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GREGORY C. STOCKARD (1904-1993)  
PHIL HAUCK (1924-1991)

November 21, 2001

**FILED**<sup>3</sup>

NOV 21 2001

Missouri Public  
Service Commission

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

**Re: Chariton Valley Telecom Corporation  
Application for Certificate of Authority**

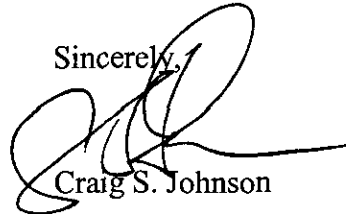
Dear Judge Roberts:

*TA-2002-238*

Enclosed for filing please find an original and eight (8) copies of Chariton Valley Telecom Corporation's Application for Certificate of Service Authority.

Thank you for seeing this filed.

Sincerely,



Craig S. Johnson

CSJ:tr

cc: Jim Simon  
Office of Public Counsel  
PSC General Counsel

TRENTON OFFICE  
9th AND WASHINGTON  
P.O. BOX 547

TREN

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BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

FILED<sup>3</sup>  
NOV 21 2001

Missouri Public  
Service Commission

In the Matter of the Application )  
Of Chariton Valley Telecom Corporation )  
for a Certificate of Service Authority )  
to Provide Basic Local Exchange )  
Service, Local Exchange Service, and )  
Exchange Access Service within the )  
State of Missouri. )

Case No. JA-2002-238

APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY

Comes now Chariton Valley Telecom Corporation, "Applicant", pursuant to 4 CSR 240-2.060, and submits this application for a certificate or certificates of service authority to provide basic local, local, and exchange access service within the state of Missouri. In support of this Application, Applicant states as follows:

1. Applicant's legal name is "Chariton Valley Telecom Corporation".

Applicant is a Missouri corporation and is an affiliate of Chariton Valley Telephone Corporation, a regulated incumbent local exchange company doing business in Missouri.

The street and mailing address of Applicant's principal office and place of business is:

James Simon  
Assistant General Manager  
Chariton Valley Telecom Corp.  
606 Oak Street  
P.O. Box 470  
Bucklin, MO 64631  
(660) 695-7534  
(660) 695-4403 fax

2. Attached hereto are Applicant's Articles of Incorporation and Certificate of Incorporation from the Missouri Secretary of State.

3. The character of the business anticipated to be performed by Applicant is to provide local and basic local services, and exchange access service, to customers within the state of Missouri, as a competitive alternative local exchange company.

4. Correspondence, communications, pleadings, and orders and decisions in this proceeding should be sent to :

James Simon  
Assistant General Manager  
Chariton Valley Telecom Corp.  
606 Oak Street  
P.O. Box 470  
Bucklin, MO 64631  
(660) 695-7534  
(660) 695-4403 fax

and to

Craig S. Johnson  
Andereck, Evans, Milne, Peace & Johnson, LLC  
700 East Capitol Ave  
Post Office Box 1438  
Jefferson City, Missouri 65102  
Telephone: (573) 634-3422  
Facsimile: (573) 634-7822  
email: CJohnson@AEMPB.com

5. Applicant has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within three years of the date of this Application.

6. Applicant has no annual report or assessment fees which are overdue.

7. Applicant is requesting competitive telecommunications company status.

Applicant will be holding the certificate of service authority requested by this Application.

8. Applicant requests waiver of the following statutes and rules as a competitive alternative local exchange company:

**Statutory Provisions**

|             |  |
|-------------|--|
| § 392.210.2 | uniform system of accounts                   |
| § 392.240.1 | rates-rentals-service & physical connections |
| § 392.270   | valuation of property (ratemaking)           |
| § 392.280   | depreciation accounts                        |
| § 392.290   | issuance of securities                       |

|             |   |
|-------------|---|
| § 392.300.2 | acquisition of stock                    |
| § 392.310   | stock and debt issuance                 |
| § 392.320   | stock dividend payment                  |
| § 392.330   | issuance of securities, debts and notes |
| § 392.340   | reorganization                          |

**Commission Rules**

|                        |  |
|------------------------|--|
| 4 CSR 240-10.020       | depreciation fund income                               |
| 4 CSR 240-30.010(2)(c) | posting of tariffs                                     |
| 4 CSR 240-30.040       | uniform system of accounts                             |
| 4 CSR 240-32.030(4)(c) | exchange boundary maps                                 |
| 4 CSR 240-33.030       | minimum charges  |
| 4 CSR 240-35           | reporting of bypass and customer-specific arrangements |

9. Applicant hereby requests to be classified as a competitive telecommunications company.

10. Applicant intends to provide local and basic local services, and exchange access service, to customers within the state of Missouri.

