

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

In the Matter of the Application of )  
**Global Crossing Telecommunications, Inc.** ) Case No. TO-2010-0337  
for Waiver of Commission Rules )  
and Statutes )

**APPLICATION FOR WAIVER OF COMMISSION RULES AND STATUTES**

COMES NOW Global Crossing Telecommunications, Inc. ("Applicant"), by its undersigned counsel, and pursuant to Sections 392.245.5(8), 392.420, 4 CSR 240-2.060, 4 CSR 240-2.080 and 4 CSR 240- 3.015, hereby applies to the Missouri Public Service Commission (hereinafter, "the Commission") for an order that waives certain Commission rules and statutory provisions as set forth in this Application. Upon approval, the appropriate tariff revisions will be filed to reflect the requested waivers. In support of its application, Applicant states as follows:

1. Applicant Global Crossing Telecommunications, Inc. is a Michigan corporation whose principal place of business is located at 225 Kenneth Drive, Rochester, NY 14623. Its Telephone Number is (585) 255-1100. The character of Applicant's business is telecommunications. Applicant was granted authority to provide intrastate interexchange telecommunications services by this Commission in Case No. TO-84-223 (Order effective July 24, 1986). Applicant currently provides resold long distance services in the State of Missouri. Pursuant to 4 CSR 240-2.060(1)(C), a Certificate of Good Standing to transact business in Missouri, issued by the Missouri Secretary of State, was attached to the Application in Case No. TO-84-223, and is hereby incorporated by reference herein pursuant to 4 CSR 240-2.060(1)(G). Evidence of Applicant's continued good standing with the Missouri Secretary of State is attached hereto and incorporated by reference as **Exhibit A**.

2. All communications, notices, orders and decisions concerning this

Application should be addressed to:

William D. Steinmeier  
William D. Steinmeier, P.C.  
2031 Tower Drive (ZP 65109)  
P.O. Box 104595  
Jefferson City, MO 65110-4595  
Telephone: 573-659-8672  
Fax: 573-636-2305  
Email: wds@wdspsc.com.

3. Under Section 392.245.5(8), RSMo, "... all alternative local exchange telecommunications companies shall not be required to comply with customer billing rules, network engineering and maintenance rules, and rules requiring the recording and submitting of service objectives or surveillance levels established by the commission ..." Section 392.420, RSMo, provides that "... for all existing alternative local exchange telecommunications companies, the commission shall waive, at a minimum, the application and enforcement of its quality of service and billing standards rules, as well as the provisions of subsection 2 of section 392.210, subsection 1 of section 392.240, and sections 392.270, 392.280, 392.290, 392.300, 392.310, 392.320, 392.330, and 392.340." Pursuant to these provisions, Applicant seeks a Commission Order waiving the applicability of the following rules and statutes:

## **COMMISSION RULES**

- 4 CSR 240-3.550 (4), (5)(A) and (5)(C) Held order records, quality of service reports
- 4 CSR 240-10.020 Depreciation Records
- 4 CSR 240-30.040 Uniform System of Accounts
- 4 CSR 240-32.060 Engineering and maintenance
- 4 CSR 240-32.070 Quality of Service
- 4 CSR 240-32.080 Service objectives and surveillance levels
- 4 CSR 240-33.040(1-3) and (5-10) Billing and payment standards
- 4 CSR 240-33.045 Clear identification and placement of charges on bills
- 4 CSR 240-33.080(1) Identify company name and toll-free number on bills
- 4 CSR 240-33.130(1), (4) and (5) Operator service requirements

## **STATUTES**

- 392.210.2 Accounting requirements (system of accounts)
- 392.240.1 Reasonableness of rates
- 392.270 Accounting requirements (valuation of property)
- 392.280 Accounting requirements (depreciation rates/accounts)
- 392.290 Issuance of stocks, bonds and other indebtedness
- 392.300 Transfer of property and ownership of stock
- 392.310 Approval of issuing stocks, bonds and other indebtedness
- 392.320 Certificate of Commission to be recorded-stock dividends
- 392.330 Accounting requirements (proceeds of sales of stock, bonds, notes, etc.)
- 392.340 Company reorganization

4. Good cause exists for granting these waivers pursuant to HB 1779, enacted by the Missouri General Assembly in 2008, which states that alternative local exchange companies should be relieved of certain regulatory requirements. On that basis, Applicant submits that it is entitled to waiver of the listed requirements. No public utility will be affected by the requested waiver of these statutes and regulations.

5. Applicant will comply with all applicable orders and regulations of the Commission.

6. Following approval, Applicant will submit a revised tariff to reflect the waivers granted herein.

7. No actions or final unsatisfied judgments or decisions against Applicant are pending with any state or federal agency or court which involve customer service or customer rates, which action, judgment, or decision has occurred within three (3) years of the date of this Application.

8. Applicant does not have any overdue annual reports or assessment fees.

**WHEREFORE**, Global Crossing Telecommunications, Inc. respectfully requests that the Commission issue an Order to grant waiver of the identified rules and statutes and grant such other and further relief to Global Crossing Telecommunications, Inc. as the Commission deems just and proper.

Respectfully submitted,

***/s/ William D. Steinmeier***

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William D. Steinmeier      MoBar #25689  
William D. Steinmeier, P.C.  
2031 Tower Drive (ZP 65109)  
P.O. Box 104595  
Jefferson City, MO 65110-4595  
Phone:      573-659-8672 Tel.  
Fax:      573-636-2305 Fax  
Email:      wds@wdspsc.com

COUNSEL FOR GLOBAL CROSSING  
TELECOMMUNICATIONS, INC.

## CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been served electronically on the Office of Public Counsel at [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov) and on the General Counsel's office at [gencounsel@psc.mo.gov](mailto:gencounsel@psc.mo.gov) this 19<sup>th</sup> day of May 2010.

*/s/ William D. Steinmeier*

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William D. Steinmeier

VERIFICATION

STATE OF NEW YORK )

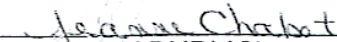
COUNTY OF MONROE )

I, R. Edward Price, hereby declare, under penalty of perjury, that I am Senior Counsel for Global Crossing Telecommunications, Inc.; that I am authorized to make this verification on behalf of the named company; that I have read the foregoing Application; and that the facts stated therein are true and correct to the best of my knowledge, information and belief.



\_\_\_\_\_  
R. Edward Price  
Senior Counsel  
Global Crossing Telecommunications, Inc.

Subscribed and sworn before me this 18<sup>th</sup> day of  
May, 2010.

  
\_\_\_\_\_  
(NOTARY PUBLIC)

My Commission expires  
on: \_\_\_\_\_

JEANNE CHABOT  
Notary Public, State of New York ·  
No. 01CH6034835  
Qualified in Ontario County  
Commission Expires December 20, 2010

**GLOBAL CROSSING TELECOMMUNICATIONS, INC.**

**EXHIBIT A**

**Missouri Secretary of State**

**Evidence of Continued Good Standing**



**William Steinmeier**

**From:** Saved by Windows Internet Explorer 8  
**Sent:** Monday, May 17, 2010 1:02 PM  
**Subject:** Missouri Secretary of State  
**Attachments:** ATT00307.css; ATT00310.css

# Missouri Secretary of State, Robin Carnahan

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### Filed Documents

**Date:** 5/17/2010 (Click above to view filed documents that are available.)

### Business Name History

Name	Name Type
GLOBAL CROSSING TELECOMMUNICATIONS, INC.	Legal
FRONTIER COMMUNICATIONS SERVICES INC.	Prev Legal
ALLNET COMMUNICATION SERVICES, INC.	Prev Legal

### General Business - Foreign - Information

**Charter Number:** F00332043  
**Status:** Good Standing  
**Entity Creation Date:** 9/7/1989  
**State of Business.:** MI  
**Expiration Date:** Perpetual  
**Last Registration Report Filed Date:** 4/13/2010  
**Last Registration Report Filed:** 2010