

HENDREN AND ANDRAE, L.L.C.

HENRY ANDRAE (RETIRED)  
RICHARD S. BROWNLEE III  
MICHAEL A. DALLMEYER  
DUANE E. SCHREIMANN  
DOUGLAS L. VAN CAMP  
MICHAEL G. BERRY  
JOHN W. KUEBLER  
SUSAN M. TURNER  
CHRISTOPHER P. RACKERS  
SARA C. MICHAEL  
PATRICIA D. PERKINS  
BRIAN K. FRANCKA

ATTORNEYS AT LAW  
RIVERVIEW OFFICE CENTER  
221 BOLIVAR STREET, SUITE 300  
P.O. BOX 1069  
JEFFERSON CITY, MISSOURI 65102

(573) 636-8135

JOHN H. HENDREN (1907-1988)  
CHARLES H. HOWARD (1925-1970)  
JOHN E. BURRUSS, JR. (1933-1985)  
GERALD E. ROARK (1956-1995)

FACSIMILE  
(573) 636-5226

E-MAIL  
henand@socket.net

December 23, 1999

FILED<sup>3</sup>

DEC 22 1999  
23 TB

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

Re: In the Matter of the Application of Compass Telecommunications, Inc. for  
Approval of Interconnection Agreement Under the Telecommunications Act of  
1996, Case No. ~~TO-331~~  
TO-2000-331

Dear Mr. Roberts:

Enclosed please find the original plus fourteen (14) copies of Amended Application of Compass Telecommunications, Inc. for Approval of Interconnection Agreement Under the Telecommunications Act of 1996 to be filed in the above-captioned case. This is to correct the deficiencies identified in the PSC's Notice of Deficiency dated December 17, 1999. Any reference in Compass' original Application for Approval of Interconnection Agreement to "Compass Operating Corp." was inadvertent and in error. No such entity is in existence to the knowledge of anyone at Compass.

If you should have any questions, please do not hesitate to contact me. Thank you.

Very truly yours,

HENDREN AND ANDRAE, L.L.C.

  
Patricia D. Perkins

PDP/s

Enclosures

cc: Office of Public Counsel  
Geri Gurule

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

FILED<sup>3</sup>

DEC 22 1999  
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Missouri Public  
Service Commission

IN THE MATTER OF THE APPLICATION OF )  
COMPASS TELECOMMUNICATIONS, INC. )  
FOR APPROVAL OF INTERCONNECTION ) Case No. TO-2000-331  
AGREEMENT UNDER THE )  
TELECOMMUNICATIONS ACT OF 1996 )

AMENDED APPLICATION OF COMPASS TELECOMMUNICATIONS, INC. FOR  
APPROVAL OF INTERCONNECTION AGREEMENT UNDER THE  
TELECOMMUNICATIONS ACT OF 1996

Comes now Compass Telecommunications, Inc. ("Compass") and hereby files this Application for Approval of its Interconnection Agreement (the Agreement) under the Telecommunications Act of 1996 ("FTA 96") between Southwestern Bell Telephone Company (SWBT) and Compass, and respectfully states as follows:

**I. APPLICANT**

Applicant Compass Telecommunications, Inc. is a corporation duly organized and existing and by virtue of laws of the State of Nevada and is authorized to conduct business in the State of Missouri. See Certificate of Authority filed as **Exhibit I** in Case No. TA-2000-180. The principal office of Compass Telecommunications, Inc. is located at 7001 Scottsdale Road, Suite 2000, Scottsdale, Arizona 85250. Compass Telecommunications, Inc. is a provider of facilities-based and resold basic local exchange telecommunication services, local exchange telecommunications services, exchange access services, and interexchange telecommunications services. Its Application for Certificate of Service Authority and for Competitive Classification is pending before the Public Service Commission in Case No. TA-2000-180. All inquiries,

correspondence, communication, pleadings, notices, orders and decisions of the Commission are to be sent to:

Joanne Beal, Secretary-Treasurer  
Compass Telecommunications, Inc.  
7001 Scottsdale Rd., Suite 2000  
Scottsdale, Arizona 85250  
(480) 367-1010

Patricia D. Perkins  
Hendren and Andrae, L.L.C.  
P.O. Box 1069  
Jefferson City, Missouri 65102  
(573) 636-8135  
(573) 636-4905 (Facsimile)

## **II. INTERCONNECTION AGREEMENT REACHED**

Compass presents to this Commission for approval the Agreement executed pursuant to the terms of Section 252(i) of the Act. Compass and SWBT have executed the Agreement between Compass and SWBT on September 20, 1999, and October 26, 1999, respectively. The Agreement consists of thirty-eight (38) pages plus Exhibits and Appendices. There are no outstanding issues between Compass and SWBT which require mediation or arbitration.

## **III. REQUEST FOR APPROVAL**

Compass seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act and Missouri law. Compass believes that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement promotes diversity in providers, provides interconnectivity, and increases customer choices for telecommunications services once Compass

is certificated and has effective tariffs. Compass respectfully requests that the Commission grant expeditious approval of the Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between the parties.

#### **IV. STANDARD FOR REVIEW**

In addition to the applicable terms of Section 252(i), the statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

\* \* \*

(e) Approval by State Commission

- (1) Approval required.--Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted shall approve or reject the agreement, with written findings as to any deficiencies.
- (2) Grounds for rejection.-- The State commission may only reject --
  - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that --
    - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
    - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity.

The affidavit of Patricia D. Perkins, local counsel for Compass Telecommunications, Inc. establishes that the Agreement submitted herein satisfies these standards. (Affidavit Attachment I).

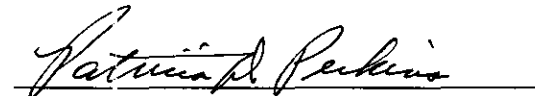
**V. MISSOURI LEGISLATION**

The executed Agreement is consistent with Chapter 392 RSMo and is fundamentally an adoption of Interconnection Agreements previously approved by the Commission.

**VI. CONCLUSION**

WHEREFORE, Compass respectfully requests that the Commission approve the Interconnection Agreement between SWBT and Compass as expeditiously as possible.

Respectfully submitted,



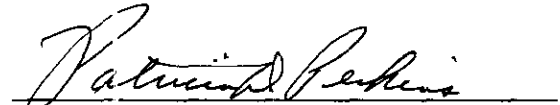
Patricia D. Perkins, #29606  
HENDREN AND ANDRAE, L.L.C.  
Riverview Office Center  
221 Bolivar Street, Suite 300  
P.O. Box 1069  
Jefferson City, MO 65102

(573) 636-8135  
(573) 636-4905 (Facsimile)  
ATTORNEYS FOR  
COMPASS TELECOMMUNICATIONS, INC.

ATTACHMENT I

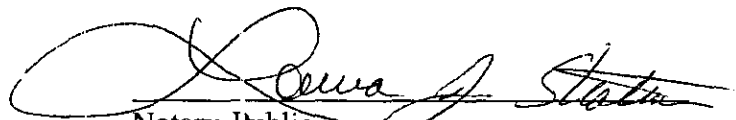
VERIFICATION OF APPLICATION

I, Patricia D. Perkins, Attorney for Compass Telecommunications, Inc. and pursuant to 4 CSR 240-2.060(f), hereby swear and affirm that I am authorized to speak on behalf of the Applicant Compass Telecommunications, Inc. and to attest to the veracity of the statements contained in this Application.

  
Patricia D. Perkins

STATE OF MISSOURI     )  
                                      ) ss  
COUNTY OF COLE        )

I, Laura J. Stratman, a Notary Public, do hereby certify that on this 23 day of December, 1999, personally appeared before me Patricia D. Perkins, who declared that all of the information contained herein above is true, to the best of her knowledge and belief.

  
Notary Public

My Commission Expires: 9-13-03

