

ANDERECK, EVANS, MILNE, PEACE & BAUMHOER, L.L.C.

ATTORNEYS AT LAW

305 EAST McCARTY STREET

P.O. BOX 1438

JEFFERSON CITY, MISSOURI 65102-1438

TELEPHONE 573-634-3422

FAX 573-634-7822

EUGENE E. ANDERECK
TERRY M. EVANS
ERWIN L. MILNE
JACK PEACE
PATRICK A. BAUMHOER
CRAIG S. JOHNSON
RODRIC A. WIDGER
GEORGE M. JOHNSON
BEVERLY J. FIGG
PEGGY D. RICHARDSON
CARL E. LIPPELMAN
WILLIAM S. LEWIS
VICTOR S. SCOTT
LESLEY A. RENFRO
DANA L. KOLLAR
J. W. TRIMMER
COREY K. HERRON
JOSEPH B. MYERS, JR.
MARVIN L. SHARP
OF COUNSEL
GREGORY C. STOCKARD
(1904-1993)
PHIL HAUCK (1924-1991)

TRENTON OFFICE
918 AND WASHINGTON STREET
P.O. BOX 547
TRENTON, MISSOURI 64683-0547
816-359-2244
FAX 816-359-2116

SPRINGFIELD OFFICE
1111 S. GLENSTONE
P.O. BOX 4929
SPRINGFIELD, MISSOURI 65908-4929
417-864-6401
FAX 417-864-4967

PRINCETON OFFICE
807 NORTH WASHINGTON
PRINCETON, MISSOURI 64673
816-748-2244

SMITHVILLE OFFICE
119 E. MAIN STREET
P.O. BOX 654
SMITHVILLE, MISSOURI 64089
816-532-3895
FAX 816-532-3899

July 1, 1997

FILED

JUL 1 1997

MISSOURI
PUBLIC SERVICE COMMISSION

TA-98-2

Mr. Cecil Wright
Executive Secretary
MO PSC, P. O. Box 360
Jefferson City, MO 65102

Re: Application of White River Technologies, L.L.C.

Dear Mr. Wright:

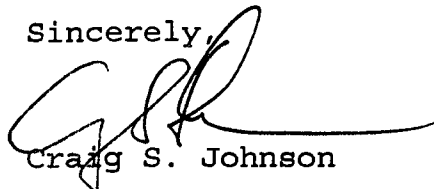
Enclosed please find an original and 14 copies of Application of White River Technologies, L.L.C., with the following attachments:

Certified Copies of Articles of Organization and Certificate of Organization;

Applicant's Initial Tariffs PSC Mo No. 1, Original Sheets 1-21, with an August 15, 1997 effective date.

I have this day sent copies to MO PSC Staff and Office of Public Counsel. Thank you for seeing these filed.

Sincerely,



Craig S. Johnson

CSJ:skl
Enclosures
cc: Office of Public Counsel
MO PSC Staff
John Richards
Larry Frazier
George Johnson

3800002

FILED

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

JUL 1 1997

MISSOURI
PUBLIC SERVICE COMMISSION

In the Matter of the Application of)
White River Technologies, Inc. L.L.C.,)
for a Certificate of Authority to)
Provide Interexchange and nonswitched)
local Telecommunications Services)
within the State of Missouri.)

Case No. TA 98-2

APPLICATION

Comes now Applicant White River Technologies, Inc., L.L.C., pursuant to 4 CSR 240-2.060 and submits this Application. Applicant hereby applies for competitive classification of itself and its services pursuant to § 392.361 RSMo, and requests a Certificate of Service Authority to provide and resell interexchange and nonswitched local telecommunications services within the state of Missouri pursuant to §§ 392.410, 392.420, and 392.430 RSMo, and requests the standard waiver of statutes and rules granted competitive companies and services authorized by federal and state law. In support of this Application, Applicant states the following:

1. Applicant is a Limited Liability Company duly organized and existing under the laws of the State of Missouri. Certified Copies of Applicant's Articles of Organization and Certificate of Organization are attached hereto as Exhibits 1 and 2 respectively. The character of Applicant's business is as indicated on the Articles of Organization. Applicant's initial interest is to provide fiber optic facilities to public and private entities.

