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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 23rd
day of December, 1997.

In the Matter of the Application of MiComm Services,)
Inc., for a Certificate of Authority to Provide)
Basic Local Telecommunications Service in Portions) Case No. TA-98-93
of the State of Missouri and to Classify Said)
Services as Competitive.)
)

**ORDER GRANTING CERTIFICATE TO PROVIDE
BASIC LOCAL TELECOMMUNICATIONS SERVICES**

Procedural History

MiComm Services, Inc. (MiComm) applied to the Commission on August 28, 1997, for a certificate of service authority to provide basic local exchange telecommunications services in Missouri under Sections 392.420 - .440, RSMo 1994¹, and Sections 392.410 and .450, RSMo Supp. 1996. MiComm 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. MiComm is a Texas corporation with offices at 5215 O'Conner, Suite 300, Irving, Texas 75039. MiComm filed an amended application on November 4.

The Commission issued an Order and Notice on September 2, directing interested parties wishing to intervene to do so by October 2. The Commission granted permission to intervene to Southwestern Bell Telephone Company (SWBT) on October 14.

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

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The Staff of the Commission (Staff) filed a Motion to Establish Procedural Schedule on November 7; the Commission granted the motion and directed the parties to file a stipulation in resolution of the issues or a proposed procedural schedule by November 21. The parties filed a Stipulation and Agreement (SA) which is included with this order as Attachment 1 on November 21. Staff filed Suggestions in Support of the SA on December 16. In the SA the parties waived their rights to present testimony, cross-examine witnesses, present oral argument or briefs, and to seek rehearing or judicial review. 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, 496 (Mo. App. 1989). Since no one has requested a hearing in this case, the Commission may grant the relief requested based on the verified application.

Background

MiComm wants to provide resold basic local services in portions of Missouri that are currently served by SWBT, GTE Midwest Incorporated (GTE), and Sprint Missouri, Inc. (Sprint).² MiComm is not asking for certification in any area that is served by a small incumbent local exchange provider (ILEC). The specific exchanges in which MiComm proposes to operate are described in Appendix B to its original application (Attachment 2 to this order). MiComm is requesting that its basic local services be classified as competitive and that the application of certain statutes and regulatory rules be waived.

² Formerly United Telephone Company of Missouri d/b/a Sprint.

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. MiComm has provided all the required documentation except for the proposed tariff. The company requested a temporary waiver of 4 CSR 240-2.060(4)(H) because it is not yet party to an approved interconnection agreement with SWBT, GTE, or Sprint. The company agreed to submit to the Commission for approval a proposed tariff with a minimum 45-day effective date once it has such an agreement in place. MiComm will file the tariff in this case and give notice of the tariff filing to all the parties and participants. Along with that filing MiComm has agreed to provide a written disclosure of all interconnection agreements it has entered into which affect its Missouri service areas.

B. Basic Local Service 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.

MiComm submitted Appendix C with its original application that lists the names and qualifications of its management team. In addition to academic credentials, the team members have experience in various areas of the telecommunications industry including marketing, sales, and finance. MiComm also submitted as Appendix D a balance sheet reflecting the company's assets and liabilities as of December 31, 1996. The parties agreed that MiComm possesses sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service.

2. The entrant's proposed services satisfy the minimum standards established by the Commission. MiComm has agreed to meet the minimum basic local service standards, including quality of service and billing standards, required by the Commission. The parties agreed that MiComm 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. MiComm set out in Appendix B to the original application all the exchanges in which it proposes to offer services. The company has agreed that its service area must follow ILEC exchange boundaries and be no smaller than an exchange. The parties agreed that MiComm 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.** MiComm will offer basic local telecommunications service as a separate and distinct service.

5. **Equitable access for all Missourians to affordable telecommunications services.** MiComm 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 telecommunications 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 MiComm should be classified as a competitive telecommunications company. The parties have also agreed that MiComm's switched exchange access services may be classified as a competitive service, conditioned upon certain limitations on MiComm's ability to charge for its access services. MiComm 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 MiComm seeks to operate. The parties have agreed that the grant of service authority and competitive classification to MiComm 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:

- A. The Commission finds that competition in the basic local exchange telecommunications markets is in the public interest.

- B. The Commission finds that MiComm 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.
- C. The Commission finds that MiComm has demonstrated good cause to support a temporary waiver of the tariff filing requirement and the waiver shall be granted.
- D. The Commission finds that MiComm meets the statutory requirements for provision of basic local telecommunications services and has agreed to abide by those requirements in the future. The Commission determines that granting MiComm a certificate of service authority to provide basic local exchange telecommunications services is in the public interest. MiComm's certificate shall become effective when its tariff becomes effective.
- E. The Commission finds that MiComm is a competitive company and should be granted waiver of the statutes and rules set out in Ordered Paragraph 3.
- F. The Commission finds that MiComm'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. MiComm 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 Stipulation and Agreement of the parties,

and upon its findings of fact, the Commission concludes that the Stipulation and Agreement should be approved.

