upon the service being considered. *Supra*, 1 Mo. P.S.C. 3rd at 487.

Although the Stipulation and Agreement, in paragraph 10, notes that ACG is classified as a competitive telecommunications company, the Staff and other parties initially expressed concern about

classifying exchange access services as competitive. Consequently, the parties devised an access rate "cap" that places an upper limit on access rates at the lowest level charged by the LECs in whose service territories ACG will be initially certificated. This access rate cap is discussed and stipulated to in paragraphs 4 and 11 of the Stipulation and Agreement. Although access services would technically be classified as competitive, ACG may not avail itself of the near-automatic rate changes normally afforded to competitive services in Sections 392.500 and .510. Instead, if ACG can establish to the Commission's satisfaction that its costs of providing access exceed the capped rate, it could increase its rates through the rate change process set out in Sections 392.220 and .230. The Staff notes that the Commission may allow such a mechanism because Section 392.361.5 and .6 authorize the Commission to impose conditions on competitive classification rate changes that are reasonably necessary to protect the public interest.

ACG has agreed that, unless otherwise ordered by the Commission, its originating and terminating access rates will be no greater than the lowest Commission-approved corresponding access rates in effect at the date of certification for the large incumbent LECs within those service areas in which ACG seeks to operate. The parties have agreed that the grant of service authority and competitive classification to ACG should be expressly conditioned on the continued applicability of Section 392.200, RSMo Supp. 1998, and on the requirement that any increases in switched access services rates above the maximum switched access service rates set forth in the agreement

must be cost-justified pursuant to Sections 392.220, RSMo Supp. 1998, and 392.230, rather than Sections 392.500 and 392.510.

The parties agreed that waiver of the following statutes is appropriate: Sections 392.210.2, 392.270, 392.280, 392.290.1, 392.300.2, 392.310, 392.320, 392.340, RSMo 1994, and 392.330, RSMo Supp. 1998. The parties also agreed that application of these Commission rules could be waived: 4 CSR 240-10.020, 4 CSR 240-30.040, and 4 CSR 240-35.

Findings of Fact

The Missouri Public Service Commission, having considered all of the competent and substantial evidence upon the whole record, makes the following findings of fact:

- A. The Commission finds that competition in the basic local exchange telecommunications market is in the public interest.
- B. The Commission finds that ACG has met the requirements of 4 CSR 240-2.060(4) for applicants for certificates of service authority to provide telecommunications services with the exception of the filing of a tariff with a 45-day effective date.
- C. The Commission finds that ACG has demonstrated good cause to support a temporary waiver of the tariff filing requirement and the waiver shall be granted.
- D. The Commission finds that ACG meets the statutory requirements for provision of basic local telecommunications services and has agreed to abide by

those requirements in the future. The Commission determines that granting ACG a certificate of service authority to provide basic local exchange telecommunications services is in the public interest. ACG's certificate shall become effective when its tariff becomes effective.

E. The Commission finds that ACG should be classified as a competitive company and should be granted waiver of the statutes and rules set out in the ordered paragraph below.

F. The Commission finds that ACG's certification and competitive status should be expressly conditioned upon the continued applicability of Section 392.200, RSMo Supp. 1998, and on the requirement that any increases in switched access services rates above the maximum switched access service rates set forth in the agreement must be cost-justified pursuant to Sections 392.220, RSMo Supp. 1998, and 392.230, rather than Sections 392.500 and 392.510.

Conclusions of Law

The Missouri Public Service Commission has reached the following conclusions of law:

The Commission has the authority to grant certificates of service authority to provide telecommunications service within the state of Missouri. ACG has requested certification under Sections 392.420 - .440, and Sections 392.410 and .450, RSMo Supp. 1998, which permit the Commission to grant a certificate of service

authority where it is in the public interest. Sections 392.361 and .420 authorize the Commission to modify or suspend the application of its rules and certain statutory provisions for companies classified as competitive or transitionally competitive.

The federal Telecommunications Act of 1996 and Section 392.455, RSMo Supp. 1998, were designed to institute competition in the basic local exchange telecommunications market in order to benefit all telecommunications consumers. See Section 392.185, RSMo Supp. 1998.

