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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

MP

In the Matter of the Application of ICG)
Telecom Group, Inc. for a Certificate of)
Service Authority to Provide Basic Local)
Telecommunications Services in Portions of)
the State of Missouri and to Classify Said)
Services as Competitive.)

Case No. TA-98-589

ORDER CLOSING CASE

On September 23, 1998, the Public Service Commission issued an Order that granted a certificate of service authority to ICG Telecom Group, Inc. (ICG). The Stipulation and Agreement of the parties that was approved in this case provided that ICG was to be granted a waiver of 4 CSR 240-2.060(4)(H), which requires the filing of a proposed tariff with a 45-day effective date. The Stipulation and Agreement and the Order provided that ICG was to file its proposed tariff within 30 days of the Commission's approval of an interconnection agreement with the underlying local exchange carrier. ICG was to file the proposed tariff in this case and give notice of the filing to all the parties and participants in this case. Along with that filing, ICG agreed to provide a written disclosure of all resale agreements it has entered into which affect its Missouri service areas.

This case was held open for the filing of appropriate tariffs. None have been filed. The Commission is unwilling to keep this file open indefinitely. Pursuant to 4 CSR 240-2.116, the Commission may dismiss a case if no action has taken place for 90 days. Therefore, this file

will be closed. The closing of this file will not prevent ICG from filing proposed tariffs in the future, nor will it affect the validity of its Certificate of Service Authority. When ICG does file a proposed tariff as contemplated by the Order in this case, it will be assigned a new case number.

IT IS THEREFORE ORDERED:

1. That when ICG Telecom Group, Inc. files a proposed tariff as contemplated in the Order issued on September 23, 1998, it shall give notice of the tariff filing to all the parties and participants in this case. The cover letter for its tariff filing shall note the identity of all parties receiving notice of the filing. Along with that filing, ICG Telecom Group, Inc. shall provide a written disclosure of all resale agreements affecting its Missouri service area to which it is a party.
2. That this order shall become effective on April 16, 1999.
3. That this case may be closed on April 19, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Morris L. Woodruff, 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 6th day of April, 1999.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION