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July 15, 1999

**FILED**

JUL 15 1999

Missouri Public  
Service Commission

TA-2000-27

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

**Re: In the Matter of the Application of Fiber Four Corporation, d/b/a Rock Port Long Distance for a certificate of service authority to provide interexchange authority to provide interexchange and local exchange telecommunications services.**

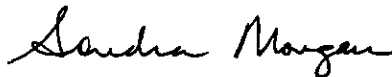
Dear Mr. Roberts:

Enclosed please find the original plus fourteen (14) copies of Application, and Motion to Expedite Tariff Approval or to Grant Interim Authority and Approval for filing on behalf of Applicant in the above referenced matter. Please bring this matter to the attention of the appropriate Commission personnel. A copy of this filing is being sent to all parties of record.

Thank you for your attention to this matter.

Very truly yours,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:   
Sondra B. Morgan

SBM/k

Enclosures

cc: Office of Public Counsel  
Staff, Mo. Public Service Commission

0000046

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

In the matter of the application of )  
Fiber Four Corporation )  
d/b/a Rock Port Long Distance for )  
a certificate of service authority )  
to provide interexchange and local )  
exchange telecommunications )  
services. )

Case No. TA-2000-27

**FILED**  
JUL 15 1999  
Missouri Public  
Service Commission

**APPLICATION**

Fiber Four Corporation d/b/a Rock Port Long Distance ("Applicant"), a Missouri corporation, files this verified application respectfully requesting that the Missouri Public Service Commission ("Commission") issue an order that:

- (a) grants Applicant a Certificate of Service Authority to provide interexchange and local exchange telecommunications services pursuant to Chapter 392 of the Missouri Revised Statutes;
- (b) grants competitive status to Applicant; and
- (c) waives certain Commission rules and statutory provisions pursuant to Section 392.420, RSMO Supp. 1998.

In support of its request, Applicant states:

1. Applicant is a Missouri corporation with its principal office and place of business at 107 Opp Street, Rock Port, Missouri 64482. Applicant was previously granted a certificate of authority to provide interexchange telecommunications service in Missouri as Fiber Four Corporation in Case No. TA-96-376. A copy of Applicant's Articles of Incorporation and Certificate of Authority from the Missouri Secretary of State to transact business in Missouri is marked as Appendix A and attached hereto as if more fully incorporated herein. Also attached as Appendix B is a copy of a Certificate and Registration of Fictitious Name for Applicant. (The

original of this Certificate of Corporate Records was attached to Applicant's Motion to Reinstate and Approve Tariff Filing for an Interim Period of Time filed with the Commission on July 2, 1999.) A list of Applicant's current officers and directors is attached as Appendix C and is incorporated by reference herein.

2. All communications, notices, orders and decisions respecting this Application and proceeding should be addressed to:

Raymond Henagan  
Fiber Four Corporation d/b/a Rock Port Long Distance  
107 Opp Street, P.O. Box 147  
Rock Port, Missouri 64482

W.R. England, III, Esq.  
Sondra B. Morgan, Esq.  
Brydon, Swearngen & England, P.C.  
312 East Capitol Street  
P.O. Box 456  
Jefferson City, Missouri 65102

3. Applicant proposes to resell one plus (1+) interexchange telecommunications services and associated operator and directory assistance services to business and residential customers located throughout the State of Missouri. Initially, Applicant will only provide service to local exchange customers of Rock Port Telephone Company in the exchanges of Rock Port, Watson and South Hamburg. Applicant will utilize its own facilities, or purchase for resale, the services or facilities of other carriers in order to provide the services sought to be provided.

4. Applicant proposes to charge for its services based upon rates, rules and regulations as proposed in the tariff attached hereto and incorporated by reference as Appendix D.

5. Applicant requests classification as a competitive telecommunications company within the State of Missouri. Applicant believes that its proposed services will be subject to

sufficient competition to justify a lesser degree of regulation. Granting of this application will allow greater price and service options for telephone users.

