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

In the Matter of the Application of Compass    )  
Telecommunications, Inc. for Approval of an    )  
Interconnection Agreement under the            ) Case No. TO-2000-331  
Telecommunications Act of 1996                    )

**NOTICE OF DEFICIENCY**

Compass Telecommunications, Inc. (Compass) filed an Application with the Missouri Public Service Commission (Commission) on November 16, 1999, for approval of a resale agreement between Southwestern Bell Telephone Company and Compass (agreement).

The Application states, *inter alia*, that it is being verified on behalf of Compass Operating Corp. There is no other indication in the application filed by Compass of the nature or existence of Compass Operating Corp. Commission Rule 4 CSR 240-2.060(1)(A) requires, *inter alia*, all applications to the Commission to include the "[l]egal name of [the] applicant as well as evidence of registration of [the] fictitious name with the Missouri secretary of state...." If, indeed, Compass Operating Corp. is the actual applicant, Compass did not include the legal name of the applicant as well as evidence of the registration of the fictitious name with the Missouri secretary of state in its application as required by Commission Rule 4 CSR 240-2.060(1)(A).

Commission Rule 4 CSR 240-2.060(1)(A) also requires all applications to the Commission to include the "...street and mailing address of the

principal office or place of business of the applicant." Compass did not include the street and mailing address of the principal office or place of business of the applicant in its application as required by Commission Rule 4 CSR 240-2.060(1)(A).

Commission Rule 4 CSR 240-2.060(1)(B) requires all applications to the Commission to include a "...brief statement of the character of [the] business performed by [the] applicant." Compass did not include a brief statement of the character of the business performed by Compass in its application as required by Commission Rule 4 CSR 240-2.060(1)(B).

Commission Rule 4 CSR 240-2.060(1)(C) requires all applications to the Commission to include the "[n]ame, title, address and telephone number of the person to whom correspondence, communications and orders and decision of the commission are to be sent." Compass did not include the name, title, address and telephone number of the person to whom correspondence, communications and orders and decision of the commission are to be sent in its application as required by Commission Rule 4 CSR 240-2.060(1)(C).

The agreement states that Compass is a Nevada corporation. Commission Rule 4 CSR 240-2.060(4)(B) requires all applications to the Commission to include, "[i]f the applicant is not a Missouri corporation, a certificate from the secretary of state that it is authorized to do business in Missouri...." Commission Rule 4 CSR 240-2.060(4)(E) states that if the information required by subsection (B) of that rule has been submitted by the applicant "...in a previous application, the same may be incorporated by reference to the case number in which the information

was furnished." Compass did not include a certificate from the secretary of state that it is authorized to do business in Missouri in its application as required by Commission Rule 4 CSR 240-2.060(4)(B); or, if such information has been submitted before, Compass did not include a reference to the case number in which the information was furnished in its application as required by Commission Rule Commission Rule 4 CSR 240-2.060(4)(E).

The Commission cannot proceed with this case until Compass complies with the Commission's rules by amending its application to cure the deficiencies as set forth above.

**BY THE COMMISSION**



**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**

( S E A L )

Dated at Jefferson City, Missouri,  
on this 17th day of December, 1999.

Hopkins, Senior Regulatory Law Judge