

REPORT AND ORDER

Effective Date: November 7, 1997

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REPORT AND ORDER

Procedural History

Birch Telecom of Missouri, Inc. (BTM) applied to the Commission on March 7, 1997, for a certificate of service authority to provide basic local telecommunications services in Missouri under Sections 392.420 - .440, RSMo 1994,¹ and Sections 392.410 and .450, RSMo Supp. 1996. BTM asked the Commission to classify it as a competitive company and waive certain statutes and rules as authorized by Sections 392.361 and 392.420. BTM is a Delaware corporation and a wholly owned subsidiary of Birch Telecom, Inc., with offices at 1000 Walnut Street, Suite 1220, Kansas City, Missouri.

The Commission issued an Order and Notice on March 27, directing parties wishing to intervene in the case to do so by April 21. The Commission granted permission to intervene to the following entities on May 2:

Southwestern Bell Telephone Company (SWBT)
The Small Telephone Company Group (STCG)
Bourbeuse Telephone Company
Fidelity Telephone Company

The parties filed a Stipulation and Agreement (Attachment 1 to this order) on May 16. The Commission Staff (Staff) filed Suggestions in Support of the Stipulation and Agreement on May 16. In the Stipulation and Agreement, the parties waived their rights to present testimony, to cross-examine witnesses, to present oral argument or written briefs, to have the transcript read by the Commission, to seek rehearing, and to seek judicial review.

¹ All statutory references are to Revised Statutes of Missouri 1994.

On September 26, the Commission ordered BTM to file additional information demonstrating that BTM has sufficient financial resources and abilities to provide basic local telecommunications services no later than October 6. BTM submitted additional financial data on October 3, indicating that the other parties had informed BTM's counsel that they did not intend to file comments in response. None of the other parties have responded to BTM's October 3 pleading.

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 (Mo. App. 1989). Since no one has asked permission to intervene or requested a hearing in this case, the Commission may grant the relief requested based on the verified application.

Background

BTM, which was certificated to provide intrastate interexchange and local exchange telecommunications services in Missouri by the Commission on April 16 in Case No. TA-97-371, wishes certification to provide facilities-based and resold basic local telecommunications service.

BTM wants to provide basic local services in portions of Missouri that are currently served by SWBT, GTE Midwest Incorporated (GTE) and United Telephone Company of Missouri d/b/a Sprint (Sprint-United). BTM is not asking for certification in any area that is served by a small incumbent local exchange provider (ILEC). The specific exchanges in which BTM proposes to operate are described in Exhibit B to the application that was filed on March 7 (Attachment 2 to this order). BTM is requesting that

its basic local exchange services be classified as competitive and that certain statutes and regulatory rules be waived.

Discussion

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. BTM has provided all the required documentation except for the proposed tariff. The company has requested a temporary waiver of 4 CSR 240-2.060(4) (H) because it is impractical for BTM to submit a tariff until it has executed interconnection agreements with the ILECs involved.² BTM cannot price its resold services until it has reached price agreements with the ILECs from which it will purchase those services and those agreements have been approved by the Commission. The company has agreed that, once it is possible to do so, it will submit to the Commission for approval a proposed tariff with a minimum 30-day effective date. BTM will file the tariff in Case No. TA-97-372 and give notice of the tariff filing to all parties and participants. Along with that filing BTM has agreed to provide a written disclosure of all interconnection agreements it has entered into which affect its Missouri service areas.

² BTM submitted an interconnection agreement with Southwestern Bell Telephone Company to the Commission on August 27, seeking Commission approval of the agreement (Case No. TO-98-102). The Commission has not yet ruled on this interconnection agreement. No other interconnection agreements have been submitted to date by BTM.

B. Basic Local Exchange Certification

Section 392.455, RSMo Supp. 1996, 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.

1. Technical, financial and managerial resources and abilities.

BTM submitted Exhibits C and D with its application that list the names and qualifications of its management team and technical personnel. In addition to academic credentials, the team members have experience in various areas of the telecommunications industry including technical and engineering, marketing and finance areas.

BTM also submitted as Exhibit E the February 1, 1997, balance sheet of "Birch Telcom, Inc." The parties stated in their Stipulation and Agreement that BTM "assert[ed], and no party ma[de] a contrary assertion, that there is sufficient evidence from which the Commission should find and conclude that [BTM] . . . possesses sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service" No additional information beyond that submitted

with BTM's application accompanied the Stipulation and Agreement. On September 26, the Commission issued an order directing BTM to submit additional financial data to support its assertion, because the evidence before the Commission appeared to relate to a company other than BTM and because the information submitted with BTM's application was not detailed enough to support a finding of sufficiency even if it related to BTM.

