

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

In the Matter of Metropolitan Telecommunications        )  
of Missouri, Inc., for Approval of a Resale Agreement    )  
with Southwestern Bell Telephone Company Pursuant    )  
to the Telecommunications Act of 1996.                    )    **Case No. TK-2006-0041**

**ORDER DIRECTING NOTICE AND MAKING**  
**SOUTHWESTERN BELL TELEPHONE L.P., DOING BUSINESS AS**  
**SBC MISSOURI, A PARTY**

Issue Date: August 3, 2005

Effective Date: August 3, 2005

This order provides notice of this application to interested parties and joins the other party to the interconnection agreement, Southwestern Bell Telephone L.P., doing business as SBC Missouri ("SBC"), as a party to this proceeding.

On July 25, 2005, Metropolitan Telecommunications of Missouri, Inc. ("MetTel") filed an application with the Commission for approval of an interconnection agreement with SBC under the provisions of the federal Telecommunications Act of 1996. MetTel states that there are no unresolved issues and that the agreement complies with Section 252(e) of the Act in that it is not discriminatory to nonparty carriers and is consistent with the public interest. MetTel requests expeditious approval of the agreement.

Although SBC is a party to the agreement, it did not join in the application. Because SBC is a necessary party to a full and fair adjudication of this matter, the Commission will add it 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 Southwestern Bell Telephone L.P., doing business as SBC Missouri, 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 23, 2005, with:

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

and send copies to:

Lance J.M. Steinhart  
Lance J.M. Steinhart, P.C.  
1720 Windward Concourse, Suite 250  
Alpharetta, Georgia 30005

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<sup>1</sup> 47 U.S.C. § 252(e).

Judith A. Rau, Esq.  
Rau & Rau  
1007 Olive Street, 5<sup>th</sup> Floor  
St. Louis, Missouri 63101

Paul G. Lane  
Southwestern Bell Telephone, L.P.  
One SBC Center, Room 3518  
St. Louis, Missouri 63101

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 this agreement and giving the reasons therefor no later than September 2, 2005.

5. That this order shall become effective on August 3, 2005.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Kevin A. Thompson, Deputy Chief  
Regulatory Law Judge, by delegation  
of authority pursuant to Section 386.240,  
RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 3rd day of August, 2005.