IT IS THEREFORE ORDERED:

1. That the stipulation of the parties, filed on November 21, 1997, is adopted in resolution of the issues.

2. That MiComm Services, 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 MiComm Services, 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
392.340 - reorganization(s)
392.330, RSMo Supp. 1996 - issuance of securities,
debts and notes

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 request for waiver of the filing of 4 CSR 240-2.060(4)(H) which requires the filing of a 45-day tariff is granted.

5. That MiComm Services, 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 an interconnection or resale agreement that will enable it to provide services. The tariff shall be filed in Case No. TA-98-93 and shall include a listing of the statutes and Commission rules waived under Ordered Paragraph 3.

6. That MiComm Services, Inc. shall give notice of the filing of the tariffs described in Ordered Paragraph 5 to all parties or participants. In addition, MiComm Services, 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 MiComm Services, 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 service 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 this order shall become effective on January 2, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

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

Wickliffe, Deputy Chief Regulatory Law Judge

**BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI**

FILED
NOV 20 1997
MISSOURI
PUBLIC SERVICE COMMISSION

In the Matter of the Application of)
MiComm Services, Inc. for Certificates of)
Service Authority to Provide Basic Local)
Telecommunications Service and Local)
Exchange Telecommunications Service)
in Portions of the State of Missouri and)
to Classify Said Services as Competitive.)

Case No. TA-98-93

STIPULATION AND AGREEMENT

1. MiComm Services, Inc. ("MiComm" or "Applicant") initiated this proceeding on August 28, 1997, by filing an Application requesting certificate of service authority to provide basic local telecommunications service, local exchange telecommunications service and exchange access service in exchanges currently served by Southwestern Bell Telephone Company ("SWB"), GTE Midwest Incorporated ("GTE"), and United Telephone Company of Missouri d/b/a Sprint ("Sprint-United").

2. The Commission has granted the timely applications to intervene of SWB. 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 local exchange authority in exchanges served by "large" local exchange companies (LEC's)¹ 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 MiComm's application for certificate of service authority should be granted, the Commission should consider MiComm's technical, financial

¹ Large LEC's are defined as LEC's who serve 100,000 or more access lines. Section 386.020 RSMo. Supp. 1996. In Missouri, the current large LEC's are SWB, GTE and United.

and managerial resources and abilities to provide basic local telecommunications service. MiComm 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, MiComm 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. (1994), as a condition of certification and competitive classification, MiComm agrees that, unless otherwise ordered by the Commission, the Applicant's 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) applicant seeks authority to provide service. Further, MiComm agrees to offer basic local telecommunications service 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 and must be no smaller than an exchange. Finally, MiComm 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 their income. See Section 392.455 RSMo. (1996 Supp.)

5. MiComm has submitted its application without tariffs and seeks a temporary waiver of 4 CSR 240-2.060(4)(H).² MiComm agrees to file its initial tariff(s) in the certification docket and serve all parties 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 MiComm 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), MiComm shall also file and serve a written disclosure of all 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. MiComm has, pursuant to Section 392.420 RSMo. requested that the Commission waive the application of any or all of the following statutory provisions and rules to basic local telecommunications services, and all parties agree that the Commission should grant such request provided that Section 392.200 RSMo. should continue to apply to all of MiComm'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

COMMISSION RULES

4 CSR 240-10.020
4 CSR 240-30.040
4 CSR 240-35

²Good 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.

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., regarding applications for certificates of local exchange authority to provide basic local telecommunications services.

B. MICOMM'S CERTIFICATION

8. MiComm has submitted as Appendix 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 Sprint-United. MiComm 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 to the extent that its original Application might be inconsistent therewith.

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

A. possesses sufficient technical, financial and managerial resources and abilities to provide basic local telecommunications service and local exchange telecommunications service, including 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 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, to affordable telecommunications services; and

F. has sought authority which will serve the public interest.

10. MiComm asserts, and no party opposes, that MiComm's application and request for authority to provide basic local telecommunications service and local exchange telecommunications services (including 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 continue to apply, and MiComm shall remain classified as a competitive telecommunications company. MiComm 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 of MiComm'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. 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. MiComm'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, at the time of the filing of the application, MiComm does not yet have approved interconnection agreements with the large incumbent

LECs. MiComm 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 45-day proposed effective date, to the Commission for its approval, together with the written disclosure as stipulated above. MiComm 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 the 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 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 did not yet have an approved 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 of a 45-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 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 any such areas."