On October 3, BTM submitted a pleading that stated BTM is a wholly owned subsidiary of Birch Telecom, Inc. The pleading did not clarify whether the financial data originally submitted with the application pertained to BTM or to its parent. However, BTM explained that its ultimate parent corporation is News-Press & Gazette Company (NPG), which owns 83 percent of the outstanding capital stock of Birch Telecom, Inc. and has an 83 percent interest in BTM. Furthermore, BTM included with its October 3 pleading NPG's consolidated balance sheets and consolidated statement of operations for the fiscal years ended 1996 and 1995. Finally, BTM's October 3 pleading included an affidavit of the Vice President of Finance and Treasurer of NPG confirming NPG's commitment to support the growth and success of BTM with substantial financial resources and to provide instrumental aid in obtaining other sources of financing for BTM through debt or equity financings.

The information submitted by BTM on October 3 demonstrates that BTM has sufficient financial resources and abilities to provide basic local telecommunications service through the financial backing of Birch Telecom, Inc. and NPG. NPG is able and has committed itself to provide the necessary financial resources and abilities to BTM.

BTM requested that the NPG financial statements submitted as Attachment A to its pleading be treated as "proprietary and confidential,"

but did not specifically request a protective order pursuant to 4 CSR 240-2.080(13). Highly confidential information is information concerning (1) material or documents that contain information relating directly to specific customers; (2) employee-sensitive information; (3) marketing analyses or other market-specific information relating to services offered in competition with others; (4) reports, work papers or other documentation related to work produced by internal or external auditors or consultants; (5) strategies employed, to be employed, or under consideration in contract negotiations. Proprietary information is information concerning trade secrets, as well as confidential or private technical, financial and business information. The information submitted by BTM is not highly confidential. This information might be proprietary, because it is financial information, but BTM did not state whether or why the information is private. Therefore, the information should be treated as neither highly confidential nor private. The information should be maintained as an open public record of the Commission.

2. The entrant's proposed services satisfy the minimum standards established by the Commission. BTM has agreed to meet the Commission's minimum basic local service standards, including quality of service and billing standards. The parties agreed that BTM proposes to offer basic local services that satisfy the minimum standards established by the Commission.

3. The geographic area in which the company proposes to offer service. BTM set out in Exhibit B to its application all the exchanges in which it proposes to offer services. BTM has defined its service area by means of the tariffed exchange areas of the ILECs presently providing basic local service in those exchanges. Exhibit B to BTM's application consists

of Commission-approved tariff sheets filed by SWBT, GTE and Sprint, and describing local exchanges. The company has agreed that its service area must follow ILEC exchange boundaries and be no smaller than an exchange. The parties agreed that BTM 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.

4. **The offering of basic local telecommunications service as a separate and distinct service.** BTM has agreed to offer basic local telecommunications service as a separate and distinct service.

5. **Equitable access for all Missourians to affordable telecommunications services.** BTM has agreed 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. 1996.

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 telecommunication 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. Id. at 487.

The parties have agreed that BTM should be classified as a competitive telecommunications company. The parties have also agreed that BTM's switched exchange access services may be classified as competitive services, conditioned upon certain limitations on BTM's ability to charge for its access services. BTM 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 BTM seeks to operate. The parties have agreed that the grant of service authority and competitive classification to BTM should be expressly conditioned on the continued applicability of Section 392.200, RSMo Supp. 1996, 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. 1996, 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, 392.330, RSMo Supp. 1996, and 392.340. 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:

1. The Commission finds that competition in the basic local exchange telecommunications market is in the public interest.
2. The Commission finds that BTM 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.
3. The Commission finds that BTM has demonstrated good cause to support a temporary waiver of the tariff filing requirement and the waiver shall be granted.
4. The Commission finds that BTM failed to request a protective order or explain why the financial data submitted as Attachment A to its October 3 pleading should be classified as highly confidential or proprietary, and therefore finds that BTM's request for confidential treatment of such information should be denied.
5. The Commission finds that BTM meets the statutory qualifications for obtaining a certificate of service authority to provide basic local telecommunications service, and that BTM has agreed to abide by the statutory requirements for the provision of such service, including all quality of service, billing and tariff requirements, in the future. The Commission determines that granting BTM a certificate of

service authority to provide basic local exchange telecommunications services is in the public interest. BTM's certificate should become effective when its tariff becomes effective.

6. The Commission finds that BTM is a competitive company and should be granted waiver of the statutes and rules set out in Ordered Paragraph 3, below.
7. The Commission finds that BTM's certification and competitive status are expressly conditioned upon the continued applicability of Section 392.200, RSMo Supp. 1996, 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. 1996, 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. BTM has requested certification under Sections 392.420 - .440, and Sections 392.410 and .450, RSMo Supp. 1996. Those statutes permit the Commission to grant a certificate of service authority where the grant of authority 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. 1996, were designed to institute competition in the basic local exchange telecommunications market in order to benefit all telecommunications consumers. Section 392.185, RSMo Supp. 1996, states that "the provisions of this chapter shall be construed to: (1) Promote universally available and widely affordable telecommunications services; . . . (3) Promote diversity in the supply of telecommunications services and products throughout the state of Missouri; . . . (6) Allow full and fair competition to function as a substitute for regulation when consistent with the protection of ratepayers and otherwise consistent with the public interest"

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. 1996. Based upon the information contained within the verified application, the Stipulation and Agreement of the parties, the information submitted by BTM on October 3, and on the Commission's 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 May 16, 1997, is approved.

2. That Birch Telecom of Missouri, Inc. is granted a certificate of service authority to provide basic local telecommunications services in the state of Missouri, subject to the conditions of certification set out above, to become effective when the company's tariff becomes effective.

3. That Birch Telecom of Missouri, Inc. is classified as a competitive telecommunications company. The following statutes and regulatory rules shall be waived:

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
392.330	- issuance of securities, debts and notes
392.340	- reorganization(s)

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 filing of a 45-day tariff as required by 4 CSR 240-2.060(4)(H) is waived until Birch Telecom of Missouri, Inc. has entered into a Commission-approved interconnection agreement that enables it to provide basic local exchange services.

5. That Birch Telecom of Missouri, Inc. shall file tariff sheets for approval reflecting the rates, rules, regulations and the services it will offer within 30 days after Commission approval of the necessary interconnection agreement(s). The tariff shall be filed in Case No. TA-97-372, and shall include a listing of the statutes and Commission rules waived under Ordered Paragraph 3.

6. That Birch Telecom of Missouri, Inc. shall give notice of the filing of the tariffs described in Ordered Paragraph 5 to all parties to or participants in this case. In addition, Birch Telecom of Missouri, 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 Birch Telecom of Missouri, Inc.'s certification and competitive status are expressly conditioned upon the continued applicability of Section 392.200, RSMo Supp. 1996, 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. 1996, and 392.230, rather than Sections 392.500 and 392.510.

8. That Birch Telecom of Missouri, Inc.'s request for confidential or proprietary classification of the data submitted as Attachment A to Birch Telecom of Missouri, Inc.'s pleading of October 3, 1997, is denied.

9. That this Report And Order shall become effective on November 7, 1997.

10. That this case shall be closed on November 8, 1997.

BY THE COMMISSION



**Cecil I. Wright
Executive Secretary**

(S E A L)

Lumpe, Ch., Crumpton, Drainer
and Murray, CC., concur.

Dated at Jefferson City, Missouri,
on this 28th day of October, 1997.

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED

MAY 16 1997

MISSOURI
PUBLIC SERVICE COMMISSION

IN THE MATTER OF THE APPLICATION OF)
BIRCH TELECOM OF MISSOURI, INC., FOR)
A CERTIFICATE OF SERVICE AUTHORITY TO)
PROVIDE BASIC LOCAL TELECOMMUNICATIONS) CASE NO. TA-97-372
SERVICES AND EXCHANGE ACCESS)
TELECOMMUNICATIONS SERVICES IN THE)
STATE OF MISSOURI.)

STIPULATION AND AGREEMENT

1. Birch Telecom of Missouri, Inc. ("Birch" or "Applicant") initiated this proceeding on March 7, 1997, by filing an Application requesting a certificate of service authority to provide basic local telecommunications services and exchange access service in exchanges currently served by Southwestern Bell Telephone Company ("SWB"), GTE Midwest Inc. ("GTE"), and United Telephone Company of Missouri ("United"). On April 16, 1997, the Commission granted to Birch a certificate of service authority to provide interexchange and local exchange services, and designated Birch as a competitive telecommunications company. Birch's tariff to provide such services became effective April 21, 1997.

2. The Commission has granted the timely applications to intervene of SWB, the "Small Telephone Company Group,"¹ Bourbeuse Telephone Company, and Fidelity Telephone

¹ The following companies comprise the "Small Telephone Company Group": BPS Telephone Company, Cass County Telephone Company, Citizens Telephone Company of Higginsville, Missouri, Inc., Craw-Kan Telephone Cooperative, Inc., Ellington Telephone Company, Farber Telephone Company, Goodman Telephone Company, Inc., Granby Telephone Company, Grand River mutual Telephone Corporation, Green Hills Telephone Corporation, Holway Telephone Company, KLM Telephone Company, Kingdom Telephone Company, Lathrop Telephone Company, Le-Ru Telephone Company, Mark Twain Rural Telephone Company, McDonald County Telephone Company, Miller Telephone Company, New Florence Telephone Company, New London Telephone Company, Orchard Farm Telephone Company, Oregon Farmers Mutual Telephone Company, Ozark Telephone Company, Rock Port Telephone Company, Seneca Telephone Company, Steelville Telephone Exchange, Inc., and Stoutland Telephone Company.

Company ("Fidelity"); GTE and United did not seek and have not been granted intervention in this proceeding.

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)² 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 Birch's application for a certificate of service authority should be granted, the Commission should consider Birch's technical, financial and managerial resources and abilities to provide basic local telecommunications and exchange access services. Birch must demonstrate that the basic local services it proposes to offer satisfy the minimum standards established by the Commission, including but not limited to the 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 the Applicant seeks to compete. Further, Birch 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 RSMo., as a condition of certification and retention of its competitive classification, Birch agrees 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 LEC(s) within those service area(s) Birch seeks authority to provide

² Large LECs are defined as LECs who serve 100,000 or more access lines. Section 386.020 RSMo. Supp. 1996. In Missouri, the current large LECs are SWBT, GTE and United.

service. Further, Birch agrees to offer basic local telecommunications services 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, Birch agrees to provide equitable access to affordable telecommunications services, 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. See Section 392.455 RSMo.

5. Birch has submitted its application without tariffs and seeks a temporary waiver of 4 CSR 240-2.060(4)(H).³ Birch agrees to file its initial tariff(s) in the certification docket and to serve all parties thereto with written notice at the time the initial tariff(s) are submitted to afford them an opportunity to participate in the tariff approval process. Copies of the tariff(s) will be provided by Birch 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), Birch 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, and its explanation of why such an interconnection agreement is unnecessary for such areas.

6. Pursuant to Section 392.420, RSMo., Birch has requested that the Commission waive the application of any or all of the following statutory provisions and rules for basic local

³ Good cause for failure to file proposed tariffs with the Application must be shown. The lack of an approved interconnection agreement (47 USC 252) constitutes good cause.

telecommunications services, and the parties agree that the Commission should grant such request provided that Section 392.200, RSMo., should continue to apply to all of Birch'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

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 and Sections 392.450 and 392.455, RSMo., of SB 507 regarding applications for certificates of service authority to provide basic local telecommunications service.

BIRCH'S CERTIFICATION

8. Birch has submitted as Exhibit B to its Application a listing of the specific exchanges in which it seeks authority to provide service. The exchanges identified are those currently served by SWB, GTE and United. Birch hereby agrees that its original Application should be deemed further amended as required to include by reference the terms and provisions described in paragraphs 4-6 hereinabove and paragraph 11 below to the extent that its original Application might be inconsistent therewith.

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

- A. possesses sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service and 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 and such area follows exchange boundaries of the incumbent local exchange telecommunications companies in the same areas, and 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 to affordable telecommunications services as determined by the Commission, 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. Birch asserts, and no party opposes, that Birch's application and request for authority to provide basic local telecommunications service and exchange access service should be granted. All services authorized herein should be classified as competitive telecommunications services, provided that the requirements of Section 392.200, RSMo., continue to apply, and Birch shall remain classified as a competitive telecommunications

company. Birch asserts, and no party opposes, that such services will be subject to sufficient competition by the services of the incumbent LECs to justify a lesser degree of regulation for Birch'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 herein granted are subject to the requirements of Section 392.200 and are conditional and shall not be exercised until such time as tariffs for services have become effective."

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, RSMo. 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 392.220 and 392.230 and not 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."

11. Birch'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 Birch does not yet have approved resale or interconnection agreements with the large incumbent LECs. Birch 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 30-day proposed effective date, to the Commission for its approval, together with the written disclosure as stipulated above. Birch 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 aforesaid written disclosure and shall upon request immediately provide any party with 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 resale or interconnection agreement with the incumbent local exchange carriers 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 30-day effective date and the 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, the Applicant shall also file and serve upon the parties hereto a written disclosure of: all interconnection agreements which affect its Missouri service area, all portions of its Missouri service areas for which it does not have an interconnection agreement with the incumbent local exchange carrier, and its explanation of why such interconnection agreement is unnecessary for any such areas."

12. Birch's request for waiver of the application of the following rules and statutory provisions as they relate to the regulation of Birch'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

13. 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.

14. 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, RSMo., 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, RSMo.; and their respective rights to seek rehearing pursuant to Section 386.500, RSMo.; and to seek judicial review pursuant to Section 386.510, RSMo. 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 Birch's application made herein.

15. 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 such 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.

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 the 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.

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 Birch Telecom of Missouri, Inc., subject to the conditions described above, as expeditiously as possible.

Respectfully submitted,



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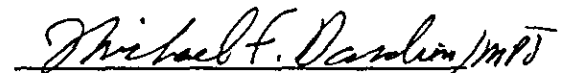
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FOR: Staff of the Missouri Public
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FOR: Southwestern Bell Telephone
Company



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and the Public

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(573) 634-7431 (FAX)

FOR: The Small Telephone Company
Group, Bourbeuse Telephone
Company and Fidelity Telephone
Company

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

No supplement to this
tariff will be issued
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of canceling this tariff.

