

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

In Re: The Amendment to the Interconnection )  
Agreements between MCImetro Access Transmission )  
Services, LLC, MCI WorldCom Communications, Inc., )  
Brooks Fiber Communications, Inc., Intermedia ) **Case No. TK-2006-0039**  
Communications, Inc., and Southwestern Bell Telephone, )  
L.P., d/b/a SBC Missouri, Pursuant to Sections 251 and )  
252 of the Telecommunications Act of 1996. )

**ORDER DIRECTING NOTICE AND ADDING A PARTY**

Issue Date: August 8, 2005

Effective Date: August 8, 2005

This order provides notice of the application to interested parties and joins the other party to the amended interconnection agreements, MCImetro Access Transmission Services, LLC (MCIIm), as a party to this proceeding.

On July 29, 2005, Southwestern Bell Missouri, L.P., d/b/a SBC Missouri, filed an application with the Commission for approval of an amendment to interconnection agreements with MCIIm, MCI WorldCom Communications, Inc., Brooks Fiber Communications, Inc., and Intermedia Communications, Inc., under the provisions of the federal Telecommunications Act of 1996. SBC Missouri notes that MCIIm is the successor in interest to MCI WorldCom Communications, Inc., Brooks Fiber Communications, Inc., and Intermedia Communications, Inc. SBC Missouri also states that there are no unresolved issues and that the amendment complies with Section 252(e) of the Act in that it is not discriminatory to nonparty carriers and is consistent with the public interest. SBC Missouri requests expeditious approval of the agreements.

Although MCI is a party to the agreements, it did not join in the application. Because MCI is a necessary party to a full and fair adjudication of this matter, the Commission will add the company as a party to this case.

The Act provides that an interconnection or resale agreement 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.<sup>1</sup> Section 252(e)(4) of the Act provides that if the Commission has not approved an agreement within 90 days after submission, the agreement shall be deemed approved. Therefore, the Commission will proceed with this case expeditiously. The Commission finds that proper persons should be allowed 20 days from the issuance of this order to file a motion for hearing. The Commission also finds that notice of this application should be sent to all interexchange and local exchange telecommunications companies.

**IT IS THEREFORE ORDERED:**

1. That the Commission's Data Center shall send notice to all interexchange and local exchange telecommunications companies.
2. That MCImetro Access Transmission Services, LLC, is made a party to this case.
3. That any party wishing to request a hearing shall do so by filing a pleading no later than August 28, 2005, with:

Colleen M. Dale, Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

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<sup>1</sup> 47 U.S.C. § 252(e).

and send copies to:

Paul G. Lane, Leo J. Bub, Robert J. Gryzmala,  
and Mimi B. MacDonald  
Southwestern Bell Telephone, L.P., d/b/a SBC Missouri  
One SBC Center, Room 3518  
St. Louis, Missouri 63101

Carl J. Lumley and Leland B. Curtis  
Curtis Oetting Heinz Garrett & Soule, P.C.  
130 South Bemiston, Suite 200  
Clayton, Missouri 63105


and:

Office of the Public Counsel  
Post Office Box 2230  
Jefferson City, Missouri 65102

4. That the Staff of the Commission shall file a memorandum advising either approval or rejection of the amended agreements and giving the reasons therefor no later than September 7, 2005.

5. That this order shall become effective on August 8, 2005.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Vicky Ruth, Senior Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 8th day of August, 2005.