12. MiComm's request for waiver of the applications of the following rules and

statutory provisions as they relate to the regulation of MiComm'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. (1994), 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. (1994); and their respective rights to seek rehearing pursuant to Section 386.500 RSMo (1994) and to seek judicial review pursuant to Section 386.510, RSMo. (1994). 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 the MiComm's application made herein.

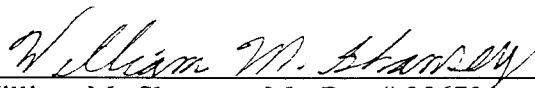
15. The Staff may submit a Staff Recommendation concerning matters not addressed in this Stipulation. In addition, if requested by the Commission, the Staff shall have the right to submit to the Commission a memorandum explaining its rationale for entering into this Stipulation and Agreement. Each party of record and participant herein shall be served with a copy of any 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 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

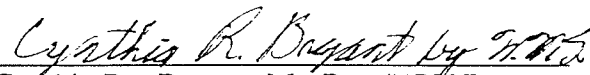
requested from the Staff. Staff's oral explanation shall be subject to public disclosure.

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 MiComm Services, Inc., subject to the conditions described above, as expeditiously as possible.

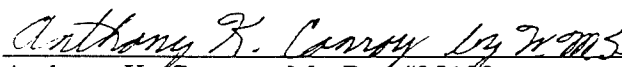
Respectfully submitted,


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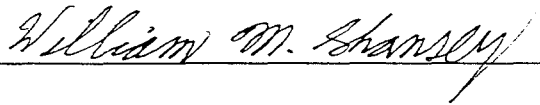
FOR: Staff of the Missouri Public Service
Commission


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St. Louis, Missouri 63101-1976
(314) 247-8280
(314) 247-0881 facsimile

FOR: Southwestern Bell Telephone
Company

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Stipulation and Agreement was served upon the following persons by depositing a true copy thereof in the United States Mail, postage prepaid, or by hand delivery, this 20 day of November, 1997.



Cynthia R. Bryant
Assistant General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

Anthony K. Conroy
Southwestern Bell Telephone
100 N. Tucker Blvd. Room 630
St. Louis, Missouri 63101-1976

Exchanges to be Served:

Exchanges Served by Southwestern Bell

Adrian	De Soto	Hillsboro	Neosho
Advance	Deering	Holcomb	Nevada
Agency	Delta	Homersville	New Franklin
Altenburg-Frohn	Dexter	Imperial	New Madrid
Antonia	Downing	Independence	Nixa
Archie	E. Independence	Jackson	Oak Ridge
Argyle	East Prairie	Jasper	Oakville
Armstrong	Edina	Joplin	Old Appleton
Ash Grove	Eldon	Kansas City	Oran
Beaufort	Elsberry	Kennett	Osage Beach
Bell City	Essex	Kirksville	Overland
Belton	Eureka	Kirkwood	Pacific
Benton	Excelsior Springs	Knob Noster	Parkville
Billings	Fair Grove	La Monte	Patton
Bismarck	Farley	Ladue	Paynesville
Bloomfield	Farmington	Lake Ozark	Perryville
Bloomsdale	Fayette	Lamar	Pierce City
Blue Springs	Fenton	Lancaster	Pocahontas-
Bonne Terre	Ferguson	Leadwood	New Wells
Boonville	Festus-	Lees Summit	Pond
Bowling Green	Crystal City	Liberty	Poplar Bluff
Bridgeton	Fisk	Lilbourn	Portages des
Brookfield	Flat River	Linn	Sioux
Camdenton	Florissant	Lockwood	Portageville
Campbell	Frankford	Louisiana	Puxico
Cape Girardeau	Fredericktown	Macks Creek	Quilin
Cardwell	Freeburg	Malden	Raytown
Carl Junction	Fulton	Manchester	Republic
Carrollton	Gideon	Marble Hill	Richmond
Carthage	Gladstone	Marceline	Richwoods
Caruthersville	Glasgow	Marionville	Risco
Cedar Hill	Grain Valley	Marshall	Riverview
Center	Gravois Mills	Marston	Rogersville
Chaffee	Gray Summit	Maxville	Rushville
Charleston	Greenwood	Mehlville	St. Charles
Chesterfield	Hannibal	Meta	St. Clair
Chillicothe	Harvester	Mexico	St. Joseph
Clarksville	Hayti	Moberly	St. Louis
Clever	Herculaneum-	Monett	St. Marys
Climax Springs	Pevely	Montgomery City	Ste. Genevieve
Creve Couer	Higbee	Morhouse	San Antonio
De Kalb	High Ridge	Nashua	Sappinton

Scott City
Sedalia
Senath
Sikeston
Slater
Smithville
South Kansas
City
Spanish Lake
Springfield
Stanberry
Strafford
Tiffany Springs
Trenton
Tuscumbia
Union
Valley Park
Versailles
Vienna
Walnut Grove
Wardell
Ware
Washington
Webb City
Webster Groves
Wellsville
Westphalia
Willard
Wyatt

Exchanges Served by GTE Midwest, Inc.

Alton	Everton	Louisburg	Schell City
Anapolis	Ewing	Lowry City	Seymour
Arcola	Exeter	Manes	Shelbina
Augusta	Foley	Mano	Shelbyville
Aurora	Fordland	Marshfield	Sheldon
Avilla	Foristell	Marthasville	Shell Knob
Belgrade	Forsyth	Milo	Sparta
Belk	Fremont	Monroe City	Stoutsville
Bellevue	Gainesville	Montauk	Thayer
Birch Tree	Galena	Monticello	Theodosia
Bland	Golden City	Morrison	Thomasville
Blue Eye	Gorin	Moscow Mills	Theodosia
Bourbon	Greenfield	Mount Sterling	Timber
Bradleyville	Groverspring	Mount Vernon	Troy
Branson	Hallsville	Mountain Grove	Truxton
Branson West	Hartville	Mountain View	Turney
Bronaugh	Hawk Point	Nebo	Urbana
Brunswick	Helena	New Melle	Van Buren
Buffalo	Hermann	Niangua	Vanzant
Bunker	Hermitage	Norwood	Vichy
Cabool	High Hill	O'Fallon	Walker
Caledonia	Highlandville	Oates	Warrenton
Canton	Holstein	Old Monroe	Washburn
Cape Fair	Houston	Ozark	Wasola
Cassville	Hunnewell	Palmyra	Wentzville
Caulfield	Hurley	Paris	West Plains
Cedar Creek	Irondale	Perry	West Quincy
Centerville	Ironton	Pittsburg	Wheatland
Chamois	Jamestown	Plattsburg	Willow Springs
Clarence	Jenkins	Potosi	Winfield
Concordia	Jerico Springs	Prairie Home	Winona
Conway	Jonesburg	Preston	Woolridge
Cross Timbers	Keytesville	Protem	Wright City
Cuba	Kimberling City	Raymondville	
Dadeville	Koshonong	Reeds Spring	
Dalton	La Belle	Revere	
Dardenne	La Grange	Roby	
Defiance	La Plata	Rockaway Beach	
El Dorado	Laddonia	Rockville	
Springs	Lawson	Safe	
Elkland	Leasburg	Saint James	
Ellsmore	Lesterville	Saint Peters	
Elmer	Lewistown	Santa Fe	
Eminence	Licking	Sarcoxi	

Exchanges Served by GTE North, Inc

Amazonia	Clarksdale	Hamilton	Rocheport
Ashland	Collins	Humansville	Rosendale
Ava	Columbia	Kahoka	Savannah
Avenue City	Cosby	Kidder	Stewartsville
Bolckow	Crane	Kingston	Sturgeon
Boss	Dora	Macon	Trimble
Brayner	Easton	Mansfield	Wayland
Cameron	Edgar Springs	Maysville	Weaubleau
Centralia	Fillmore	Osborn	Whitesville
Clark	Gower	Osceola	

United Telephone Company of Missouri

Appleton City	Holden	Platte City
Blackburn	Holt	Pleasant Hill
Blairstown	Holts Summit	Richland
Brazito	Hopkins	Rolla
Buckner	Houstonia	Russellville
Butler	Ionia	Saint Robert
Calhoun	Jefferson City	Saint Thomas
California	Kearney	Salem
Camden Point	King City	Smithton
Centertown	Kingsville	Strasburg
Centerview	Lake Lotawana	Sweet Springs
Chilhowee	Lebanon	Syracuse
Clarksburg	Leeton	Taos
Clinton	Lexington	Tarkio
Coal	Lincoln	Tipton
Cole Camp	Lonejack	Urich
Craig	Malta Bend	Warrendburg
Dearborn	Maryville	Warsaw
Deepwater	Missouri City	Waverly
Edgerton	Montrose	Waynesville
Eugene	Mound City	Wellington
Fairfax	New Bloomfield	Weston
Ferrelview	Newburg	Windsor
Fort Leonard	Norborne	
Wood	Oak Grive	
Green Ridge	Odessa	
Hardin	Orrick	
Harrisonville	Otterville	
Henrietta	Pickering	