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1812101-14

March 6, 2001

**Via FedEx**

The Honorable Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
Governor's Office Building  
200 Madison Street  
Jefferson City, MO 65102

**Re: Case No. TA-2001-251**

**FILED<sup>2</sup>**  
MAR 07 2001  
Missouri Public  
Service Commission

Dear Judge Roberts:

I have enclosed for filing an original and eight copies of the parties' Stipulation of Facts in Case No. TA-2001-251. A copy of this pleading has been served on the Office of the Public Counsel. Thank you for bringing this filing to the Commission's attention.

Yours truly,

*Kristine Becker*

Kristine M. Becker

Enclosures

cc: Mr. Dennis Devoy

WA 583325.1

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

FILED<sup>2</sup>

MAR 07 2001

Missouri Public  
Service Commission

In the Matter of the Application of )  
ExOp of Missouri, Inc. for Designation as ) Case No. TA-2001-251  
a Telecommunications Company Carrier )  
Eligible for Federal Universal Service )  
Support Pursuant to § 254 of the )  
Telecommunications Act of 1996 )

STIPULATION OF FACTS

COME NOW the parties of record in this case and present the following agreed to  
Stipulation of Facts to the Missouri Public Service Commission ("Commission"):

1. ExOp of Missouri, Inc. ("ExOp") is a "telecommunications company" as that term is defined by section 386.020(51), RSMo. 2000.
2. Pursuant to the Commission's *Report and Order* and the *Order Regarding Motion to Restrict Certificate of Service Authority* in Case No. TA-97-193, the Commission granted ExOp a certificate to provide basic local telecommunications service as a competitive local exchange carrier in the exchanges served by incumbent local exchange carriers United Telephone Company of Missouri (Sprint) and GTE Midwest, Inc. See Exhibit A.
3. Effective August 1, 2000, Spectra Communications Group ("Spectra") purchased 107 of the GTE exchanges, several of which are in ExOp's certificated area.
4. Pursuant to tariffs approved by the Commission, ExOp provides basic local telecommunications service exclusively through the use of its own facilities throughout the Kearney, Missouri exchange.

5. ExOp has been providing telecommunications services in the Kearney, Missouri exchange since 1998.

6. ExOp is presently providing telecommunications services only in the Kearney, Missouri exchange.

7. ExOp advertises the availability of and charges for its telecommunications services in media of general distribution throughout the Kearney, Missouri exchange.

8. ExOp, through its own facilities, offers the following services throughout the Kearney, Missouri exchange:

- a. Voice grade access to the public switched network;
- b. Local usage;
- c. Dual tone multi-frequency signaling or its functional equivalent;
- d. Single-party service or its functional equivalent;
- e. Access to emergency services;
- f. Access to operator services;
- g. Access to interexchange service; and
- h. Access to directory assistance.

9. On December 13, 2000, ExOp filed with the Commission a Verification, signed by an officer at ExOp and notarized, which supports the facts in paragraph eight.

10. None of the exchanges for which ExOp is certificated have been designated as areas served by rural telephone companies. However, Spectra has self-certified to the Federal

Communications Commission ("FCC") that its exchanges should be designated as areas served by a rural telephone company.

11. In this case, ExOp is seeking eligible telecommunications carrier ("ETC") status for all of its certificated exchanges in Missouri.

12. ExOp has asserted that upon designation as an ETC it will, to the extent that it does not already do so, provide toll limitation, Lifeline, and LinkUp service, and that it will advertise the availability of such services and the charges therefor using media of general distribution.

The parties agree that ExOp's assertions are sufficient to show that ExOp should be granted ETC status in the Kearney, Missouri exchange.

13. ExOp has asserted that it will provide all of the services supported by universal service support mechanisms throughout its service area before seeking universal service support from the universal service fund administrator.

WHEREFORE, the signatories respectfully request the Commission to adopt as its findings of fact, the facts as agreed to by the parties in this Stipulation of Facts. The parties believe that the facts of this case are not in dispute and with the adoption of this Stipulation by the Commission, an evidentiary hearing is not necessary.

