



## Missouri Public Service Commission

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June 7, 2000

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Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**FILED<sup>2</sup>**

JUN 07 2000

**RE: Case No. TA-2000-731**

Missouri Public  
Service Commission

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **STAFF RECOMMENDATION**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Marc D. Poston  
Senior Counsel  
(573) 751-8701  
(573) 751-9285 (Fax)

MP/lb  
Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>  
JUN 07 2000

Missouri Public  
Service Commission

In the Matter of the Application of U.S. )  
Telepacific Corporation d/b/a TelePacific )  
Communications for Certificates of )  
Service Authority to Provide Intrastate )  
Interexchange Telecommunications )  
Services in the State of Missouri and for )  
Competitive Classification. )

Case No. TA-2000-731

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its recommendation states:

1. In the attached Memorandum, which is labeled Appendix A, the Staff recommends that the Missouri Public Service Commission ("Commission") grant U.S. Telepacific Corporation d/b/a TelePacific Communications (Applicant) a certificate to provide interexchange telecommunications services. The Commission shall grant an application for a certificate of telecommunications service authority upon a finding that the grant of authority is in the public interest. (See sections 392.430 and 392.440 RSMo 1994).

2. Staff also recommends that the Commission classify the Applicant and its services as competitive. The Commission may classify a telecommunications provider or its services as competitive if the Commission determines it is subject to sufficient competition to justify a lesser degree of regulation. (See section 392.361.2 RSMo 1994). All the services a competitive company provides must be classified as competitive. (See section 392.361.3 RSMo 1994).

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3. Staff further recommends that the Commission approve the waivers listed in the Commission's May 9, 2000, Notice of Applications. The Commission may waive the application of its rules and certain statutes if the Commission determines that the waiver is consistent with the purposes of Chapter 392 RSMo. (See sections 392.361.3 and 392.420 RSMo 1994 and section 392.185 RSMo Supp. 1999).

**WHEREFORE**, the Staff recommends that the Commission grant U.S. Telepacific Corporation d/b/a TelePacific Communications a certificate to provide interexchange telecommunications services; grant Applicant competitive classification; approve Applicant's proposed tariff, MO P.S.C. No. 1, with an effective date of June 18, 2000; and approve the waivers listed in the Notice of Applications.

Respectfully submitted,

DANA K. JOYCE  
General Counsel




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Marc D. Poston  
Senior Counsel  
Missouri Bar No. 45722

Attorney for the Staff of the  
Missouri Public Service Commission  
P. O. Box 360  
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## Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 7th day of June 2000.

  
\_\_\_\_\_

MEMORANDUM

TO: Missouri Public Service Commission Official Case File  
Case No. TA-2000-731 File No. 2000 01012  
Applicant: U.S. Telepacific Corporation  
d/b/a TelePacific Communications

FROM: Arthur P. Kuss *APK*  
Telecommunications Department  
*J* 6/6/00 *Wm K Hoss* 6/7/00 *MP* 6-7-00  
Utility Operations Division/Date General Counsel's Office/Date

SUBJECT: **Staff Recommendation for Approval of U.S. Telepacific Corporation d/b/a TelePacific Communications Certificate Application and Proposed Tariff to Provide Interexchange Telecommunications Services.**

DATE: June 05, 2000

Date assigned: May 04, 2000 Staff deadline: June 08, 2000

The Telecommunications Department Staff (Staff) recommends that the applicant be granted the following certificate(s), as indicated by check marks, to be effective on the same date the tariff becomes effective:

- Certificate to provide interexchange telecommunications services.
- Certificate to provide non-switched local exchange\* telecommunications services.

\*Local exchange authority should be restricted to dedicated, private line services.

- ✓ Staff recommends the applicant receive competitive classification.
- ✓ Staff recommends approval of the applicant's proposed tariff, **P.S.C. MO. Tariff No. 1** with a proposed Effective Date of **June 18, 2000**
- ✓ Staff recommends approval of the waivers listed in the Notice.

There is an attachment to this recommendation indicating additional recommendations or special considerations: Yes  No

06-06-00P01:15 RCVD *MS*

<b>Application / Tariff Review Items</b>	
<input checked="" type="checkbox"/>	No applications to intervene filed. Intervention deadline: <b>May 24, 2000</b>
<b>Application contains the following:</b>	
<input checked="" type="checkbox"/>	Proper Secretary of State authorization.
<input checked="" type="checkbox"/>	Request for classification as a competitive telecommunications company.
<input checked="" type="checkbox"/>	All requested waivers are listed in the Notice and all requested waivers have been previously granted to other competitive companies.
<b>Proposed tariff:</b>	
<input checked="" type="checkbox"/>	Complies with PSC rules and statutes applicable to applicant.
<input type="checkbox"/>	Operator Services are not inconsistent with 4 CSR 240-33.130.
<input type="checkbox"/>	Includes "interexchange" tariff text if it offers private line service w/o requesting a local certificate.
<input type="checkbox"/>	If ICB pricing proposed, only for private line.
<input type="checkbox"/>	If ICB pricing is offered, tariff includes standardized ICB text.
<input checked="" type="checkbox"/>	Rate structures or service offerings are similar to existing IXC offerings (In addition, tariff does not geographically de-average.)
<input checked="" type="checkbox"/>	If promotional offering text is included, it is the standardized promotional text.
<input checked="" type="checkbox"/>	Waivers listed in tariff match those listed in application and Notice.

<b>Services Offered in Initial Tariff</b>	
<input checked="" type="checkbox"/> 1+	<input type="checkbox"/> Private Line
<input checked="" type="checkbox"/> 800/888/877 Services	<input checked="" type="checkbox"/> Debit card
<input checked="" type="checkbox"/> Directory Assistance	<input checked="" type="checkbox"/> Travel Card
<input type="checkbox"/> Operator Services	Other: _____

Has the proposed effective date been extended?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
New effective date: _____		
Have substitute tariff sheets been filed?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Date substitute sheets filed: <b>June 05, 2000</b>		

From:	Initials:	Date:	Revised:
Mr. Kuss	APK	06/05/00	
Wm. Voight	<i>BV</i>	<i>6-6-00</i>	
Mr. VanEschen			
Mr. Henderson			
Legal			

**Service List for  
Case No. TA-2000-731  
June 7, 2000**

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