

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY**

**May 2, 2000**

**CASE NO: TA-2000-691, TA-2000-693, TA-2000-664  
TA-2000-685, TA-2000-692**

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1201 Pennsylvania Avenue, N. W.  
Washington, D.C. 20004-2401

**Enclosed find certified copy of a NOTICE in the above-numbered case(s).**

**Sincerely,**



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

**Uncertified Copies:  
To all Interexchange and basic local telecommunications companies**

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

**NOTICE OF APPLICATIONS  
FOR INTRASTATE CERTIFICATES OF SERVICE AUTHORITY  
AND OPPORTUNITY TO INTERVENE**

YOU ARE NOTIFIED THAT each applicant listed in the schedules accompanying this notice has applied to the Commission for a certificate of service authority to provide intrastate telecommunications services. The certificate requested may be for provision of: 1) interexchange, 2) nonswitched local exchange, or 3) basic local exchange telecommunications services, or a combination thereof under Sections 392.410 through 392.455<sup>1</sup>. Each applicant has requested competitive classification and either filed a proposed tariff with a 45-day effective date or requested a temporary waiver of 4 CSR 240-2.060(4) (H).

The Commission must find that the grant of service authority is in the public interest. § 392.440. Applications for authority to provide basic local services must comply with § 392.455. The Commission may classify a company as competitive if it finds that all the telecommunications services the company offers are competitive services. § 392.361.3. If the Commission's Staff makes a favorable recommendation and no request for hearing is filed, the Commission may act upon a verified application without hearing. State ex rel. Deffenderfer v. P.S.C., 776 S.W.2d 494 (Mo. App. 1989). The Commission ordinarily waives the application of the statutes and Commission rules listed below for competitive companies.

**WAIVERS FOR COMPETITIVE BASIC LOCAL EXCHANGE CARRIERS:**

<u>Statutes</u>	<u>Commission Rules</u>
392.210.2	4 CSR 240-10.020
392.240(1)	4 CSR 240-30.010(2) (C)
392.270	4 CSR 240-30.040
392.280	4 CSR 240-32.030(4) (C)
392.290	4 CSR 240-33.030
392.300.2	4 CSR 240-35
392.310	
392.320	
392.330	
392.340	

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<sup>1</sup> Statutory references are to the Revised Statutes of Missouri 1994 with the exception of §§ 392.330 and 392.455 found in the 1999 Supplement.

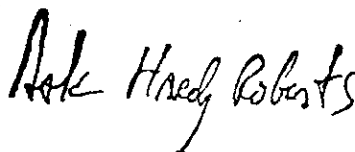
**WAIVERS FOR INTEREXCHANGE & NONSWITCHED LOCAL EXCHANGE CARRIERS:**

<u>Statutes</u>	<u>Commission Rules</u>
392.210.2	4 CSR 240-10.020
392.240(1)	4 CSR 240-30.010(2)(C)
392.270	4 CSR 240-30.040
392.280	4 CSR 240-33.030
392.290	4 CSR 240-35
392.300.2	
392.310	
392.320	
392.330	
392.340	

If an applicant requests waiver of a provision that is not listed, the request will be specifically noted in the Schedule of Applicants. If you wish to contest whether it is in the public interest to grant an applicant a certificate of service authority or competitive status, you may file a written application to intervene. **PLEASE NOTE:** the intervention period for an interexchange or nonswitched local exchange application is 15 DAYS (unless otherwise noted); the intervention period for a competitive basic local exchange application is 30 DAYS (unless otherwise noted). Address your application to intervene to the Secretary of the Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102, and serve copies on the applicant, the applicant's attorney, and all intervenors. You may obtain a copy of an application for service authority filed with the Commission by sending a written request to the Secretary at the above address.

**BY THE COMMISSION**

( S E A L )



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

Nancy Dippell, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to 4 CSR 240-2.120(1)  
(November 30, 1995) and Section 386.240,  
RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 2nd day of May, 2000.