The Commission has the legal authority to accept a Stipulation and Agreement as offered by the parties as a resolution of the issues raised in this case, pursuant to Section 536.060, RSMo Supp. 1998. Based upon the Commission's review of the applicable law and Stipulation and Agreement of the parties, and upon its findings of fact, the Commission concludes that the Stipulation and Agreement should be approved.

IT IS THEREFORE ORDERED:

1. That the Stipulation and Agreement of the parties, filed on November 18, 1998, is approved.

2. That Advanced Communications Group, Inc. is granted a certificate of service authority to provide basic local exchange telecommunications services in the state of Missouri, subject to the conditions of certification set out above and to all applicable statutes and Commission rules except as specified in this order. The certificate of service authority shall become effective when the company's tariff becomes effective.

3. That Advanced Communications Group, Inc. is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived as they relate to the regulation of its new services:

Statutes

392.210.2 -	uniform system of accounts
392.270 -	valuation of property (ratemaking)
392.280 -	depreciation accounts
392.290.1 -	issuance of securities
392.300.2 -	acquisition of stock
392.310 -	stock and debt issuance
392.320 -	stock dividend payment
392.340 -	reorganization(s)
392.330, RSMo Supp. 1998 -	issuance of securities, debts and notes

Commission Rules

4 CSR 240-10.020 -	depreciation fund income
4 CSR 240-30.040 -	uniform system of accounts
4 CSR 240-35 -	reporting of bypass and customer-specific arrangements

4. That the request for waiver of the filing of 4 CSR 240-2.060(4)(H) which requires the filing of a 45-day tariff is granted.

5. That Advanced Communications Group, Inc., shall file tariff sheets with a minimum 45-day effective date reflecting the rates, rules, regulations and the services it will offer within 30 days after the effective date of this order. The tariff shall be filed in Case No. TA-99-49 and shall include a listing of the statutes and Commission rules waived above.

6. That Advanced Communications Group, Inc., shall give notice of the filing of the tariff described above to all parties or participants. In addition, Advanced Communications Group, Inc., shall

file a written disclosure of all interconnection agreements which affect its Missouri service areas, all portions of Missouri service areas for which it does not have an interconnection agreement, and an explanation of why no interconnection agreement is necessary for those areas.

7. That Advanced Communications Group, Inc.'s certification and competitive status are expressly conditioned upon the continued applicability of Section 392.200, RSMo Supp. 1998, and on the requirement that any increases in switched access service rates above the maximum switched access service rates set forth in the agreement must be cost-justified pursuant to Sections 392.220, RSMo Supp. 1998, and 392.230, rather than Sections 392.500 and 392.510.

8. That this order shall become effective on May 4, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Vicky Ruth, 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 23rd day of April, 1999.

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

NOV 18 1998

Missouri Public
Service Commission

In the Matter of the Application of)
Advanced Communications Group, Inc. for)
Certificate of Service Authority to Provide)
Basic Local Telecommunication Services in)
the State of Missouri and to Classify the)
Company and its Services as Competitive.)

Case No. TA-99-49

STIPULATION AND AGREEMENT

1. Advanced Communications Group, Inc. ("ACG" or "Applicant") initiated this proceeding on August 7, 1998, by filing an Application requesting certificate of service authority to provide basic local telecommunications service on a resale basis in exchanges currently served by Southwestern Bell Telephone Company ("SWBT").

2. The Missouri Public Service Commission ("Commission") has granted the timely application to intervene of SWBT on October 19, 1998.

3. For purposes of this Stipulation and Agreement, the parties agree that applications for basic local exchange authority in exchanges served by "large" local exchange companies (LECs)¹ should be processed in a manner similar to that in which applications for interexchange and local exchange authority are currently handled.

4. In determining whether ACG's application for certificate of service authority should be granted, the Commission should consider ACG's technical, financial and managerial resources and abilities to provide basic local telecommunications service. ACG must demonstrate that the basic local services it proposes to offer satisfy the minimum standards

¹ Large LECs are LECs that serve 100,000 or more access lines. See § 386.020(31), Mo. Rev. Stat. (Supp. 1996). In Missouri, the current large LECs are SWBT, GTE and Sprint/United.

established by the Commission, including but not limited to Applicant agreeing to file and maintain basic local service tariff(s) with the Commission in the same manner and form as the Commission requires of incumbent local exchange telecommunications companies with which Applicant seeks to compete. Further, ACG agrees to meet the minimum basic local service standards, including quality of service and billing standards, as the Commission requires of the incumbent local exchange telecommunications companies with which the Applicant seeks to compete. Notwithstanding the provisions of Section 392.500, Mo. Rev. Stat. (1994)², as a condition of certification and competitive classification, ACG agrees that, unless otherwise ordered by the Commission, Applicant's originating and terminating access rates will be no greater than the lowest Commission-approved corresponding access rates in effect at the date of certification for the large incumbent LEC(s) within those service area(s) Applicant seeks authority to provide service.³ Further, ACG agrees to offer basic local telecommunications service as a separate and distinct service and must sufficiently identify the geographic service area in which it proposes to offer basic local service. Such area must follow exchange boundaries of the incumbent local exchange telecommunications companies in the same area and must be no smaller than an exchange. Finally, ACG agrees to provide equitable access to affordable telecommunications service as determined by the Commission for all Missourians within the geographic area in which it proposes to offer basic local service, regardless of residence or income.⁴

² All citations hereafter refer to Mo. Rev. Stat. or its supplements.

³ For the applicant, this places an effective cap at Southwestern Bell's access rates.

⁴ See § 392.455.

5. ACG has submitted its application without tariffs and seeks a temporary waiver of 4 CSR 240-2.060(4)(H).⁵ ACG agrees to file its initial tariff(s) in the certification docket and serve all parties thereto with written notice at the time the initial tariff(s) is/are submitted to afford them an opportunity to participate in the tariff approval process. Copies of the tariff(s) will be provided by ACG to such parties immediately upon request. Any service authority shall be regarded as conditional and shall not be exercised until such time as tariff(s) for services have become effective. When filing its initial basic local tariff(s), ACG shall also file and serve a written disclosure of all resale or interconnection agreements which affect its Missouri service areas, all portions of its Missouri service areas for which it does not have an interconnection agreement with the incumbent local exchange carrier, along with its explanation of why such an interconnection agreement is unnecessary for such areas.

6. ACG has, pursuant to Section 392.420, requested that the Commission waive the application of any or all of the following statutory provisions and rules to basic local telecommunications services, and the parties agree that the Commission should grant such request, provided that Section 392.200 should continue to apply to all of ACG's services:

STATUTORY PROVISIONS

Section 392.210.2
Section 392.270
Section 392.280
Section 392.290.1
Section 392.300.2
Section 392.310
Section 392.320
Section 392.330
Section 392.340

COMMISSION RULES

4 CSR 240-10.020
4 CSR 240-30.040
4 CSR 240-35

⁵ Good cause for failure to file proposed tariffs with the Application must be shown. The absence of an interconnection agreement approved pursuant to the 1996 Telecommunications Act, 47 U.S.C. § 252, constitutes good cause.

Although ACG requested a waiver of Section 392.240.1 in its Application, the parties do not agree that statute should be waived.

7. In negotiating the remaining provisions of this Stipulation and Agreement, the parties have employed the foregoing standards and criteria, which are intended to meet the requirements of existing law, including Sections 392.450 and 392.455 regarding applications for certificates of local exchange service authority to provide basic local telecommunications service.

8. In its Application, ACG proposed to provide service throughout all exchanges currently served by SWBT. Although ACG's original application did not list the specific exchanges of SWBT in which ACG proposes to provide service, the parties agree that a list of those exchanges can be included as Attachment A to this Stipulation. ACG hereby agrees that its original Application should be deemed further amended to include by reference the terms and provisions described in paragraphs 4-6 above.

9. Based upon its verified Application, as amended by this Stipulation and Agreement, ACG asserts, and no party makes a contrary assertion, that there is sufficient evidence from which the Commission should find and conclude that ACG:

- A. Possesses sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service, including exchange access service.
- B. Proposes and agrees to offer basic local services that will satisfy the minimum standards established by the Commission.
- C. Has sufficiently identified the geographic area in which it proposes to offer basic local service, that such area follows exchange boundaries of the incumbent local

exchange telecommunications companies in the same areas, and that such area is no smaller than an exchange.

