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BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of KMC)
Telecom III, Inc., for a Certificate of)
Service Authority to Provide Basic Local)
Telecommunications Services in the State)
of Missouri and for Competitive Classifi-)
cation.)

Case No. TA-99-577

ORDER GRANTING INTERVENTION AND DIRECTING FILING
OF PROCEDURAL SCHEDULE

On May 26, 1999, KMC Telecom III, Inc. (KMC III) filed an application for a certificate of service authority to provide basic local telecommunications services in the state of Missouri. KMC III wishes to provide resold and facilities-based interexchange and local exchange telecommunications services to subscribers to and from all points in the state of Missouri, except those areas that are served by small incumbent local exchange telecommunications companies. The Commission issued a notice directing interested parties to file applications to intervene no later than July 1, 1999.

Southwestern Bell Telephone Company (SWBT) filed an application to intervene on June 3, 1999. SWBT states that it has a direct interest in the Commission's decision regarding KMC III's application because KMC III will be in direct competition with SWBT should the application be granted. SWBT states that its interests as a provider of basic local exchange service differ from those of the general public. SWBT further states that intervention would be in the

public interest because of its expertise in the telecommunications industry.

The Commission has reviewed the application and finds that it is in substantial compliance with the Commission rules regarding intervention and that the applicant has an interest in this matter that is different from the general public's. The Commission concludes that the request for intervention should be granted and the parties should file a proposed procedural schedule. The procedural schedule must include dates for the filing of testimony and for a hearing. If no party requests a hearing, the Commission may grant the service authority and competitive classification requested without a hearing. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989).

IT IS THEREFORE ORDERED:

1. That Southwestern Bell Telephone Company is granted intervention in this case in accordance with 4 CSR 240-2.075(4).

2. That the parties shall file a proposed procedural schedule no later than August 5, 1999.

3. That this order shall become effective on July 26, 1999.

BY THE COMMISSION

A handwritten signature in dark ink, appearing to read "Dale Hardy Roberts". The signature is written in a cursive, somewhat stylized script.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Vicky Ruth, 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 16th day of July, 1999.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION