

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: John Wine, Chair
Susan M. Seltsam, Commissioner
Cynthia L. Claus, Commissioner

In the Matter of the Application of Level 3) DOCKET NO.
Communications, LLC for a Certificate of Convenience) 99-L3CC-319-COC
and Authority to Transact the Business of an Interexchange)
Services Provider Within the State of Kansas.

ORDER ASSESSING COSTS

NOW, the above-captioned matter comes for consideration and determination by the State Corporation Commission, and the necessity for an investigation and possible hearing by the Commission, and the matter of assessing the expenses attributable to such investigation to LEVEL 3 COMMUNICATIONS, LLC.

The Commission, having considered its own files and records, and being fully advised in the premises, finds and concludes that:

1. LEVEL 3 COMMUNICATIONS, LLC is a public utility, or has made application for authority to serve as a public utility subject to the jurisdiction of the State Corporation Commission; or is subject to assessment pursuant to K.S.A. 66-1502(b).

2. The Commission should utilize members of its staff, comprised of attorneys, accountants and engineers, and as deemed appropriate by the Commission, employ special assistants and consultants to investigate all matters connected with the above-captioned matter.

3. The findings of said investigation should be presented to the Commission; and if the expenses attributable to said investigation exceed one hundred dollars (\$100) such expenses will be assessed against LEVEL 3 COMMUNICATIONS, LLC pursuant to K.S.A. 66- 1502 beginning

NOV 17 1998

_____. By this order LEVEL 3 COMMUNICATIONS, LLC is given notice that it has an opportunity to request a hearing in accordance with the provisions of the Kansas administrative procedure act.

IT IS, THEREFORE, BY THE COMMISSION ORDERED:

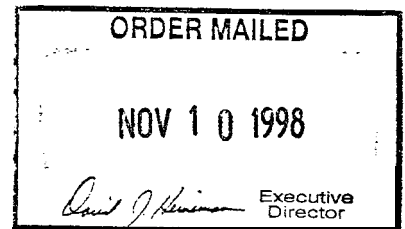
That the investigation, as outlined by the findings of the Commission as stated herein, shall be conducted for the purpose of preparing investigative reports and other materials relating to the application in the docket; that said investigative reports and other materials shall be presented to the Commission; that LEVEL 3 COMMUNICATIONS, LLC is hereby, assessed the expenses attributable to said investigation if such expenses exceed \$100; and that such assessment shall be made in accordance with and subject to the limitations of K.S.A. 66-1502.

A party may file a petition for reconsideration of this order within 15 days of service. If the order is mailed, service is made upon mailing, and three (3) days are added to the above time period.

BY THE COMMISSION IT IS SO ORDERED.

Dated: NOV 10 1998

Wine, Chair; Seltsam, Claus Comrnissioners



Executive Director