LOCAL EXCHANGE TARIFF
42nd Revised Sheet 9
Replacing 41st Revised Sheet 9

LOCAL EXCHANGE TARIFF

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1.3 EXCHANGES BY RATE GROUP- (Continued)

FEB 29 1996

1.3.4 Rate Group D(1)

Kansas City Metropolitan Exchange

St. Louis Metropolitan Exchange
Missouri Public Service Commission

Principal Zone(2)

Principal Zone (2)

Metropolitan
Calling Area-1 ZonesMetropolitan
Calling Area-1 Zones

Gladstone(2)
Independence(2)
Parkville(2)
Raytown(2)
South Kansas City(2)

Ferguson(2)
Ladue(2)
Mehlville(2)
Overland(2)
Riverview(2)
Sappington(2)
Webster Groves(2)

Metropolitan
Calling Area-2 ZonesMetropolitan
Calling Area-2 Zones

Belton(2)
Blue Springs(2)
East Independence(2)
Lee's Summit(2)
Liberty(2)
Nashua(2)
(CP) Tiffany Springs(2)

Bridgeton(2)
Creve Coeur(2)
Florissant(2)
Kirkwood(2)
(CP) Oakville(2)
Spanish Lake(2)

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MAR 30 1996

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

MO. PUBLIC SERVICE COMM

Issued: FEB 29 1996

Effective: MAR 30 1996

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
55th Revised Sheet 6
Replacing 54th Revised Sheet 6

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LOCAL EXCHANGE TARIFF

FEB 29 1996

1.3 EXCHANGE 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)(2)(5)

MISSOURI
Public Service Commission

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.

FILED

Issued: FEB 29 1996

Effective:

MAR 30 1996

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

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
39th Revised Sheet 6.01
Replacing 38th Revised Sheet 6.01

LOCAL EXCHANGE TARIFF

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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)		Smithville(1) (3) (5)	(2) (5)
		Stanberry(2) (5)	Wardell(1) (2) (5)
	Patton(2) (5)		Ware(1) (3) (5)
	Paynesville (1) (2) (5)		Wellsville(2) (5)
	Pierce City(1) (2) (5)		Westphalia(2) (5)
	Pocohontas-New Wells(1) (3) (5)		Wyatt(1) (2) (5)
(MT)			
	Portage Des Sioux(2) (5)		
	Portageville(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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FEB 20 1996

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MO. PUBLIC SERVICE COM

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

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

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LOCAL EXCHANGE TARIFF

1.3 EXCHANGES BY RATE GROUP-(Continued)

FEB 29 1996

1.3.2 Rate Group B(4)

MISSOURI
Public Service Commission

Camdenton(1)(2)(5)	Lake Ozark(1)(2)(5)
Cape Girardeau(1)(2)(5)	Manchester(1)(5)
Carthage(2)(5)	Marshall(2)(5)
Cedar Hill(1)(2)(5)	Maxville(1)(5)
Chesterfield(1)(5)	Mexico(2)(5)
Chillicothe(2)(5)	Monett(1)(2)(5)
DeSoto(1)(2)(5)	Moberly(1)(2)(5)
Dexter(1)(2)(5)	Neosho(2)(5)
Eldon(1)(3)(5)	Nevada(1)(2)(5)
Excelsior Springs(5)	Pacific(1)(2)(5)
(CP) Farmington(1)(2)(5)	Perryville(1)(2)(5)
Fenton(1)(5)	Pond(1)(5)
Festus-Crystal City(1)(2)(5)	(CP) Poplar Bluff(1)(2)(5)
Flat River(1)(2)(5)	St. Charles(1)(2)(5)
Fulton(2)(5)	St. Clair(3)(5)
Gravois Mills(1)(2)(5)	St. Joseph(1)(5)
Hannibal(2)(5)	Sedalia(2)(5)
Harvester(1)(5)	Sikeston(1)(2)(5)
High Ridge(1)(5)	Union(1)(2)(5)
Imperial(1)(2)(5)	Valley Park(1)(5)
Jackson(1)(2)(5)	Washington(3)(5)
Joplin(1)(2)(5)	Webb City(1)(2)(5)
Kennett(1)(2)(5)	
Kirksville(2)(5)	

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- (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

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except for the purpose
of canceling this tariff.

LOCAL EXCHANGE TARIFF
32nd Revised Sheet 8
Replacing 31st Revised Sheet 8

LOCAL EXCHANGE TARIFF

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

(FC) 1.3.3 Rate Group C(2)

Springfield Metropolitan Exchange

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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- (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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JAN 11 1995
Public Service Commission

GENERAL AND LOCAL EXCHANGE TARIFF

LOCAL EXCHANGE SERVICE

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G. Local Exchange Listings

FEB 21 1996

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group)

MISSOURI

Public Service Commission

Exchange Name	EAS Points	EAS Rate Component		Rate Sch./Group
		Bus.	Res.	
Alton	Thomasville	\$ 1.80	\$ 1.80	A-2
Amazonia	Savannah	4.50	2.45	A-1
Annapolis	-	-	-	A-1
Arcola	Greenfield	3.20	3.20	A-1
Ashland	Columbia	2.85	1.55	A-2
Augusta	-	-	-	Metro
Aurora	-	-	-	A-3
Ava	-	-	-	A-3
Avenue City	Cosby, Helena, Savannah	4.90	2.65	A-1
Avilla	-	-	-	A-1
Belgrade	-	-	-	A-1
Belle	-	-	-	A-2
Bellevue	-	-	-	A-1
Birch Tree	-	-	-	A-1
Bland	-	-	-	A-1
Blue Eye	-	-	-	A-2
Bolckow	Rosendale, Savannah, Whitesville	6.95	3.75	A-1
Boss	-	-	-	A-1
Bourbon	-	-	-	A-2
Bradleyville	Forsyth	.75	.75	A-1
Branson	Branson West	1.65	1.65	A-4
Branson West	Branson	2.65	2.65	A-2

