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FILED² JAN 2 2001

Service Commission

January 2, 2001

Mr. Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102-0360

Re: Missouri Network Alliance, L.L.C. Case No. TA-2001-348

Dear Mr. Roberts:

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DAVID V.G. BRYDON

GARY W. DUFFY

PAUL A. BOUDREAU

SONDRA B. MORGAN

CHARLES E. SMARR

JAMES C. SWEARENGEN

WILLIAM R. ENGLAND. III

JOHNNY K. RICHARDSON

At the request of Staff, enclosed for substitution regarding the above referenced tariff filing, please find three (3) copies of the following revised tariff sheets:

PSC Mo. No. 1, Original Sheet No. 2 PSC Mo. No. 1, Original Sheet No. 8 PSC Mo. No. 1, Original Sheet No. 11

If you have any questions regarding this filing, please contact me at (573) 635-7166. Thank you for your attention to this matter.

Sincerely yours,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

Soudia Margan

Sondra B. Morgan

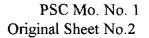
SBM/lar Enclosures cc: Office of Public Counsel Sara Buyak Max Huffman

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MISSOURI NETWORK ALLIANCE, L.L.C.

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WAIVER OF RULES AND REGULATIONS

Pursuant to Case No. TA-2001-348, the following statutes and rules have been waived for purposes of offering telecommunications services as set forth herein:

STATUTES

| 392.210.2 | Uniform System of Accounts |
|------------|---------------------------------------|
| 392.240(1) | Just & Reasonable Rates |
| 392.270 | Ascertain Property Values |
| 392.280 | Depreciation Accounts |
| 392.290 | Issuance of Securities |
| 392.300.2 | Acquisition of Stock |
| 392.310 | Issuance of stock and debt |
| 392.320 | Stock dividend payment |
| 392.330 | Issuance of securities, debts & notes |
| 392.340 | Reorganizations |
| | |

COMMISSION RULES

| 4 CSR 240-10.020 | Depreciation fund income |
|------------------------|---|
| 4 CSR 240-30.010(2)(C) | Rate schedules should be posted at central office |
| 4 CSR 240-30.040 | Uniform system of accounts |
| 4 CSR 240-33.030 | Inform customers of lowest price |
| 4 CSR 240-35 | Bypass |

Issued: December 5, 2000

Max Huffman Chief Operating Officer 8800 Blue Ridge, Suite 101 Kansas City, MO 64138 Effective: January 19, 2001

MISSOURI NETWORK ALLIANCE, L.L.C.

3. <u>DEFINITIONS</u> (Cont'd)

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<u>Terminating Facilities</u> - All equipment placed in a structure that converts the transmitted signal to a requested service type, connects the structure to the Company's network and provides a point of interface/connection to which the Customer can connect its equipment. This may include electronic equipment, cable, wiring, connecting panels and blocks.

<u>User</u> - A person, firm, or corporation designated as a user of common carrier services furnished to the Customer. A User must be specifically named in the Customer's application for services.

 \underline{xDSL} - Non-switched local exchange technologies that allow multiple forms of data and video to be carried over standard twisted pair copper, or UNEs, on the local loop between the central office and consumer site.

4. <u>PROVISION OF SERVICE</u>

The Company shall provide service to Customers which enter into a written contract with the Company specifying the services to be provided by the Company, the rates to be charged, and other terms and conditions of service. Certain general terms and conditions applicable to the provision of service by the Company are set forth in this Tariff. The Company will not provide services to any Customer until a contract has been executed.

5. OBLIGATIONS OF CUSTOMER

A. <u>Conditions for Use</u>

Service may be used for the transmission of information of the Customer provided that:

1. The Customer has entered into a written contract with the Company;

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C. <u>Payment of Rates and Charges</u> (Cont'd)

designated by the contract with the Customer, the Company will submit invoices to the Customer by the fifteenth of each month, which are due and payable upon receipt at the Customer's general office or at such other places as may be designated by the customer. Invoices not paid within thirty (30) days are subject to late charges and interest with interest compounded monthly at 1.5% per month, or such other amount otherwise allowed by law. In addition, failure to pay any past or currently due amounts may result in termination of service as described in Section 13 of this Tariff. Any billing errors shall be adjusted to the known date of error or for a period of one year, whichever is shorter.

2. There shall be added to the Customer's bill a surcharge equal to the pro rata share of any franchise, occupation, or business license, excise, privilege or other similar tax, fee or charge now or hereafter imposed upon the Company by any taxing body or authority, whether by statute, ordinance, law or otherwise in the provision of any service. All charges and fees subject to MoPSC jurisdiction, except taxes and franchise fees, will be submitted to the MoPSC for prior approval.

6. OBLIGATIONS OF THE COMPANY

A. <u>Undertakings</u>

The undertaking of the Company is to furnish service as ordered and specified by the Customer, and as limited by the terms and conditions of this Tariff and the contract entered into between the Customer and the Company. This offering is subject to the availability of Facilities. The Company undertakes to maintain and repair any equipment which it furnishes to the Customer and the Company. The Customer or User may not rearrange, disconnect, remove, or attempt to repair any equipment installed by the Company without the prior written consent of the Company.

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