

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

In the Matter of the Application of)	
Neutral Tandem - Missouri, LLC for Expansion of)	
Certificate of Service Authority to Provide)	Case No. CA-2010-0245
Basic Local Exchange Telecommunications Service)	
in the State of Missouri and to Classify said)	
Services and the Company as Competitive)	

**APPLICATION TO EXPAND CERTIFICATE
OF BASIC LOCAL SERVICE AUTHORITY**

COMES NOW Neutral Tandem - Missouri, LLC, ("Applicant" or "Neutral Tandem"), by its undersigned counsel, and pursuant to sections 392.361, 392.410, 392.420, 392.430, and 392.450 and 392.455 RSMo. and 4 CSR 240-2.060 and 4 CSR 240-3.510, and hereby applies to expand its certificate of basic local telecommunications service authority to include provision of basic local exchange telecommunications service throughout all exchanges in the State of Missouri, as authorized by Section 392.450.3, RSMo.

Pursuant to Sections 392.420, 392.245.5(8) and 392.361 RSMo and 4 CSR 240-32.010(2), Neutral Tandem also seeks a waiver of certain Commission rules and statutory provisions. In support of its Application, Neutral Tandem states as follows:

1. Neutral Tandem - Missouri, LLC, is a corporation duly organized and existing under and by virtue of the laws of the State of Delaware, and is duly authorized to conduct business in Missouri. The nature of the Applicant's business is telecommunications. Applicant's principal place of business is 1 South Wacker Drive, Suite 200, Chicago, Illinois 60606. Its telephone number is 312-384-8000 and its toll-free customer service number is 1-866-388-7258.

2. Neutral Tandem was previously granted certificate of service authority from the Missouri Public Service Commission to provide basic local exchange services in Case No. CA-2006-0035 (Order issued November 10, 2005, effective November 20, 2005). Neutral Tandem was also granted interexchange and non-switched local exchange authority in Case No. XA-2006-0034 (Order issued August 23, 2005, effective September 6, 2005). Pursuant to 4 CSR 240-2.060(1)(C), a Certificate of Good Standing to transact business in Missouri, issued by the Missouri Secretary of State, was attached to the Application in Case No. CA-2006-0035, and is hereby incorporated by reference herein pursuant to 4 CSR 240-2.060(1)(G).

3. The certificate of service authority granted in CA-2006-0035 grants Neutral Tandem the authority to provide basic local services in the portions of Missouri that are currently served by Southwestern Bell Telephone, L.P., d/b/a SBC Missouri; Sprint Missouri, Inc.; CenturyTel of Missouri, LLC; and Spectra Communications Group, LLC, d/b/a CenturyTel. Both Neutral Tandem and its basic local services were classified as competitive in Case No. CA-2006-0035.

4. An officer's verification of the information contained in the Application is attached hereto.

5. All correspondence, communications, pleadings, notices, orders and decisions relating to this Application should be addressed to:

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All inquiries or communications regarding the ongoing operations of Neutral Tandem should be addressed to:

Richard Monto
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6. By this Application, and pursuant to Section 392.450.3 RSMo, Neutral Tandem requests an expansion of its certificate of service authority to provide competitive basic local exchange services to residential and business customers throughout all exchanges in the state of Missouri of all incumbent local exchange companies (ILECs). The exchanges in which Neutral Tandem seeks authority are listed in the approved tariffs of the ILECs. Neutral Tandem's proposed service areas will follow the respective exchange boundaries of each incumbent LEC and shall be no smaller than an exchange as required by Section 392.455(3) RSMo.

7. Pursuant to this Application, Neutral Tandem seeks authority to offer and provide all forms of facilities-based and resold basic local telecommunications service to customers within Missouri as defined in 386.020(4) RSMo.

8. Applicant continues to possess sufficient technical and managerial resources and abilities to provide basic local telecommunications service as required by Section

392.455(1) RSMo, as found by the Commission in Case No. CA-2006-0035. A listing of Applicant's principal management employees and their qualifications was attached to Neutral Tandem's Application in Case No. CA-2006-0035, and has not changed. It is hereby incorporated by reference herein pursuant to 4 CSR 240-2.060(1)(G).

9. Applicant continues to possess the necessary financial resources and abilities to provide the services it proposes as required by Section 392.455(1) RSMo and has the necessary capital to conduct its proposed operations in Missouri, as found in Case No. CA-2006-0035. Based on the prior, recent determination, and on Neutral Tandem's successful operation since that case, Neutral Tandem seeks a waiver of the requirement that financial data be submitted under 4 CSR 240-3.510(1)(D).