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APR 1 1996

95 - 163

MO. PUBLIC SERVICE COMM

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GTE MIDWEST INCORPORATED

PSC NO. NO. 1

Section 4

1st Revised Sheet 7

Cancels Original Sheet 7

GENERAL AND LOCAL EXCHANGE TARIFF

LOCAL EXCHANGE SERVICE

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G. Local Exchange Listings (Cont'd)

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1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

MISSOURI
Public Service Commission

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
Braymer	-	-	-	A-1
Bronaugh-Moundville	-	-	-	A-1
Brunswick (Triplett)	-	-	-	A-1
Buffalo	-	-	-	A-3
Bunker	-	-	-	A-1
Cabool	-	-	-	A-2
Caledonia	-	-	-	A-1
Cameron	Kidder	\$.40	\$.20	A-3
Canton	-	-	-	A-2
Cape Fair	-	-	-	A-2
Cassville	Exeter, Jenkins, Mano, Washburn	2.90	2.90	A-3
Caulfield	Gainesville	3.10	3.10	A-2
Cedar Creek	Forsyth	.75	.75	A-1
Centerville	-	-	-	A-1
Centralia	Clark, Sturgeon	.55	.30	A-2
Chamois	-	-	-	A-1
Clarence	-	-	-	A-1
Clark	Centralia, Sturgeon	3.55	1.90	A-1
Clarksdale	-	-	-	A-1
Collins	-	-	-	A-1
Columbia	Ashland, Hallsville, Rocheport	.30	.15	A-5
Concordia	-	-	-	A-2
Conway	-	-	-	A-2

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95-163

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Issued: March 1, 1996

PSC NO. NO. 1

Section 4

1st Revised Sheet 8

Cancels Original Sheet 8

GENERAL AND LOCAL EXCHANGE TARIFF

LOCAL EXCHANGE SERVICE

MISSOURI

G. Local Exchange Listings (Cont'd)

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

FEB 21 1996

MISSOURI

Public Service Commission

Exchange Name	EAS Points	EAS Rate Component		Rate Sch./Group
		Bus.	Res.	
Cosby	Avenue City, Helena, Savannah	\$9.45	\$5.10	A-1
Crane	-	-	-	A-2
Cross Timbers	-	-	-	A-1
Cuba	-	-	-	A-3
Dadeville	-	-	-	A-1
Dalton	Keytesville	2.35	2.35	A-1
Dardenne/ Lake St. Louis	-	-	-	Metro
Defiance	-	-	-	Metro
Dora	Gainesville	3.65	3.65	A-1
Easton	Gower	1.10	.60	A-1
Edgar Springs	-	-	-	A-1
Eldorado Springs	Schell City, Walker	2.45	2.45	A-3
Elkland	Marshfield	1.90	1.90	A-1
Ellsinore	-	-	-	A-1
Elmer	La Plata	3.20	3.20	A-1
Eminence	-	-	-	A-1
Everton	-	-	-	A-1
Ewing	-	-	-	A-1
Exeter	Cassville, Washburn	3.65	3.65	A-1

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GTE MIDWEST INCORPORATED

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Section 4

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Cancels Original Sheet 9

GENERAL AND LOCAL EXCHANGE TARIFF

LOCAL EXCHANGE SERVICE

FEB 11 1996

G. Local Exchange Listings (Cont'd)

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Public Service Commission

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
Fillmore	Rosendale, Savannah	\$5.60	\$3.05	A-1
Foley	Old Monroe, Winfield	3.45	3.45	A-1
Fordland	-	-	-	A-2
Foristell	Wright City	1.00	1.00	Metro
Forsyth	Bradleyville, Cedar Creek, Protom	1.75	1.75	A-3
Fremont	-	-	-	A-1
Gainesville	Caulfield, Dora, Theodosia, Wasola	3.65	3.65	A-2
Galena	-	-	-	A-2
Golden City	-	-	-	A-1
Gorin	-	-	-	A-1
Gower	Easton, Plattsburg	2.00	1.10	A-1
Greenfield	Arcola	1.80	1.80	A-2
Grovespring	Hartville, Manes	3.65	3.65	A-1
Hallsville	Columbia	3.70	2.00	A-2
Hamilton	Kidder, Kingston	.80	.45	A-2
Hartville	Grovespring, Manes	2.95	2.95	A-2
Hawk Point	Troy	3.65	3.65	A-1
Helena	Avenue City, Cosby, Savannah	5.75	3.10	A-1