- D. Will offer basic local telecommunications services as a separate and distinct service.
- E. Has agreed to provide equitable access as determined by the Commission to affordable telecommunications services for all Missourians within the geographic area in which it proposes to offer basic local service, regardless of where they live or their income; and
- F. Has sought authority which will serve the public interest.

10. ACG asserts, and no party disputes, that ACG's application and request for authority to provide basic local telecommunications service (including exchange access service) should be granted. All services⁶ authorized herein should be classified as competitive telecommunications services, provided that the requirements of Section 392.200 continue to apply and ACG shall remain classified as a competitive telecommunications company. ACG asserts, and no party disputes, that such services will be subject to sufficient competition by the services of the incumbent LECs to justify a lesser degree of regulation of ACG's services consistent with the protection of ratepayers and the promotion of the public interest. Such classification should become effective upon the tariffs for the services becoming effective. Such authority should be conditional, not to be exercised until such time as tariffs for those services have been filed (together with the written disclosure as stipulated above) and have become effective. The Commission's Order should state the foregoing conditions substantially as follows:

"The service authority and service classification granted herein are subject to the requirements of Section 392.200 and are conditional, and shall not be exercised until such time as tariffs for Applicant's services have become effective."

11. The parties agree that the Applicant's switched exchange access services may be classified as competitive services. The parties further agree that the Applicant's switched exchange access services are subject to Section 392.200. Any increases in switched access service rates above the maximum switched access service rates as set forth in paragraph 4 herein shall be cost-justified and be made pursuant to Sections 392.220 and 392.230, and not pursuant to Sections 392.500 and 392.510. The Commission's order should state the foregoing conditions substantially as follows:

"The service authority and service classification for switched exchange access granted herein is expressly conditioned on the continued applicability of Section 392.200 and the requirement that any increases in switched access service rates above the maximum switched access service rates set forth herein shall be cost-justified and be made pursuant to Sections 392.220 and 392.230, and not Sections 392.500 and 392.510."

12. ACG's request for a temporary waiver of 4 CSR 240-2.060(4)(H), which requires applications to include a proposed tariff with a 45-day effective date, is not opposed by the parties and should be granted because ACG does not yet have an approved interconnection agreement with a large incumbent LEC. ACG agrees that at such time as all facts necessary for the development of tariffs become known, it will submit tariffs in this docket, with a minimum 45-day proposed effective date, to the Commission for its approval, together with the written disclosure as stipulated above. ACG shall serve notice to all parties and participants in this docket of the filing of its tariffs at the time they are filed with the Commission, and serve them with the aforesaid written disclosure and shall upon request immediately provide any party with

⁶ Switched exchange access service is further addressed in paragraph 12, below.

a copy of those tariffs. The Commission's order should state these obligations as conditions to the temporary waiver of 4 CSR 240-2.060(4)(H), substantially as follows:

"Applicant's request for temporary waiver of 4 CSR 240-2.060(4)(H) is hereby granted for good cause in that Applicant does not yet have an approved interconnection agreement with an incumbent local exchange carrier within whose service areas it seeks authority to provide service; provided, when Applicant submits its tariffs in this docket to the Commission, such tariffs shall have a minimum of a 45-day effective date. Applicant shall serve written notice upon the parties hereto of such submittal, and shall provide copies of such tariffs to such parties immediately upon request. When filing its initial basic local tariff in this docket, Applicant shall also file and serve upon the parties hereto a written disclosure of all interconnection agreements which affect its Missouri service areas; all portions of its Missouri service areas for which it does not have an interconnection agreement with an incumbent local exchange carrier; and its explanation of why such an interconnection agreement is unnecessary for any such areas."

13. ACG's request for waiver of the application of the following rules and statutory provisions as they relate to the regulation of ACG's new services should be granted:

STATUTORY PROVISIONS

Section 392.210.2
Section 392.270
Section 392.280
Section 392.290.1
Section 392.300.2
Section 392.310
Section 392.320
Section 392.330
Section 392.340

COMMISSION RULES

4 CSR 240-10.020
4 CSR 240-30.040
4 CSR 240-35

14. This Stipulation and Agreement has resulted from extensive negotiations among the signatories and the terms hereof are interdependent. In the event the Commission does not adopt this Stipulation in total, then this Stipulation and Agreement shall be void and no signatory shall be bound by any of the agreements or provisions hereof. The stipulations herein are specific to the resolution of this proceeding and are made without prejudice to the rights of the signatories to take other positions in other proceedings.

15. In the event the Commission accepts the specific terms of this Stipulation and Agreement, the parties and participants waive, with respect to the issues resolved herein: their respective rights, pursuant to Section 536.080.1, to present testimony, to cross-examine witnesses, and to present oral argument or written briefs; their respective rights to the reading of the transcript by the Commission pursuant to Section 536.080.2; and their respective rights to seek rehearing pursuant to Section 386.500 and to seek judicial review pursuant to Section 386.510. The parties agree to cooperate with the Applicant and with each other in presenting this Stipulation and Agreement for approval to the Commission, and shall take no action, direct or indirect, in opposition to the request for approval of the ACG application made herein.

16. The Staff may submit a Staff Recommendation concerning matters not addressed in this Stipulation. In addition, if requested by the Commission, the Staff shall have the right to submit to the Commission a memorandum explaining its rationale for entering into this Stipulation and Agreement. Each party of record and participant herein shall be served with a copy of any memorandum and shall be entitled to submit to the Commission, within five (5) days of receipt of Staff's memorandum, a responsive memorandum which shall also be served on all parties and participants. All memoranda submitted by the parties shall be considered privileged in the same manner as settlement discussions under the Commission's rules, shall be maintained on a confidential basis by all parties and participants, and shall not become a part of the record of this proceeding, or bind or prejudice the party submitting such memorandum in any future proceeding or in this proceeding, whether or not the Commission approves this Stipulation and Agreement. The contents of any memorandum provided by any party are its own and are not

acquiesced in or otherwise adopted by the other signatories to the Stipulation and Agreement, whether or not the Commission approves and adopts this Stipulation and Agreement.

17. The Staff shall also have the right to provide at any agenda meeting at which this Stipulation and Agreement is noticed to be considered by the Commission, whatever oral explanation to Commission requests, provided that the Staff shall, to the extent reasonably practicable, provide the other parties and participants with advance notice of when the Staff shall respond to the Commission's request for such explanation once such explanation is requested from Staff. Staff's oral explanation shall be subject to public disclosure.

18. Although not a signatory to this Stipulation and Agreement, the Office of the Public Counsel has reviewed this Stipulation and Agreement and does not oppose it.

WHEREFORE, the signatories respectfully request the Commission to issue its Order approving the terms of this Stipulation and Agreement and issue its Order granting authority and classification as requested by ACG, subject to the conditions described above, as expeditiously as possible.

Respectfully submitted,

Christine Egbarts by pfb

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Attorneys for Southwestern Bell
Telephone Company

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 18th day of November, 1998.

Penny G. Baker

P.S.C. Mo.-No. 24

No supplement to this
tariff will be issued
except for the purpose
of canceling this tariff.

LOCAL EXCHANGE TARIFF
65th Revised Sheet 7
Replacing 64th Revised Sheet 7

RECEIVED

LOCAL EXCHANGE TARIFF

1.3 EXCHANGES BY RATE GROUP- (Continued)

FEB 29 1996

1.3.2 Rate Group B(4)

MISSOURI
Public Service Commission

Camden(1) (2) (5)
Cape Girardeau(1) (2) (5)
Carthage(2) (5)
Cedar Hill(1) (2) (5)
Chesterfield(1) (5)
Chillicothe(2) (5)
DeSoto(1) (2) (5)
Dexter(1) (2) (5)
Eldon(1) (3) (5)
Excelsior Springs(5)
(CP) Farmington(1) (2) (5)
Fenton(1) (5)
Festus-Crystal City(1) (2) (5)
Flat River(1) (2) (5)
Fulton(2) (5)
Gravois Mills(1) (2) (5)
Hannibal(2) (5)
Harvester(1) (5)
High Ridge(1) (5)
Imperial(1) (2) (5)
Jackson(1) (2) (5)
Joplin(1) (2) (5)
Kennett(1) (2) (5)
Kirksville(2) (5)