10. Neutral Tandem - Missouri, LLC, seeks continued classification as a competitive company, including classification of its expanded basic local exchange telecommunications services as competitive, pursuant to Section 392.361 and Section 392.420 RSMo and 4 CSR 240-3.510(1)(A), with the accompanying reduced regulation that accompanies such classification. Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation and that granting this request will allow greater price and service options for telephone users. In the Commission's previous orders granting certificates of service authority, the Commission classified Neutral Tandem and its services as competitive.

11. Neutral Tandem - Missouri, LLC, will offer basic local telecommunications services as a separate and distinct service in accordance with applicable law. Neutral Tandem will give consideration to equitable access for all Missourians, regardless of where they might reside or their income, to affordable telecommunications services in Neutral Tandem's proposed service areas in accordance with the law.

12. Applicant is willing to comply with all applicable Commission rules, except those that are waived, in providing basic local service in the expanded service area. Specifically, Neutral Tandem will file and maintain tariffs and meet applicable minimum standards established by the Commission. Neutral Tandem will make reports to and other informational filings with the Commission as required. Pursuant to Section 392.420 RSMo (see also Section 392.245.5(8)), which provides good cause for this request, Applicant requests the following statutes and regulations be waived for Neutral Tandem - Missouri, LLC, and its basic local exchange service offerings:

STATUTES

392.210.2	- Uniform System of Accounts
392.240.1	- Just and Reasonable Rates
392.270	- Ascertain Property Values
392.280	- Depreciation Accounts
392.290	- Issuance of Securities
392.300	- Transfer of Assets and Acquisition of Stock
392.310	- Issuance of Stock & Debt
392.320	- Stock dividend payment
392.330	- Issuance of securities, debt and notes
392.340	- Reorganization(s)

REGULATIONS

4 CSR 240-3.550(5)(C)	- Exchange boundary maps
4 CSR 240-3.550(4) and 5 (A)	- Held order records and quality of service reports
4 CSR 240-10.020	- Depreciation fund income
4 CSR 240-30.040	- Uniform system of accounts
4 CSR 240-32.060	- Engineering and maintenance

4 CSR 240-32.070	- Quality of service
4 CSR 240-32.080	- Service objectives and surveillance levels
4 CSR 240-33.040(1) through (3) and (5) through (10)	- Billing and payment standards
4 CSR 240-33.045	- Clear identification and placement of charges on bills
4 CSR 240-33.080(1)	- Toll-free number on bills for billing disputes
4 CSR 240-33.130(1), (4) and (5)	- Operator service

13. Applicant acknowledges 4 CSR 240-3.510(1)(C), which requires that a tariff and any applicable interconnection agreements must be filed with the Commission and approved before service can be provided.

14. Applicant submits that the public interest will be served by Commission approval of this Application because Applicant's proposed service will create and enhance competition and expand customer service options, consistent with the legislative goals set forth in the Telecommunications Act of 1996 and Chapter 392 RSMo. Prompt approval of this Application also will expand the availability of innovative, high quality and reliable telecommunications services within the State of Missouri.

15. Notwithstanding the provisions of Section 392.500 RSMo., as a condition of certification and competitive classification, Neutral Tandem agrees that, unless otherwise ordered by the Commission, Neutral Tandem's originating and terminating switched exchange access rates will be no greater than the lowest Commission-approved corresponding access rates in effect for each ILEC within those service area(s) in which Applicant seeks authority to provide service. Additionally, pursuant to the Commission's Report and Order in Case No. TO-99-596, Neutral Tandem agrees that if the ILEC in whose service area the Applicant is operating decreases its originating and/or terminating

access service rates, the Applicant shall file an appropriate tariff amendment to reduce its originating and/or terminating access rates within thirty (30) days of the ILEC's reduction of its originating and/or terminating access rates in order to maintain the cap on switched access rates.

16. Neutral Tandem has no pending or final judgments or decisions against it from any state or federal agency or court that involve customer rates or service.

17. Neutral Tandem has no annual report or assessment fees that are overdue.

WHEREFORE, Applicant Neutral Tandem - Missouri, LLC, respectfully requests that the Commission grant it an expanded certificate of service authority to provide basic local telecommunications service as herein requested, classify Applicant and Applicant's proposed basic local services as competitive, and grant waivers of aforesaid statutes and regulations, at the Commission's earliest convenience.

Respectfully submitted,

/s/ William D. Steinmeier

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ATTORNEY FOR APPLICANT
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CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been served electronically on the Office of Public Counsel at opcservice@ded.mo.gov and on the General Counsel's office at gencounsel@psc.mo.gov this 26th day of February, 2010.

/s/ William D. Steinmeier

William D. Steinmeier