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**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office
in Jefferson City on the 7th
day of October, 1998.

In the Matter of the Application of Sprint)	
Communications Company L.P. for a Certificate of)	
Service Authority to Provide Basic Local Tele-)	Case No. TA-96-424
communications Service and Local Exchange Tele-)	(Tariff File #9900152)
communications Service.)	
)	

ORDER APPROVING TARIFF

The Commission granted to Sprint Communications Company L.P. (Sprint) a certificate of service authority to provide basic local and local exchange telecommunications services in Missouri by Report and Order issued on February 28, 1997. The order, which took effect on March 1, directed the company to file tariff sheets reflecting the rates, rules, and regulations it will use and the services it will offer, and provided that Sprint's certificate would become effective concurrent with the effective date of the company's proposed tariffs. The order temporarily waived the filing of a 45-day tariff as required by 4 CSR 240-2.060(4)(H) until Sprint entered into a Commission-approved interconnection agreement that enabled it to provide basic local services, and ordered Sprint to file tariff sheets for approval no later than 30 days after the Commission approved the required interconnection agreement.

Sprint's interconnection agreement with Southwestern Bell Telephone Company (SWBT) was approved by the Commission on September 15, 1998 in Case No. TO-99-1. Sprint filed the required tariff sheets on

August 26, 1998, with an effective date of October 12. Sprint filed substitute sheets on September 30.

SWBT filed a motion to suspend the tariff on September 25. SWBT states that because Sprint's tariff limits the offering of this service to business customers only, it is not consistent with the application and the Stipulation and Agreement which the parties filed to support the granting of Sprint's certificate of service authority to provide basic local and local exchange telecommunications services. SWBT also states that Sprint's exclusion of residential customers is "not consistent with providing equitable access for all Missourians."

The Commission's Staff reviewed the tariff sheets and filed a memorandum on October 1 recommending that the Commission approve them as amended by the substitute sheets. Staff stated that Sprint proposes to offer basic local exchange service to business customers on a resale basis, and to offer call forwarding, call waiting, local directory assistance, directory assistance call completion, directory listings, non-listed directory service, local operator services, Call Trace Service, Direct Inward Dialing Service, PBX Trunking Service, and Integrated Services Primary Rate Interface Service. Sprint proposes to offer 900 call blocking, toll denial, line hunting, referral service, intercept service, and access to emergency telecommunications services (E-911) where available. Sprint also proposes to resell SWBT's intraLATA Message Telecommunications Service.

Staff states that it believes Sprint's proposed tariff complies with the Commission's Report and Order. Staff indicates that since Sprint is offering only resold services at this time, the requirement that switched access rates should be no greater than the lowest Commission-

approved corresponding access rates in effect at the date of certification for the large incumbent LEC within those service areas in which Sprint seeks to operate is moot.

Staff recommended that the Commission deny SWBT's motion to suspend the tariff. Staff stated that the Commission has previously approved tariffs of five other Competitive Basic Local Exchange Companies (CLECs) offering service only to business customers, and to one CLEC which serves only residential customers. Staff recommends that the Commission approve Sprint's tariff with an effective date of October 12, 1998.

Sprint filed its opposition to SWBT's motion to suspend on October 2. In its pleading, Sprint states that the Commission has previously approved similar business only tariffs of Brooks Fiber (Case No. TA-96-438), ACSI (Case No. TA-96-455), Worldcom (Case No. TA-98-201), MFS (Case No. TA-96-374), TCG (TA-97-446), and Frontier (Case No. TA-98-161). Sprint states that the Commission also approved a residential-only tariff of Ameritech Communications International, Inc.

Sprint indicates that the ACSI and MFS's certificates contain identical equal access language to that of Sprint and that an identical Stipulation and Agreement regarding the certificate of service authority was signed in the MFS case. Finally, Sprint states that it intends to limit its offering to a particular class of customers to establish a customer base before expanding its service offerings to residential customers which it intends to do at a later date.

The Commission has reviewed Sprint's proposed tariff and Staff's recommendation and finds that the tariff details the services, equipment,

and pricing it proposes to offer, and is similar to tariffs approved for other Missouri certificated basic local service providers. The Commission finds that the proposed tariff should be approved as amended to become effective on October 12, 1998.

The Commission has also reviewed the motion to suspend filed by SWBT, Staff's recommendation, and Sprint's opposition to the motion, and determines that SWBT's motion should be denied.

IT IS THEREFORE ORDERED:

1. That Southwestern Bell Telephone Company's Motion to Suspend Tariff is denied.

2. That the tariff filed by Sprint Communications Company L.P on August 21, 1998, is approved as amended to become effective on October 12, 1998. The tariff approved is:

MO. P.S.C. No. 1.

3. That the certificate of service authority to provide basic local and local exchange telecommunications service granted to Sprint Communications Company L.P on February 28, 1997, shall become effective on October 12, 1998.

3. That this order shall become effective on October 12, 1998.

4. That this case will be closed on October 13, 1998.

BY THE COMMISSION

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Drainer
and Murray, CC., concur.
Schemenauer, C., absent.

Dippell, Regulatory Law Judge

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION