

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
February 21, 2001**

**CASE NO: TO-2001-444**

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

**Charles Brent Stewart**  
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1001 Cherry Street, Suite 302  
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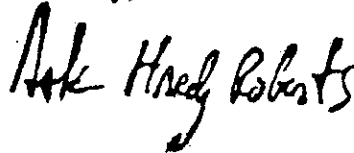
**Jeffrey W. Reynolds**  
ALLTEL Communications Services  
Corporation  
One Allied Drive, Building IV  
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Little Rock, Arkansas 72202

**General Counsel**  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

**David M. Wilson**  
Wilson & Bloomfield, LLP  
1901 Harrison Street, Suite 1630  
Oakland, CA 94612

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

Sincerely,



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

**Uncertified copies:**

**To all interexchange and local exchange telecommunications companies.**

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

In the Matter of the Application of Dobson       )  
Cellular Systems, Inc., for Approval of       )  
Its Interconnection Agreement with ALLTEL       ) Case No. TO-2001-444  
Communications Services Corporation Pursuant       )  
to Section 252(e) of the Telecommunications       )  
Act of 1996.                                        )

**ORDER DIRECTING NOTICE AND MAKING**  
**ALLTEL COMMUNICATIONS SERVICES CORPORATION A PARTY**

On February 13, 2001, Dobson Cellular Systems, Inc. (Dobson), filed an application with the Commission for approval of an interconnection agreement with ALLTEL Communications Services Corporation (ALLTEL) under the provisions of the federal Telecommunications Act of 1996 (the Act). Dobson states that there are no unresolved issues and that the agreement complies with Section 252(e) of the Act in that it is not discriminatory to nonparty carriers and is consistent with the public interest. Dobson requests expeditious approval of the agreement.

Although ALLTEL is a party to the agreement, it did not join in the application. Because ALLTEL is a necessary party to a full and fair adjudication of this matter, the Commission will add ALLTEL as a party to this case.

The Act provides that an interconnection or resale agreement must be approved unless the state commission finds that the agreement discriminates against a telecommunications carrier not a party to the agreement, or that implementation of the agreement is not consistent

with the public interest, convenience, and necessity. 47 U.S.C. § 252(e).

The Commission finds that proper persons should be allowed 20 days from the issuance of this order to file a motion for hearing. 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).

Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement within 90 days after submission, the agreement shall be deemed approved. Therefore, the Commission will proceed with this case expeditiously and, if there are no requests for a hearing, relief may be granted based on the verified petition. The Commission finds that notice of this application should be sent to all interexchange and local exchange telecommunications companies.

**IT IS THEREFORE ORDERED:**

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

2. That ALLTEL Communications Services Corporation is made a party to this case.

3. That any party wishing to request a hearing shall do so by filing a pleading no later than March 13, 2001, with:

Dale Hardy Roberts, Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

and send copies to:

Charles Brent Stewart  
Stewart & Keevil, L.L.C.  
1001 Cherry Street, Suite 302  
Columbia, Missouri 65201

David M. Wilson  
Wilson & Bloomfield, LLP  
1901 Harrison Street, Suite 1630  
Oakland, California 94612

Jeffrey W. Reynolds  
Vice President - Access & Interconnection Services  
ALLTEL Communications Services Corporation  
One Allied Drive, Building IV  
Mailstop: 1269B4F3NE  
Little Rock, Arkansas 72202

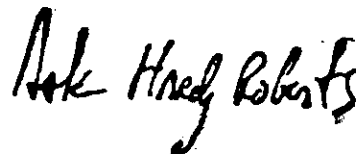
and:

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

4. That the Staff of the Commission shall file a memorandum advising either approval or rejection of this agreement and giving the reasons therefor no later than March 23, 2001.

5. That this order shall become effective on March 3, 2001.

**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 Section 386.240, RSMo 2000.


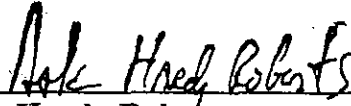
Dated at Jefferson City, Missouri,  
on this 21st day of February, 2001.

**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 21<sup>st</sup> day of February 2001.

  
  
\_\_\_\_\_  
Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge