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June 21, 2000

JUN 2 1 2000

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

Missouri Public Service Commission

TE-2000-83\$

RE:

In the Matter of the Request of Norstan Network Services, Inc. for an Extension of Time to File Annual Report

Dear Mr. Roberts:

Please find enclosed for filing in the above-referenced matter an original and eight (8) copies of "Request of Norstan Network Services, Inc. To Extend the Filing Date for its Annual Report." Please bring this filing to the attention of the appropriate Commission personnel.

Thank you for your assistance in this matter.

Sincerely,

FISCHER & DORITY, P.C.

By:

Larry W. Dority

**Enclosures** 

cc:

Mo.P.S.C. General Counsel Office of the Public Counsel

# BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

FILED	3
JUN 2 1 2000	

		Service Commission
In the Matter of the Request of	)	Commission Commission
Norstan Network Services, Inc.	)	Case No TE-2000-834
for an Extension of Time to File	)	,
Annual Report	)	

### REQUEST OF NORSTAN NETWORK SERVICES, INC. TO EXTEND THE FILING DATE FOR ITS ANNUAL REPORT

COMES NOW Norstan Network Services, Inc. ("Norstan"), by and through its attorneys and, pursuant to 4 CSR 240-10.080(8), respectfully requests the Missouri Public Service Commission ("Commission") to extend the filing date for its Annual Report. In support of its request, Norstan states as follows:

- 1. Norstan is a certificated interexchange telecommunications carrier in Missouri with its principal place of business located at 5101 Shady Oak Road, Minnetonka, Minnesota 55343.
- 2. As a telecommunications utility subject to the jurisdiction of the Commission,

  Norstan is required to file annual reports with the Commission each year by April 15, on a form

  provided by the Commission or on a computer generated replica which is acceptable to the

  Commission (4 CSR 240-10.080(1)&(4)).
- 3. Norstan attempted to file its Annual Report for the year ending December 31, 1999 with this Commission by mailing said document to the Commission on April 15, 2000. Company management erroneously assumed that the postmark date would constitute the filing date, thereby making said filing timely and in conformance with the Commission's Rule. Subsequent to that date,



Norstan received correspondence dated May 4, 2000, from the Commission, returning the Annual Report and advising Norstan, *inter alia*, that the postmark date does not constitute the date of filing and a pleading requesting an extension of time would need to be filed by a Missouri attorney. A copy of said correspondence is attached hereto as "Attachment A." Norstan cannot, and will not attempt to, explain the excessive time delays apparently caused by the U.S. Mail delivery of documents in this matter. Norstan and its counsel have made diligent efforts to respond to the Commission's correspondence and to make this filing as soon as practicable.

4. As a result, Norstan respectfully requests an extension of time to today, to file its attached Annual Report for the year ending December 31, 1999.

WHEREFORE, Norstan Network Services, Inc. respectfully requests, pursuant to 4 CSR 240-10.080(8), that the Commission grant its request for an extension of time to this date for filing its Annual Report, and for any other relief appropriate in the circumstances.

Respectfully submitted,

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Attorneys for Norstan Network Services, Inc.

### **CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of this document has been hand-delivered or mailed, First Class mail, postage prepaid, this \_21= day of June, 2000, to:

General Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 Office of the Public Counsel P.O. Box 7800 Jefferson City, MO 65102

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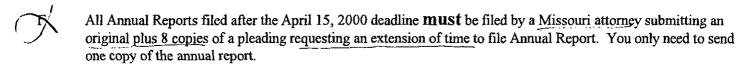
## Missouri Public Service Commiss



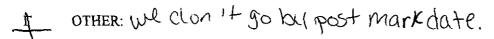
To: Norstan Network Services, Inc.

The enclosed documents are being returned to you. In order to facilitate any filing errors which these documents may contain, our office would note that the enclosed is returned because:

- Annual reports shall be filed on a form provided by the commission or on a computer-generated replica which is acceptable to the commission. See: 4 CSR 240-10.080 (2)
- Γ Substitute forms such as stockholder reports and Internal Revenue Service forms are not acceptable.
- Γ All financial information must be included on the form provided.
- All requested information shall be included in the annual report where applicable. Enter the word "NONE", "0", "N/A" when it completely states the fact. See: 4 CSR 240-10.080 (2)
- $\Gamma$  The verification must be completed in its entirety.
- $\Gamma$  The verification must be notarized.



Γ Any information deemed to be of a confidential nature requires a pleading plus 8 copies requesting confidential treament to be filed by a Missouri Attorney.



AUTHORITY: sections 392.210 and 393.140, RSMo (1994).\* Original rule filed March 19, 1996, effective Oct. 30, 1996.

\*Original authority 392.210, RSMo (1939), amended 1987, 1988, 1991, 1993 and 393.140, RSMo (1939), amended 1949, 1967.

Thank you for your attention to these matters. If you have additional questions you may contact the Records Department at (573) 751-7048 or (573) 751-7496.

This notification does not assure a complete list of filing errors. Please review the enclosed documents to verify compliance with the rules governing practice and procedure.