2.

2. Applicant's registered agent, principal office and place of business is:

Larry D. Frazier
White River Technologies, Inc. L.L.C.
East Highway 76
P. O. Box 969
Branson, MO 65615
417-335-9335
417-335-9250

3. Communications, pleadings, and correspondence pertaining to this Application should be addressed and delivered to:

Larry D. Frazier
White River Technologies, Inc. L.L.C.
East Highway 76
P. O. Box 969
Branson, MO 65615 417-335-9335
417-335-9250

Craig S. Johnson
Andereck, Evans, Milne, Peace, and Baumhoer, LLC
305 E. McCarty
P. O. Box 1438
Jefferson City, MO 65102
(573) 634-3422
(573) 634-7822 FAX

4. Applicant hereby requests a certificate of service authority to provide interexchange and nonswitched local telecommunications services, including the resale thereof, within the state of Missouri pursuant to §§ 392.410, 392.420, and 392.430 RSMo.

5. Applicant hereby requests that it and its services be classified as competitive services pursuant to § 392.361 RSMo. Applicant initially intends to provide fiber capacity and services on fiber facilities to public schools for educational purposes, and may thereafter provide data or communications services on fiber facilities to others.

6. Applicant hereby requests, pursuant to § 392.420 RSMo, waiver of the following rules and statutory provisions regarding the regulation of Applicant as a competitive telecommunications carrier:

STATUTES

392.240 (1) RSMO	Rate
392.270 RSMo	Valuation of Property
392.280 RSMo	Depreciation
392.290 RSMo	Issuance securities
392.310 RSMo	Issuance securities
392.320 RSMo	Stock dividends
392.330 RSMo	Disposition stock proceeds
392.340 RSMo	Reorganization

RULES

4 CSR 240-10.020	Income on Deprec Invest
4 CSR 240-30.010 (2) (C)	Rate schedules
4 CSR 240-30.040	Uniform system of accounts
4 CSR 240-32.030 (1) (B)	Exchange maps
4 CSR 240-32.030 (1) (C)	Applications
4 CSR 240-32.030 (2)	Records
4 CSR 240-32.050 (3-6)	Records
4 CSR 240-32.070 (4)	Coin telephone
4 CSR 240-33.030	Minimum charges
4 CSR 240-33.040 (5)	Delinquent charges

7. Applicant files herewith as Exhibit 3 its initial tariffs with a proposed effective date 45 days after the filing of this Application, August 15, 1997.

8. Applicant possesses sufficient technical, financial, and managerial resources and abilities to provide the interexchange and nonswitched local telecommunications services for which certification is requested. Applicant is an affiliate of Sho-Me Power Electric Cooperative, a Missouri Rural Electric Cooperative with substantial assets operating in 30 counties for over 50 years.

9. Applicant will comply with all applicable Commission

rules and regulations for which waiver is not granted.

10. The granting of this application is in the public interest as improving school telecommunications services is in the public interest, as is increasing the supply and choices of competitive telecommunications providers and services in Missouri.

WHEREFORE, Applicant respectfully requests that the Commission grant Applicant the certificates of service authority requested, the waivers of statutes and rules requested, and approve the tariffs filed herewith, together with such other and further relief that the Commission deems appropriate.

ANDERECK, EVANS, MILNE
PEACE & BAUMHOER


BY 

Craig S. Johnson
MO Bar # 28179
305 East McCarty Street
Third Floor - Hawthorn Center
Post Office Box 1438
Jefferson City, Missouri 65102
Telephone: (573) 634-3422
Facsimile: (573) 634-7822

ATTORNEYS FOR APPLICANT

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing was mailed first class, postage prepaid this 1 day of July, 1997, to MoPSC Staff General Counsel, and to the Office of Public Counsel.