11. Applicant intends to provide service in the exchanges of the following incumbent local exchange companies: Southwestern Bell Telephone Company, Verizon (f/k/a GTE), Spectra and Sprint.

12. Applicant will be providing service to Missouri customers pursuant to the tariffs, however Applicant has not yet obtained an approved interconnection agreement upon which any such tariffs must be structured. Applicant will file tariffs after an interconnection agreement has been obtained, and Applicant will not provide service prior to any such tariffs being effective. Therefore Applicant requests a temporary waiver of 4 CSR 240-2.060(6)(A)(C).

13. Applicant is in all respects fit, qualified, and capable of providing the services for which service authority is requested herein. Applicant possesses sufficient technical, managerial, and financial resources and abilities to provide the services for which service authority is requested herein.

14. Granting of the Application is in the public interest in that it increases competition and increases the number of available LECs in portions of northern Missouri, as well as increasing the variety of telecommunications service available.

WHEREFORE, Applicant respectfully requests that the Commission grants it certificates of authority to provide local service, basic local service, and exchange access service, along with the classifications and waivers as set forth above.

ANDERECK, EVANS, MILNE,  
PEACE & JOHNSON, L.L.C.

By 

Craig S. Johnson MO Bar No. 28179  
700 East Capitol Ave  
Post Office Box 1438  
Jefferson City, Missouri 65102  
Telephone: (573) 634-3422  
Facsimile: (573) 634-7822  
email: CJohnson@AEMPB.com

VERIFICATION

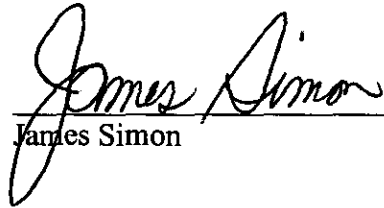
State of Missouri )  
                          ) SS.  
County of Linn )

Comes now James Simon, being of lawful age and duly sworn, and swears and affirms that:

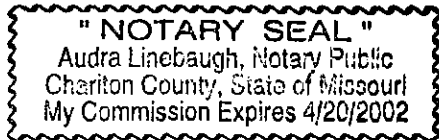
1. My name is James Simon and I am the Assistant General Manager of Chariton Valley Telecom Corporation. In this capacity I am authorized to apply for a certificate of service authority from the Missouri Public Service Commission as is set forth in this Application.

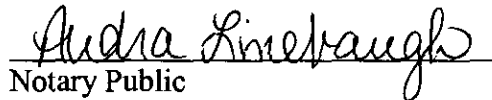
2. The information contained in this Application is true and accurate to the best of my knowledge, information, and belief.

3. Applicant has authorized Craig S. Johnson and the firm of Andereck, Evans, Milne, Peace and Johnson, LLC, to file and prosecute this Application.

  
James Simon

Subscribed and sworn to before me this 15<sup>th</sup> day of November, 2001.



  
Notary Public

(seal)

My commission expires April 20, 2002.

No. 00500876

# STATE OF MISSOURI



Matt Blunt  
Secretary of State

CORPORATION DIVISION

CERTIFICATE OF INCORPORATION

WHEREAS, duplicate originals of Articles of Incorporation of  
CHARITON VALLEY TELECOM CORPORATION

have been received and filed in the office of the Secretary of  
State, which Articles, in all respects, comply with the  
requirements of General and Business Corporation Law;

NOW, THEREFORE, I, MATT BLUNT, Secretary of State of the  
State of Missouri, by virtue of the authority vested in me  
by law, do hereby certify and declare this entity a body  
corporate, duly organized this date and that it is entitled to  
all rights and privileges granted corporations organized under  
the General and Business Corporation Law.

IN TESTIMONY WHEREOF, I have set my  
hand and imprinted the GREAT SEAL of  
the State of Missouri, on this, the  
24th day of SEPTEMBER, 2001.

A handwritten signature in cursive script that reads "Matt Blunt".

\$58.00

Secretary of State



# State of Missouri

**Matt Blunt, Secretary of State**

Corporations Division

James C. Kirkpatrick State Information Center

P.O. Box 778, Jefferson City, MO 65102

600 W. Main Street, Rm 322, Jefferson City, MO 65101

SEP 2 2001

SEP 2 2001

Matt Blunt  
SECRETARY OF STATE

## Articles of Incorporation

(To be submitted in duplicate by an attorney or an incorporator)

The undersigned natural person(s) of the age of eighteen years or more for the purpose of forming a corporation under the General and Business Corporation Law of Missouri adopts the following Articles of Incorporation:

### Article One

The name of the corporation is Chariton Valley Telecom Corporation.

### Article Two

The address, including street and number, if any, of the corporation's initial registered office in this state is 606 Oak Street, Bucklin, Missouri, 64631 and the name of its initial agent at such address is William Biere. (P.O. Box may only be used in conjunction with a physical street address)

### Article Three

The aggregate number, class and par value, if any, of shares which the corporation shall have authority to issue shall be a single class of common stock consisting of 1000 shares with a par value of \$ 1.00 per share. The preferences, qualifications, limitations, restrictions, and the special or relative rights, including convertible rights, if any, in respect to the shares of each class are none.

### Article Four

The extent, if any, to which the preemptive right of a shareholder to acquire additional shares is limited or denied, is none.

### Article Five

The name and place of residence of each incorporator is as follows:

| <i>Name</i>      | <i>Street</i>   | <i>City</i>         |
|------------------|-----------------|---------------------|
| William Biere    | R R 4 Box 56    | Salisbury, MO 65281 |
| James A. Simon   | 31999 Link Road | Bucklin, MO 64631   |
| Jane E. Frandson | 29856 Highway 5 | Marceline, MO 64658 |



**Article Six**

(Designate which and complete the applicable paragraph.)

The number of directors to constitute the first board of directors is three. Thereafter the number of directors shall be fixed by, or in the manner provided by the bylaws. Any changes in the number will be reported to the Secretary of State within thirty calendar days of such change. (NOTE: If the number of directors is to be one or two, do not check this box.)

OR

The number of directors to constitute the board of directors is \_\_\_\_\_. (The number of directors to constitute the board of directors must be stated herein if there are to be less than three directors. The person to constitute the first board of directors may, but not need, be named.)

**Article Seven**

The duration of the corporation is perpetual.


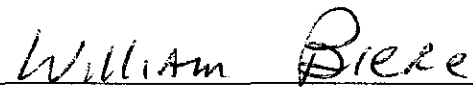
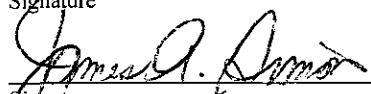
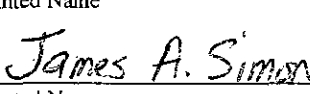
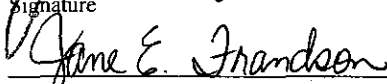
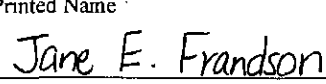
(indicate either perpetual or the date the corporation expires)

**Article Eight**

The corporation is formed for the following purposes: to engage in the telecommunications business, including but not limited to owning and operating all facilities necessary or convenient thereto, to providing to the public and private persons telecommunications service of any kind or nature, and any and all things necessary or convenient thereto, as well as any other business activity allowed by law as could be performed by any other corporation.

IN WITNESS WHEREOF, these Articles of Incorporation have been signed on

September 20, 2001  
*month/day/year*

|   |  |
|---|--|
|  |  |
| Signature   | Printed Name   |
|  |  |
| Signature   | Printed Name   |
|  |  |
| Signature   | Printed Name   |

FILED  
SEP 21 2001  
MEXICO  
SECRETARY OF STATE

State of Missouri )  
                          ) ss  
                          )

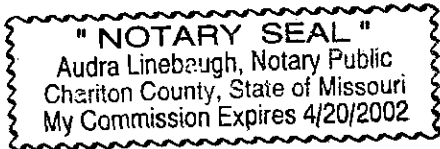
County of Linn

I, Audra Linebaugh, A Notary Public, do hereby certify that on this 20th day of September, 2001 personally appeared before me William Biere, James A. Simon, and Jane E. Frandson, and being duly sworn by me, acknowledged that he/she signed as his/her own free act and deed the foregoing document in the capacity therein set forth and declared that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year before written.

(Notarial Seal or Stamp)

Audra Linebaugh  
Notary Public



My commission expires April 20, 2002  
My County of Commission Chariton County  
Corp. #41 (03/01)

FILED  
SEP 24 2001  
MISSOURI  
SECRETARY OF STATE