Lake Ozark George Beach(1) (2) (5)
Manchester(1) (5)
Marshall(2) (5)
Maxville(1) (5)
Mexico(2) (5)
Monett(1) (3) (5)
Moberly(1) (2) (5)
Neosho(2) (5)
Nevada(1) (2) (5)
Pacific(1) (2) (5)
Perryville(1) (2) (5)
Pond(1) (5)
(CP) Poplar Bluff(1) (2) (5)
St. Charles(1) (2) (5)
St. Clair(3) (5)
St. Joseph(1) (5)
Sedalia(2) (5)
Sikeston(1) (2) (5)
Union(1) (2) (5)
Valley Park(1) (5)
Washington(3) (5)
Webb City(1) (2) (5)

FILED

- (1) Extended Area Service - See Paragraph 1.4.
(2) Message Rate Business Service obsolete-limited to existing customers
(3) Message Rate Business Service not offered.
(4) See Paragraph 1.1.3, preceding.
(5) One-party service only available.

MO. PUBLIC SERVICE COMM

Issued: FEB 29 1996

Effective: MAR 30 1996

By HORACE WILKINS, JR., President-Missouri
Southwestern Bell Telephone Company
St. Louis, Missouri

No supplement to this tariff will be issued except for the purpose of canceling this tariff.

LOCAL EXCHANGE TARIFF
39th Revised Sheet 6.01
Replacing 38th Revised Sheet 6.01

LOCAL EXCHANGE TARIFF

RECEIVED

1.3 EXCHANGES BY RATE GROUP- (Continued)

JAN 19 1996

1.3.1 Rate Group A- (Continued) (4)

(MT)	Montgomery City(1) (2) (5)	Rushville(1) (5)	MISSOURI Public Service Commission Trenton(1) (3) (5)
	Morehouse(1) (3) (5)	Ste. Genevieve(1) (2) (5)	Tuscumbia(1)
	New Franklin(1) (3) (5)	St. Marys(1) (3) (5)	(3) (5)
	New Madrid(1) (2) (5)	San Antonio(1) (5)	Versailles(1)
	Oak Ridge(1) (3) (5)	Scott City(1) (3) (5)	(3) (5)
	Old Appleton(1) (3) (5)	Senath(1) (3) (5)	Vienna(2) (5)
	Oran(1) (2) (5)	Slater(2) (5)	Walnut Grove
(MT)	Patton(2) (5)	Smithville(1) (3) (5)	(2) (5)
	Paynesville (1) (2) (5)	Stanberry(2) (5)	Wardell(1) (2) (5)
	Pierce City(1) (2) (5)		Ware(1) (3) (5)
	Pocahontas-New Wells(1) (3) (5)		Wellsville(2) (5)
(MT)	Portage Des Sioux(2) (5)		Westphalia(2) (5)
	Portageville(1) (2) (5)		Wyatt(1) (2) (5)
	Puxico(2) (5)		
	Qulin(1) (3) (5)		
	Richmond(2) (5)		
	Richwoods(2) (5)		
	Risco(1) (2) (5)		

- (1) Extended Area Service - See Paragraph 1.4.
- (2) Message Rate Business Service not offered.
- (3) Message Rate Business Service obsolete - limited to existing customers.
- (4) See Paragraph 1.1.3, preceding.
- (5) One-party service only available.

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LOCAL EXCHANGE TARIFF
55th Revised Sheet 6
Replacing 54th Revised Sheet 6

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1.3 EXCHANGES BY RATE GROUP

1.3.1 Rate Group A(4)

Adrian(1)(2)(5)
Advance(1)(2)(5)
Agency(1)(5)
Altenburg-Frohna
(1)(2)(5)
Antonia(1)(3)(5)
Archie(1)(2)(5)
Argyle(2)(5)
Armstrong(1)(2)(5)
Ash Grove(2)(5)
Beaufort(2)(5)
Bell City(1)(2)(5)
Benton(1)(3)(5)
Billings(1)(2)(5)
Bismarck(1)(3)(5)
Bloomfield(1)(3)(5)
Bloomsdale(1)(2)(5)
Bonne Terre(1)(3)(5)
Boonville(1)(2)(5)
Bowling Green(2)(5)
Brookfield(2)(5)
Campbell(2)(5)
Cardwell(1)(2)(5)
Carl Junction(1)(3)(5)

Carrollton(2)(3)(5)
Caruthersville(1)(3)(5)
Center(2)(5)
Chaffee(1)(3)(5)
Charleston(1)(3)(5)
Clarksville(1)(2)(5)
Clever(1)(3)(5)
(CP) Climax Springs(2)(5)
Deering(1)(3)(5)
DeKalb(1)(5)
Delta(1)(2)(5)
Downing(2)(5)
East Prairie(1)(5)
Edina(2)(5)
Elsberry(1)(2)(5)
Essex(1)(3)(5)
Eureka(1)(5)
(CP) Farley(2)(5)
Fayette(1)(2)(5)
Fisk(1)(3)(5)
Frankford(2)(5)
(CP) Fredericktown(2)(5)
Freeburg(2)(5)
Gideon(1)(2)(5)
Glasgow(1)(3)(5)

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Grain Valley
(1)(3)(5)
Gray Summit(1)(3)(5)
(CP) Greenwood(1)(3)(5)
Hayti(1)(3)(5)
Herculaneum-Pevely
(1)(3)(5)
Higbee(1)(3)(5)
Hillsboro(1)(3)(5)
Holcomb(1)(3)(5)
Hornersville
(1)(2)(5)
Jasper(2)(5)
Knob Noster(2)(5)
Lamar(2)(5)
LaMonte(2)(5)
Lancaster(2)(5)
Leadwood(1)(3)(5)
Lilbourn(1)(2)(5)
(CP) Linn(2)(5)
Lockwood(2)(5)
Louisiana(1)(2)(5)
Macks Creek(2)(5)
Malden(1)(2)(5)
(CP) Marble Hill(2)(5)
Marceline(2)(5)
Marionville(2)(5)
Marston(1)(2)(5)
Meta(2)(5)

- (1) Extended Area Service - See Paragraph 1.4.
- (2) Message Rate Business Service not offered.
- (3) Message Rate Business Service obsolete - limited to existing customers.
- (4) See Paragraph 1.1.3, preceding.
- (5) One-party service only available.

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42nd Revised Sheet 9
Replacing 41st Revised Sheet 9

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1.3 EXCHANGES BY RATE GROUP- (Continued)

1.3.4 Rate Group D(1)

Kansas City Metropolitan Exchange	St. Louis Metropolitan Exchange
Principal Zone (2)	Principal Zone (2)
Metropolitan	Metropolitan
<u>Calling Area-1 Zones</u>	<u>Calling Area-1 Zones</u>
Gladstone (2)	Ferguson (2)
Independence (2)	Ladue (2)
Parkville (2)	Mehlville (2)
Raytown (2)	Overland (2)
South Kansas City (2)	Riverview (2)
	Sappington (2)
	Webster Groves (2)
Metropolitan	Metropolitan
<u>Calling Area-2 Zones</u>	<u>Calling Area-2 Zones</u>
Belton (2)	Bridgeton (2)
Blue Springs (2)	Creve Coeur (2)
East Independence (2)	Florissant (2)
Lee's Summit (2)	Kirkwood (2)
Liberty (2)	Oakville (2)
Nashua (2)	Spanish Lake (2)
(CP) Tiffany Springs (2)	

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(1) See Paragraph 1.1.3, preceding.
(2) One-party service only available.

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(AT) 1.3 EXCHANGES BY RATE GROUP - (Continued)

(FC) 1.3.3 Rate Group C(2)

DEC 12 1994

Springfield Metropolitan Exchange

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Principal Zone
-Principal Zone Base Rate Area(3)

Metropolitan Calling Area-1 (MCA-1) Zones

Fair Grove(3)
Nixa(1)(3)
Republic(1)(3)
Rogersville(3)
Strafford(3)
Willard(3)

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION

- (1) Extended Area Service - See Paragraph 1.4.
- (2) See Paragraph 1.1.3, preceding.
- (3) One-party service only available.

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