Craig S. Johnson

VERIFICATION

State of Missouri)
) ss.
County of)

Comes now Larry D. Frazier, being of lawful age and duly sworn, swears and affirms that:

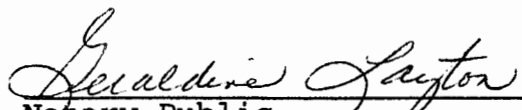
1. My name is Larry D. Frazier and I am the organizer and registered agent of White River Technologies, Inc., L.L.C. In that capacity I am authorized to apply for a certificate of service authority for White River Technologies, Inc., L.L.C. to provide nonswitched local and interexchange telecommunications within the state of Missouri.

2. The information contained in this Application is true and accurate to the best of my knowledge, information, and belief.

3. I have authorized Craig S. Johnson and the firm of Andereck, Evans, Milne, Peace, and Baumhoer, LLC to file and prosecute this application before the Missouri Public Service Commission.


Larry D. Frazier

Subscribed and sworn to before me this 30th day of May, 1997.


Notary Public

My Commission expires May 26, 2000 .

GERALDINE LAYTON
NOTARY PUBLIC STATE OF MISSOURI
TANEY COUNTY
MY COMMISSION EXP MAY 26, 2000



State of Missouri

Rebecca McDowell Cook, Secretary of State
P.O. Box 778, Jefferson City, Mo. 65102
Corporation Division

Articles of Organization (Submit in duplicate with filing fee of \$105)

- The name of the limited liability company is:
White River Technologies, L.L.C.
- The purpose(s) for which the limited liability company is organized: To provide fiber optic communication services and any other legal purpose.
- The name and address of the limited liability company's registered agent in Missouri is:

<u>White River Valley Electric Cooperative, Inc., E. Hwy 76, P.O. Box 969</u>
<small>Name Street address Branson, MO 65615 City/State/Zip</small>
- The management of the limited liability company is vested in one or more managers. Yes No
- The latest date on which the limited liability company is to dissolve is: December 31, 2027
Month/Day/Year
- Upon the withdrawal of any member, the remaining member(s) have the following right(s) (if any) to continue the business and affairs of the limited liability company:
All rights to continue or terminate.
- The name(s) and address(es) of each organizer:
Larry D. Frazier, E. Hwy 76, P.O. Box 969, Branson, MO 65615
- For tax purposes, is the limited liability company considered a corporation? Yes No

In affirmation thereof, the facts stated above are true:

Larry D. Frazier Organizer
 _____ Organizer
 _____ Organizer

FILED AND CERTIFICATE
ISSUED

JUN 27 1997

Rebecca McDowell Cook
SECRETARY OF STATE

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

CERTIFICATE OF ORGANIZATION
LIMITED LIABILITY COMPANY

WHEREAS,

WHITE RIVER TECHNOLOGIES, L.L.C.

FILED ITS ARTICLES OF ORGANIZATION WITH THIS OFFICE ON THE 27TH DAY OF JUNE, 1997, AND THAT FILING WAS FOUND TO CONFORM TO THE MISSOURI LIMITED LIABILITY COMPANY ACT;

NOW, THEREFORE, I, REBECCA McDOWELL COOK, SECRETARY OF STATE, STATE OF MISSOURI, BY VIRTUE OF AUTHORITY VESTED IN ME BY LAW, DO CERTIFY AND DECLARE THAT ON THE 27TH DAY OF JUNE, 1997, THE ABOVE ENTITY IS A LIMITED LIABILITY COMPANY, ORGANIZED IN THIS STATE AND ENTITLED TO ANY RIGHTS GRANTED TO LIMITED LIABILITY COMPANIES.

IN TESTIMONY WHEREOF, I HAVE SET MY HAND AND IMPRINTED THE GREAT SEAL OF THE STATE OF MISSOURI, ON THIS, THE 27TH DAY OF JUNE, 1997.

Rebecca McDowell Cook
Secretary of State



\$105.00