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APR 1 1996

Gerald D. Harris
State Director-External Affairs

Section 4
Original Sheet 10**RECEIVED**

GENERAL AND LOCAL EXCHANGE TARIFF

AUG 21 1994

LOCAL EXCHANGE SERVICEMISSOURI
Public Service Commission

G. Local Exchange Listings (Cont'd)

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
Hermann	-	-	-	A-2
Hermitage	-	-	-	A-1
High Hill	-	-	-	A-1
Highlandville	Ozark	\$2.65	\$2.65	A-2
Holstein	-	-	-	A-1
Houston	Raymondville, Rody	2.80	2.80	A-2
Humansville	-	-	-	A-2
Hunnewell	-	-	-	A-1
Hurley	-	-	-	A-1
Irondale	-	-	-	A-1
Ironton	-	-	-	A-3
Jamestown	-	-	-	A-1
Jenkins	Cassville	3.65	3.65	A-1
Jerico Springs	-	-	-	A-1
Jonesburg	-	-	-	A-1
Kahoka	Luray, Revere, Wayland	.95	.50	A-2
Keytesville	Dalton	2.35	2.35	A-1
Kidder	Cameron, Hamilton	6.10	3.30	A-1
Kimberling City	-	-	-	A-2
Kingston	Hamilton	1.40	.75	A-1
Koshkonong	Thayer	3.15	3.15	A-1

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Gerald D. Harris
Regional Director-External Affairs
Wentzville, Missouri**FILED**

Section 4

1st Revised Sheet 11

Cancels Original Sheet 11

*GENERAL AND LOCAL EXCHANGE TARIFF

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LOCAL EXCHANGE SERVICE

JUL 1 1996

G. Local Exchange Listings (Cont'd)

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

MISSOURI

Public Service Commission

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
LaBelle	-	-	-	A-1
Ladonia	-	-	-	A-1
LaGrange	-	-	-	A-1
La Plata	Elmer	\$1.80	\$1.80	A-2
Lawson	-	-	-	A-2
Leasburg	-	-	-	A-1
Lesterville	-	-	-	A-1
Lewistown	-	-	-	A-1
Licking	-	-	-	A-2
Louisburg	-	-	-	A-1
Lowry City	-	-	-	A-1
Macon	-	-	-	A-3
Manes	Grovespring,			
	Hartville	3.65	3.65	A-1
Mano	Cassville	3.65	3.65	A-2
Mansfield	-	-	-	A-2
Marshfield	Elkland	.90	.90	A-3
Marthasville	-	-	-	A-1
Maysville	-	-	-	A-2
Milo	Nevada, Sheldon	3.65	3.65	A-1
Monroe City	-	-	-	A-2
Montauk Park	-	-	-	A-1
Monticello	-	-	-	A-1
Morrison	-	-	-	A-1
Moscow Mills	Troy	3.65	3.65	A-1
Mount Sterling	-	-	-	A-1
Mt. Vernon	-	-	-	A-3
Mtn. Grove	-	-	-	A-3
Mtn. View	-	-	-	A-2

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Gerald D. Harris
State Director-External Affairs
Wentzville, Missouri

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Section 4

2nd Revised Sheet 12

Cancels 1st Revised Sheet 12

GENERAL AND LOCAL EXCHANGE TARIFF

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LOCAL EXCHANGE SERVICE

JUL 1 1996

G. Local Exchange Listings (Cont'd)

1. Exchange Listings (Includes EAS Points, EAS Rate, and Rate Schedule and Rate Group) (Cont'd)

Exchange Name	EAS Points	EAS Rate Component		Rate Sch./Group
		Bus.	Res.	
Nebo	-	-	-	A-1
New Melle	-	-	-	Metro
Niangua	-	-	-	A-1
Norwood	-	-	-	A-1
Oates	-	-	-	A-1
O'Fallon	-	-	-	Metro
Old Monroe	Foley, Winfield	\$3.30	\$3.30	A-1
Osborn	-	-	-	A-1
Osceola	-	-	-	A-2
Ozark	Highlandville	2.15	2.15	A-3
Palmyra	-	-	-	A-2
Paris	-	-	-	A-2
Perry	-	-	-	A-1
Pittsburg	-	-	-	A-1
Plattsburg	Gower, Trimble, Turney	1.80	1.00	A-2
Potosi	-	-	-	A-3
Prairie Home	-	-	-	A-1
Preston	-	-	-	A-1
Protem	Forsyth	.75	.75	A-1

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AUG 1 1996

95 - 142

MO. PUBLIC SERVICE COMM

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Effective: August 1, 1996

GENERAL AND LOCAL EXCHANGE TARIFF

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LOCAL EXCHANGE SERVICE

G. Local Exchange Listings (Cont'd)

MISSOURI
Public Service Commission

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
Raymondville	Houston	\$3.30	\$3.30	A-1
Reeds Spring	-	-	-	A-2
Revere	Kahoka	2.90	2.90	A-1
Roby	Houston	3.45	3.45	A-1
Rochepoint	Columbia	6.15	3.35	A-1
Rockaway Beach	-	-	-	A-2
Rockville	Schell City	2.00	2.00	A-1
Rosendale	Bolckow, Fillmore, Savannah, Whitesville	7.90	4.25	A-1
St. James	Safe	.10	.10	A-3
St. Peters	Harvester	1.00	1.00	Metro
Safe	St. James	.75	.75	A-1
Santa Fe	-	-	-	A-1
Sarcozie	-	-	-	A-2
Savannah	Amazonia, Avenue City, Bolckow, Cosby, Fillmore, Helena, Rosendale, Whitesville	2.60	1.40	A-3
Schell City	Eldorado Springs, Rockville, Walker	3.65	3.65	A-1
Seymour	-	-	-	A-2
Shelbina	-	-	-	A-2
Shelbyville	-	-	-	A-1
Sheldon	Milo	2.60	2.60	A-1
Shell Knob	-	-	-	A-2

