

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
September 13, 2000**

**CASE NO: TO-2001-103**

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

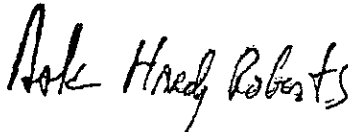
**General Counsel**  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

**Linda K. Gardner**  
Sprint Missouri, Inc.  
5454 West 110<sup>th</sup> Street  
Overland Park, KS 66211

**Alltel Communications Service Corp.**  
One Allied Drive  
Little Rock, AR 72202

**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	)	
Sprint Spectrum L.P. d/b/a Sprint PCS	)	<u>Case No. TO-2001-103</u>
for Approval of an Interconnection	)	
Agreement	)	

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

On August 17, 2000, Sprint Spectrum L.P. d/b/a Sprint PCS (Sprint PCS) filed an application with the Commission for approval of a Commercial Mobile Radio Services (CMRS) interconnection agreement (the Agreement) with ALLTEL Communications Services Corporation (ALLTEL) under the provisions of the federal Telecommunications Act of 1996 (the Act). The applicant stated 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 any telecommunications carrier and is consistent with the public interest. The applicant requested 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 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 or an application to participate without intervention. Participation may be permitted for the limited purpose of filing comments addressing whether this Agreement meets the federal standards for approval of interconnection agreements. 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 application. 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 entity wishing to request a hearing or to participate without intervention in this matter shall file an application no later than October 3, 2000 with:

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

and send copies to:

Linda K. Gardner  
5454 W. 110<sup>th</sup> Street  
Overland Park, Kansas 66211

ALLTEL Communications Service Corporation  
One Allied Drive  
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 3:00 p.m. on October 26, 2000.

5. That this order shall become effective on September 25, 2000.

**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Dale Hardy Roberts".

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

( S E A L )

Shelly A. Register, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 13th day of September, 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 13<sup>th</sup> day of Sept. 2000.



A handwritten signature in dark ink, reading "Dale Hardy Roberts". The signature is written in a cursive style with a horizontal line underneath.

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