

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In re the Matter of the Application of Universal Telecom, Inc., for Approval of Resale Agreement with Illinois Bell Telephone, et al., (Southwestern Bell))
) **Case No. TK-2002-1050**
)

ORDER DIRECTING FILING

Syllabus: This order requires the Staff to file a memorandum concerning the proposed modification to an interconnection agreement.

On April 24, 2002, Universal Telecom, Inc., filed a memorandum with the Missouri Public Service Commission, which stated that the proposed interconnection agreement it also filed was a

Resale Agreement between Universal Telecom, Inc. and Illinois Bell Telephone, Indiana Bell Telephone Company, Inc., Michigan Bell Telephone Company, Nevada Bell Telephone Company, The Ohio Bell Telephone Company, Pacific Bell Telephone Company, The Southern New England Telephone Company, Southwestern Bell Telephone Company, and Wisconsin Bell, Inc., d/b/a Ameritech Wisconsin....

The...Commission approved Universal's...Resale Agreement with Southwestern Bell Telephone Company in Case No. TO-2001-454 on April 3, 2001. [Under] the Commission's Order Approving Resale Agreement, Universal...submits this...modified ...Resale Agreement for approval....

The federal Telecommunications Act of 1996 provides that an interconnection or resale agreement (and, of necessity, modifications thereto) must be approved, unless the state commission finds that the agreement discriminates against a telecommunications carrier not a party to the agreement, or that implementation of the agreement is not consistent with the public interest, convenience, and necessity.¹

¹ 47 U.S.C. 252(e).

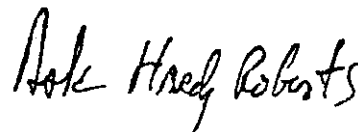
Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement (or, of necessity, a modification thereto) within 90 days after submission, the agreement will be deemed approved. Therefore, the Commission will proceed with this case expeditiously. To aid the Commission in completing this case, Staff will be ordered to submit a memorandum on the proposed modification.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission must file a memorandum advising either approval or rejection of the modification of the agreement and giving the reasons therefor no later than June 3, 2002.
2. That all pleadings must be filed in paper form. After the paper copies of the pleadings are properly filed, however, all parties are also encouraged to file copies of their pleadings electronically. Electronically-submitted documents may be provided on computer disk or submitted by e-mail to the law judge at bhopkins@mail.state.mo.us in a file saved in Word, WordPerfect, RTF, or ASCII format with an extension of *.doc, *.wpd, *.rtf or *.txt. (Copies of exhibits, attachments, schedules, etc., need not be sent electronically; only pleadings should be sent electronically.)
3. That this order will become effective on May 13, 2002.

(SEAL)

BY THE COMMISSION



**Dale Hardy Roberts
Secretary/Chief Law Judge**

Bill Hopkins, Senior Law Judge,
by delegation of authority under
Section 386.240, RSMo 2000,
as currently supplemented.

Dated at Jefferson City, Missouri,
on this 3rd day of May, 2002.