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Regional Director-External Affairs
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G. Local Exchange Listings (Cont'd)

1. Exchange Listings (Includes EAS Points, EAS Rate Component Rate Schedule and Rate Group) (Cont'd)

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
Sparta	-	-	-	A-2
Stewartsville	-	-	-	A-1
Stoutsville	-	-	-	A-1
Sturgeon	Centralia, Clark	\$1.95	\$1.05	A-1
Summersville	-	-	-	A-2
Thayer	Koshkonong, Mammoth Springs, AR	2.35	2.35	A-2
Theodosia	Gainesville, Wasola	3.65	3.65	A-1
Thomasville	Alton	3.20	3.20	A-1
Timber	-	-	-	A-1
Trimble	Plattsburg	4.15	2.25	A-1
Troy	Hawk Point, Moscow Mills	2.50	2.50	A-3
Truxton	-	-	-	A-1
Turney	Plattsburg	5.15	2.80	A-1
Urbana	-	-	-	A-2
Van Buren	-	-	-	A-2
Vanzant	-	-	-	A-1
Vichy	-	-	-	A-1

(D)

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G. Local Exchange Listings (Cont'd)

1. Exchange Listings (Includes EAS Points, EAS Rate Component, Rate Schedule and Rate Group) (Cont'd)

<u>Exchange Name</u>	<u>EAS Points</u>	<u>EAS Rate Component</u>		<u>Rate Sch./Group</u>
		<u>Bus.</u>	<u>Res.</u>	
Walker	Eldorado Springs, Schell City	\$3.65	\$3.65	A-1
Warrenton	-	-	-	A-3
Washburn	Cassville, Exeter	3.65	3.65	A-1
Wasola	Gainesville, Theodosia	3.65	3.65	A-1
Wayland(*)	Kahoka	.90	.50	A-1
Weaubleau	-	-	-	A-1
Wentzville	-	-	-	Metro
West Plains	-	-	-	A-4
West Quincy	Quincy	3.65	3.65	A-1
Wheatland	-	-	-	A-2
Whitesville	Bolckow, Rosendale, Savannah	10.55	5.70	A-1
Willow Springs	-	-	-	A-2
Winfield	Foley, Old Monroe	2.35	2.35	A-2
Winona	-	-	-	A-1
Wooldridge	-	-	-	A-1
Wright City	Foristell	1.90	1.90	A-2

(*) Includes customers in Base Rate Area Alexandria.

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First Revised Page 2
Cancels Original Page 2

LOCAL EXCHANGE SERVICE RATE GROUPS

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1. ACCESS LIMITS AND EXCHANGES BY RATE GROUPS: (Cont'd)

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B. EXCHANGES IN EACH RATE GROUP IN "A" ABOVE

MISSOURI
Public Service CommissionI

Appleton City	Blackburn	Blairstown	Brazito	(MT)
Calhoun	Camden Point	Centertown	Centerview	
Chilhowee	Clarksburg	Coal	Craig	
Dearborn	Deepwater	Edgerton	Eugene	
Fairfax	Green Ridge	Hardin	Henrietta	
Holt	Hopkins	Houstonia	Ionia	
King City	Kingsville	Leeton	Lincoln	
Malta Bend	Missouri City	Montrose	New Bloomfield	
Newburg	Norborne	Orrick	Otterville	
Pickering	Russellville	St. Thomas	Smithton	
Strasburg	Sweet Springs	Syracuse	Taos	
Tarkio	Tipton	Urich	Waverly	
Wellington				(MT)

II

Buckner	Butler	California	Cole Camp	
Holden	Kearney	Lake Lotawana	Lexington	(MT)
Lone Jack	Mound City	Odessa	Platte City	
Pleasant Hill	Richland	St. Robert	Waynesville	
Weston	Windsor			(MT)

III

Clinton	Ferrelview	Ft. Leonard Wood	Harrisonville	(MT)
Lebanon	Maryville	Oak Grove	Rolla	
Salem	Warrensburg	Warsaw		(MT)

IV

Jefferson City

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94 - 237MISSOURI
Public Service CommissionISSUED:
February 3, 1994BY: John L. Roe
Vice President - Administration
5454 West 110th Street
Overland Park, Kansas 66211

EFFECTIVE:

FEB 21 1994