6. Applicant also requests, pursuant to Section 392.420, RSMO 1994, that the Commission waive the application of the following rules and statutory provisions as they relate to the regulation of Applicant:

§392.240(1)	Rates-reasonable average return on investment.
§392.270	Property valuation.
§392.280	Depreciation rates.
§392.290	Issuance of stocks and bonds.
§392.310	Issuance of stocks and bonds.
§392.320	Issuance of stocks and bonds.
§392.330	Issuance of stocks and bonds.
§392.340	Reorganization.
4 CSR 240-10.020	Income on depreciation fund investments.
4 CSR 240-30.010(2)(C)	Posting exchange rates at central offices.
4 CSR 240-30.040	Uniform System of Accounts.
4 CSR 240-32.030(1)(B)	Exchange boundary maps.
4 CSR 240-32.030(1)(C)	Record of access lines.
4 CSR 240-32.030(2)	In-state record keeping.
4 CSR 240-32.050(3-6)	Telephone directories.
4 CSR 240-32.070(4)	Coin telephones.
4 CSR 240-33.030	Inform customers of lowest priced service.
4 CSR 240-33.040(5)	Finance fee.

It is Applicant's understanding that the above-referenced rules and statutory provisions have typically been waived for other interexchange carriers in prior cases.

7. The interexchange services provided by Applicant will be performed by the Applicant or by independent contractors, agents or employees of Rock Port Telephone Company. For example, billing & collection and billing inquiry services will be performed by the Applicant, or they will be provided under contractual agreements between Applicant and independent

contractors, including local exchange carriers. Applicant will compensate its independent contractors, or local exchange carriers fully for all services provided on Applicant's behalf.

8. Rock Port Telephone Company has extensive experience in providing reliable and affordable telecommunications services to the public in the State of Missouri. As a result, Applicant will have available to it the technical expertise to provide interexchange telecommunications services that meet or exceed all service standards established by the Commission. A brief description of the qualifications and experience of the officers and managers is attached as Appendix E.

9. Applicant is financially capable of providing the proposed service. For purposes of illustration, Comparative Balance Sheets of the Applicant are attached as Appendix F.

10. The Commission has found that the interexchange market which Applicant seeks to enter is sufficiently competitive so as to justify a lesser degree of regulation. In Re Classification of Service Provided by Interexchange Telecommunications Carrier within the State of Missouri, Case No. TO-88-142, Report and Order (effective October 16, 1989) at pp. 19-20. Expedient grant of the instant Application will increase the competition in the provision of interexchange services, consistent with the Commission's policies and increase the variety and number of interexchange telecommunications providers and services available to users. Accordingly, Applicant's proposed operations are in the public interest.

WHEREFORE, Applicant respectfully requests that the Commission grant it a certificate of service authority to provide intrastate interexchange and local exchange telecommunications services to the public in the State of Missouri. If granted local exchange authority, such authority will be limited to the provisioning of dedicated, non-switched local exchange private line services.

Applicant also requests classification as a competitive telecommunications company. In addition, Applicant requests a waiver of the above-referenced rules and statutory provisions.

Respectfully submitted,



W.R. England, III      Mo Bar#23975  
Sondra B. Morgan      Mo Bar #35482  
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Jefferson City, MO 65102-0456  
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Attorneys for FIBER FOUR CORPORATION d/b/a  
ROCK PORT LONG DISTANCE COMPANY

VERIFICATION

STATE OF MISSOURI            )  
  )ss.  
COUNTY OF NODAWAY        )

Evan Copsey, having been duly sworn upon his oath, states that he is Vice-President of Fiber Four Corporation, d/b/a/ Rock Port Long Distance, Applicant herein, and as such, is duly authorized to execute said Application and to make this affidavit on its behalf; that the matters and things stated in the foregoing Application and exhibits thereto are true and correct to the best of his information, knowledge and belief.

*Evan Copsey*

Subscribed and sworn to before me, a notary public, on this 13<sup>th</sup> day of July, 1999.

*Val A. Derr*

Notary Public

VAL A. DERR  
NOTARY PUBLIC  
NOTARY SEAL STATE OF MISSOURI  
NODAWAY COUNTY  
MY COMMISSION EXPIRES ON DECEMBER 1, 2000

My Commission expires:  
12-1-2000