Respectfully submitted,

Kristine Becker

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**For: ExOp of Missouri, Inc.**

Michael Dandino, with permission

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**For: Office of the Public Counsel and the Public**

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**For: The Small Telephone Company Group**

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**For: Staff of the Missouri Public Service Commission**

Exhibit A

TELEPHONE COMPANY

WIRE CENTER

GTE	Alton
GTE	Amazonia
GTE	Arcola
GTE	Aurora
GTE	Ava
GTE	Avenue City
GTE	Avilla
GTE	Blue Eye
GTE	Bolckow
GTE	Bradleyville
GTE	Branson
GTE	Branson West
GTE	Brayner
GTE	Bronaugh
GTE	Buffalo
GTE	Cabool
GTE	Cameron
GTE	Cape Fair
GTE	Cassville
GTE	Caulfield
GTE	Cedar Creek
GTE	Clarence
GTE	Clarksdale
GTE	Collins
GTE	Concordia
GTE	Conway
GTE	Cosby
GTE	Crane
GTE	Cross Timbers
GTE	Dadeville
GTE	Dalton
GTE	Dora
GTE	Easton
GTE	Eldorado Springs
GTE	Elkland

GTE	Elmer
GTE	Everton
GTE	Ewing
GTE	Exeter
GTE	Fillmore
GTE	Fordland
GTE	Gainesville
GTE	Galena
GTE	Golden City
GTE	Gorin
GTE	Gower
GTE	Greenfield
GTE	Grovespring
GTE	Hamilton
GTE	Hartville
GTE	Helena
GTE	Hermitage
GTE	Highlandville
GTE	Houston
GTE	Humansville
GTE	Hurley
GTE	Jamestown
GTE	Jenkins
GTE	Jerico Springs
GTE	Kahoka
GTE	Keytosville
GTE	Kidder
GTE	Kimberling City
GTE	Kingston
GTE	Koshkonong
GTE	La Belle
GTE	Lawson
GTE	Louisburg
GTE	Lowry City
GTE	Macon
GTE	Manes
GTE	Mansfield
GTE	Marshfield
GTE	Maysville
GTE	Milo
GTE	Mtn. Grove

GTE	Mtn. View
GTE	Mt. Vernon
GTE	Nebo
GTE	Niangua
GTE	Norwood
GTE	Osborn
GTE	Osceola
GTE	Ozark
GTE	Paris
GTE	Pittsburg
GTE	Plattsburg
GTE	Prairie Home
GTE	Preston
GTE	Protem
GTE	Raymondville
GTE	Reed Springs
GTE	Revere
GTE	Ruby
GTE	Rockaway Beach
GTE	Rockville
GTE	Rosendale
GTE	Sarcogie
GTE	Savannah
GTE	Schell City
GTE	Seligman
GTE	Seymour
GTE	Sheldon
GTE	Shell Knob
GTE	Sparta
GTE	Stewartsville
GTE	Summersville
GTE	Thayer
GTE	Theodosia
GTE	Thomasbille
GTE	Trimble
GTE	Turney
GTE	Urbana
GTE	Vanzant
GTE	Walker
GTE	Washburn
GTE	Wasola



GTE	Wayland
GTE	Weaubleu
GTE	West Plains
GTE	Wheatland
GTE	Whitesville
GTE	Willow Springs
United	Appleton City
United	Blackburn
United	Blairstown
United	Buckner
United	Butler
United	Calhoun
United	Camden Point
United	Centerview
United	Chilhowoc
United	Clinton
United	Coal
United	Cole Camp
United	Craig\Corning
United	Dearborn
United	Deepwater
United	Edgerton
United	Fairfax
United	Ferrelview
United	Greenridge
United	Hardin
United	Harrisonville
United	Henrietta
United	Holden
United	Holt
United	Hopkins
United	Houstonia
United	Ionia
United	Kearney
United	King City
United	Kingsville
United	Lake Lotawana
United	Lebanon
United	Leeton
United	Lexington
United	Lincoln

United	Lone Jack
United	Malta Bend
United	Maryville
United	Missouri City
United	Montrese
United	Mound City
United	Norborne
United	Odessa
United	Orrick
United	Otterville
United	Pickering
United	Platte City
United	Pleasant Hill
United	Smithton
United	Strasburg
United	Sweet Springs
United	Syracuse
United	Tartio
United	Tipton
United	Urich
United	Warrensburg
United	Warsaw
United	Waverly
United	Wellington
United	Weston
United	Windsor

Certificate of Service

On this 6<sup>th</sup> day of March, 2001, a true and correct copy of the above document was served upon each of the parties set forth below via United States Mail, postage prepaid.

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Kristine Becker

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