

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
May 4, 2001**

CASE NO: TA-2000-692

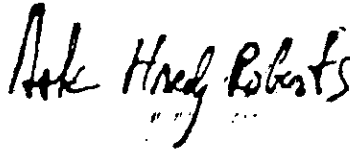
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Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of OnSite)	
Access Local, LLC, for a Certificate of)	
Service Authority to Provide Resold and)	
Facilities-based Intrastate Interexchange)	Case No. TA-2000-692
and Nonswitched Local Exchange Telecom-)	Tariff No. 200000980
munications Services in the State of)	
Missouri and to Classify Said Services as)	
Competitive.)	

ORDER APPROVING INTEREXCHANGE AND NONSWITCHED LOCAL EXCHANGE
CERTIFICATES OF SERVICE AUTHORITY AND ORDER APPROVING TARIFF

OnSite Access Local, LLC (OnSite), applied to the Missouri Public Service Commission (Commission) on April 27, 2000, for certificates of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services in Missouri under Sections 392.410-.450, RSMo 1994.¹ OnSite asked the Commission to classify it as a competitive company and to waive certain statutes and rules as authorized by Sections 392.361 and 392.420. OnSite is a New York corporation with its principal office located at 1372 Broadway, Second Floor, New York, New York 10018.

The Commission issued a Notice of Applications for Intrastate Certificates of Service Authority and Opportunity to Intervene on May 2, 2000, directing parties wishing to intervene to file their requests by May 17, 2000. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the

¹ All further statutory references are to the Revised Statutes of Missouri 1994 unless otherwise indicated.

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opportunity to present evidence. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo. App. 1989). Since no one has asked permission to intervene or requested a hearing, the Commission may grant the relief requested based on the application.

OnSite filed a proposed tariff in conjunction with its application and filed substitute sheets on June 2, 2000; June 8, 2000; November 6, 2000; November 7, 2000; November 27, 2000; and April 25, 2001. The tariff's original effective date was June 11, 2000; however, the effective date has been extended a number of times by OnSite, and is now May 16, 2001. OnSite's tariff describes the rates, rules, and regulations it intends to use, identifies OnSite as a competitive company, and lists the waivers requested. OnSite intends to provide interexchange and nonswitched local exchange telecommunications services including operator services, all forms of 1+ intraLATA and interLATA long distance services, including 800 and calling card service, and private line services.

In its memorandum filed on April 27, 2001, the Staff of the Commission (Staff) recommended that the Commission grant OnSite a certificate of interexchange service authority, and a certificate of service authority for local exchange telecommunications services on condition that this authority be restricted to providing dedicated private line services. Staff recommended that the Commission grant OnSite competitive status, and waiver of the statutes and rules listed in the Notice. Staff recommended that the Commission approve the proposed tariff as amended to become effective on May 16, 2001.

The Commission finds that competition in the intrastate interexchange and nonswitched local exchange telecommunications markets is in the public interest and OnSite should be granted certificates of service authority. The Commission finds that the services OnSite proposes to offer are competitive and OnSite should be classified as a competitive company. The Commission finds that waiving the statutes and Commission rules set out in the ordered paragraph below is reasonable and not detrimental to the public interest.

The Commission finds that OnSite's proposed tariff details the services, equipment, and pricing it proposes to offer, and is similar to tariffs approved for other Missouri certificated interexchange and nonswitched local exchange carriers. The Commission finds that the proposed tariff filed on April 27, 2000, shall be approved as amended to become effective on May 16, 2001.

IT IS THEREFORE ORDERED:

1. That OnSite Access Local, LLC, is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to the conditions of certification set out above.

2. That OnSite Access Local, LLC, is granted a certificate of service authority to provide nonswitched local exchange telecommunications services in the state of Missouri limited to providing dedicated private line services, subject to all applicable statutes and Commission rules except as specified in this order.

3. That OnSite Access Local, LLC, is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

Statutes

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(s)

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

4. That the tariff filed by OnSite Access Local, LLC, on April 27, 2000, under tariff number 200000980, is approved as amended to become effective on May 16, 2001. The tariff approved is:

Missouri P.S.C. Tariff No. 1

Original Title Sheet

Original Sheet No. 1 through Original Sheet No. 24

5. That this order shall become effective on May 16, 2001.

6. That this case may be closed on May 17, 2001.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read "Dale Hardy Roberts". The signature is written in a cursive, somewhat stylized script.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Vicky Ruth, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

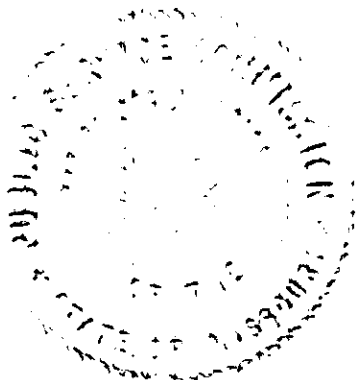
Dated at Jefferson City, Missouri,
on this 4th day of May, 2001.

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 4th day of May 2001.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge