

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 20th
day of January, 1999.

In the Matter of the Application of Local)	
Fone Service, Inc. for a Certificate of)	
Service Authority to Provide Basic Local)	Case No. TA-97-411
Telecommunications Service, Local Exchange)	Tariff No. 9800056
Telecommunications Service, and for)	
Designation as a Competitive Carrier.)	

ORDER SUSPENDING TARIFF AND
SETTING PREHEARING CONFERENCE

By Order issued on July 8, 1997, the Commission granted a certificate of service authority to Local Fone Service, Inc. (Local Fone) to provide basic local and local exchange telecommunications services in Missouri. The Order waived the filing of a 45-day tariff as required by 4 CSR 240-2.060(4)(H) until 30 days after Local Fone entered into a Commission-approved interconnection or resale agreement to enable it to provide basic local and local exchange services. The Order provided that Local Fone's certificate of service authority would become effective upon the effective date of its approved tariffs.

The Commission approved a resale agreement between Local Fone and Southwestern Bell Telephone Company (SWBT) on August 29, 1997. Local Fone filed proposed tariff MO PSC No. 1 on July 18, 1997, with an effective date of August 18, 1997. During the tariff review process, Local Fone submitted twelve extensions of the effective date of the

tariff. The most recent extension request was submitted on November 12, 1998 and requested an extension until January 28, 1999. Local Fone submitted substitute pages at the request of the Staff of the Public Service Commission (Staff) on June 16, 1998. On June 29, 1998, Staff requested additional substitute sheets because the tariff contained incorrect waivers, did not include a list of exchanges to be served, did not include a Statement of Customer Rights and Responsibilities, and did not include appropriate Caller ID language.

On January 14, 1999, Staff filed a Motion to Suspend Tariff. The Motion states that Staff has spoken with a company representative who indicated that Local Fone does not wish to submit the requested substitute sheets or further pursue the tariff filing process. Staff requested that the Commission suspend Local Fone's tariff.

The Commission has reviewed the tariff sheets and Staff's motion to suspend and finds that significant questions have been raised regarding that tariff such that the tariff should be suspended for further consideration. Therefore, the tariff will be suspended for a period of 120 days.

The Commission has determined that proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall send a copy of this order to all Incumbent Local Exchange Companies and all Competitive Local Exchange Companies in the State of Missouri.

Anyone wishing to intervene must submit an application to intervene to:

Secretary of the Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102.

Copies of the application to intervene should be sent to:

Mark P. Johnson
Sonnenschein Nath & Rosenthal
Attorney for Local Fone, Inc.
4520 Main Street, Suite 1100
Kansas City, Missouri 64111

and to:

Michael F. Dandino
Office of Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102

and to the following attorneys representing parties who were previously
granted intervention in this case:

W.R. England III/Sondra B. Morgan
Brydon, Swearngen & England
P.O. Box 456
Jefferson City, Missouri 65102
Representing the Small Telephone Company Group and Fidelity
Telephone Company

and

Paul G. Lane, Diana J. Harter, Leo J. Bub and Anthony K. Conroy
Southwestern Bell Telephone Company
One Bell Center
St. Louis, Missouri 63101-1976

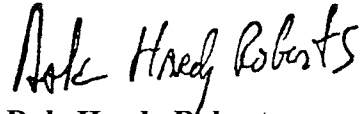
In order to expedite the consideration of these issues, a
prehearing conference will be held on February 10, 1999 at the office of
the Public Service Commission.

IT IS THEREFORE ORDERED:

1. That Staff's Motion to Suspend Tariff is granted.
2. That the tariff filed by Local Fone, Inc. on July 18, 1997 (tariff file number 9800056) is suspended for a period of 120 days beyond January 28, 1999 to May 28, 1999.
3. That the Records Department and Information Office of the Commission shall provide notice as described by the Commission.
4. That any proper person or entity desiring to intervene in Case No. TA-97-411 shall file its application to intervene on or before February 3, 1999.
5. That a copy of any request to intervene shall be served upon the attorneys listed previously.
6. That an early prehearing conference shall be held on February 10, 1999, beginning at 10:00 a.m. The prehearing conference shall be held at the Commission's offices on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Anyone wishing to attend who has special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days before the prehearing conference at: Consumer Services Hotline - 1-800-392-4211 or TDD Hotline - 1-800-829-7541.

7. That this order shall become effective on January 26, 1999.

BY THE COMMISSION

A handwritten signature in dark ink, appearing to read "Dale Hardy Roberts". The signature is written in a cursive, somewhat stylized script.

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

(S E A L)

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

Woodruff, Regulatory Law Judge