**SCHEDULE OF APPLICANTS FOR BASIC LOCAL AND NONSWITCHED  
LOCAL EXCHANGE SERVICE AUTHORITY**

**Missouri Public Service Commission  
May 2, 2000**

<b>INTERVENTION DEADLINE: June 1, 2000</b>
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**Case No. TA-2000-691**

**RLJ: Ruth**

**Applicant:**

OnSite Access Local, LLC  
1372 Broadway, Second Floor  
New York, New York 10018

**Tariff Effective: Waiver requested**

**Attorneys:**

Mark W. Comley, Esq.  
Newman, Comley & Ruth, P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, Missouri 65102

Russell M. Blau, Esq.  
Tony S. Lee, Esq.  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, N.W., Suite 300  
Washington, D.C. 20007

Applicant requests a certificate of service authority to provide basic local exchange telecommunications services in exchanges served by Southwestern Bell Telephone Company, GTE Midwest Incorporated, and Sprint Missouri, Inc. d/b/a Sprint. Applicant requests classification as a competitive company and the standard waivers, except Applicant requests waiver of Section 392.290.1 instead of Section 392.290.

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**Case No. TA-2000-693**

**RLJ: Ruth**

**Applicant:**

Telistar Communications, LLC  
3116 West Tracy Court  
Springfield, Missouri 65807

**Tariff Effective: Waiver requested**

**Attorney:**

Mark W. Comley, Esq.  
Newman, Comley & Ruth, P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, Missouri 65102

Applicant requests a certificate of service authority to provide basic local exchange telecommunications services in exchanges served by Southwestern Bell Telephone Company, GTE Midwest Incorporated, and Sprint Missouri, Inc. d/b/a Sprint. Applicant requests classification as a competitive company and the standard waivers.

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**SCHEDULE OF APPLICANTS FOR INTEREXCHANGE AND  
NONSWITCHED LOCAL EXCHANGE SERVICE AUTHORITY**

**Missouri Public Service Commission  
May 2, 2000**

<b>INTERVENTION DEADLINE: May 17, 2000</b>
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**Case No. TA-2000-664**

**RLJ: Ruth**

**Applicant:**

Pathnet, Inc.

11720 Sunrise Valley Drive

Reston, Virginia 20191

**Tariff Effective: Waiver requested**

**Attorneys:**

Sheldon K. Stock, Esq.

Greensfelder, Hemker & Gale, P.C.

2000 Equitable Building

10 South Broadway

St. Louis, Missouri 63102

Gerard J. Waldron, Esq.

Mary Newcomer Williams, Esq.

Covington & Burling

1201 Pennsylvania Avenue, N.W.

Washington, D.C. 20004-2401

Applicant requests a certificate of service authority to provide intrastate interexchange and local exchange telecommunications services and classification as a competitive company. The applicant requests the set of standard waivers for the statutes, but instead of the standard waivers for Commission rules, the applicant requests waiver of the following: 4 CSR 240-10.020; 4 CSR 240-30.010(2)(C); 4 CSR 240-30.040; 4 CSR 240-32.030(1)(B); 4 CSR 240-32.030(1)(C); 4 CSR 240-32.030(2); 4 CSR 240-32.050(3); 4 CSR 240-32.050(4)-(6); 4 CSR 240-32.070(4); 4 CSR 240-33.030; and 4 CSR 240-33.040(5).

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**Case No. TA-2000-685**

**RLJ: Woodruff**

**Applicant:**

Fidelity Networks, Inc.

64 North Clark

Sullivan, Missouri 63080

**Tariff Effective: June 12, 2000**

**Attorney:**

James M. Fischer, Esq.

Fischer & Dority, P.C.

101 West McCarty Street, Suite 215

Jefferson City, Missouri 65101

Applicant requests a certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services and classification as a competitive company. The applicant is requesting the standard waivers, except it has not requested waiver of 4 CSR 240-35.

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Case No. TA-2000-692

RLJ: Ruth

**Applicant:**

OnSite Access Local, LLC  
1372 Broadway, Second Floor  
New York, New York 10018

**Tariff Effective:** June 11, 2000

**Attorneys:**

Mark W. Comley, Esq.  
Newman, Comley & Ruth, P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, Missouri 65102

Russell M. Blau, Esq.  
Tony S. Lee, Esq.  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, N.W., Suite 300  
Washington, D.C. 20007

Applicant requests a certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services and classification as a competitive company with the standard waivers.

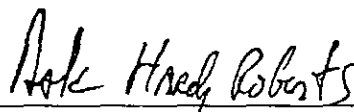
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**STATE OF MISSOURI  
OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and

I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,  
Missouri, this 2<sup>nd</sup> day of May 2000.

  
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Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

