

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

In The Matter of the Application of)	
Giant Communications, Inc. for)	
Certificate of Service Authority to)	Case No. _____
Provide Interexchange and Non-Switched)	
Local Exchange Telecommunications)	
Services in the State of Missouri.)	

**APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY
TO PROVIDE INTEREXCHANGE AND NON-SWITCHED
LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES IN MISSOURI**

Comes now Giant Communications, Inc. ("Giant"), pursuant to Sections 392.361, 392.410, 392.420, 392.430, 392.440, and 392.470, RSMo, and 4 CSR 240-2.060 and 240-3.510, and in support of its Application for a certificate of service authority as an interexchange and non-switched local exchange telecommunications service carrier to provide telecommunication services in the State of Missouri and to classify said services as competitive, states to the Missouri Public Service Commission ("Commission") as follows:

1. Giant Communications, Inc. is a corporation duly organized and existing under and by virtue of the laws of Kansas, and has authority from the Missouri Secretary of State to transact business as a foreign corporation in Missouri. Its headquarters and principal place of business are located at 418 W. 5th Street, Holton, Kansas 66436, and its telephone number is (785) 866-2310. A copy of the Applicant's Certificate of Good Standing from the Kansas Secretary of State's Office is attached as **Appendix A**. A copy of its Certificate of Registration to do business in Missouri is attached as **Appendix B**.

2. All inquiries, correspondence, communications, pleadings, notices, orders, and decisions relating to the case should be addressed to:

Roger Del Fiacco
Giant Communications, Inc.
418 W. 5th Street, Suite A
Holton, KS 66436-1506

3. Giant Communications, Inc. provides telecommunication services. Specifically, Giant intends to provide Missouri Telecommunications Services in Missouri.

4. Giant seeks Commission certification to provide telecommunications service in Missouri. Specifically, Giant seeks authority as an interexchange and non-switched local exchange telecommunications service carrier to offer and provide telecommunications services, pursuant to Sections 392.430, 392.440, and 392.470, RSMo.

5. The Commission may grant Giant a certificate of service authority as an interexchange and non-switched local exchange telecommunications service carrier to provide telecommunication services if the Commission finds such authority to be in the public interest. Approval of this Application will serve the public interest because Giant's proposed Services are consistent with the public interest and with the legislative goals set forth in the federal Telecommunications Act of 1996 and Chapter 392 RSMo. Approval of this Application will expand the availability of innovative, high quality, and reliable telecommunications services within the State of Missouri.

6. Giant Communications, Inc. seeks classification of itself and its services as competitive. Applicant submits that the services it provides are subject to sufficient competition to justify competitive classification and promote the public interest. See Section 392.361. Expedious grant of this Application will further competition and allow Giant Communications, Inc. to compete with other companies, consistent with the Commission's policies and the

legislative goals set forth in the federal Telecommunications Act of 1996 and Chapter 392 RSMo. Applicant submits that the public interest will be served by Commission approval of this application because Applicant's proposed services will create and enhance competition and expand customer service options. Approval will also expand the availability of innovative, high quality, and reliable telecommunications services within the state of Missouri. Accordingly, all the services by which Giant Communications, Inc. proposes to provide should be designated as competitive, and Giant Communications, Inc. should be designated as a competitive telecommunication company.

7. Giant Communications, Inc. will not unjustly discriminate among its customers as is prohibited by Section 392.200 RSMo. Applicant is willing to comply with all applicable Commission rules, except those which are specifically waived by the Commission. Consistent with the Commission's treatment of other certificated interexchange telecommunications carriers, Giant Communications, Inc. requests that the following statutes and regulations be waived for Giant Communications, Inc. with respect to its interexchange service offerings, pursuant to Sections 392.361.5 and 392.420, RSMo:

Statutes:

- 392.210.2 Accounting requirements (system of accounts)
- 392.240.1 Reasonableness of rates
- 392.270 Accounting requirements (valuation of property)
- 392.280 Accounting requirements (depreciation rates/accounts)
- 392.290 Issuance of stocks, bonds and other indebtedness
- 392.300 Transfer of property and ownership of stock
- 392.310 Approval of issuing stocks, bonds and other indebtedness
- 392.320 Certificate of Commission to be recorded-stock dividends
- 392.330 Accounting requirements (proceeds of sales of stock, bonds, notes, etc.)
- 392.340 Company reorganization

Rules:

- 4 CSR 240-3.520 Applications to sell or transfer assets
- 4 CSR 240-3.525 Applications to merge or consolidate
- 4 CSR 240-3.530 Applications to issue stocks, obtain loans
- 4 CSR 240-3.535 Applications to acquire stock
- 4 CSR 240-3.545(8)(C) Listing of Waivers in Tariff
- 4 CSR 240-3.550 Telco Records and Reports (except (5)(B), (D) and (E))
- 4 CSR 240-3.555 Residential Customer Inquiries
- 4 CSR 240-3.560 Procedure for Ceasing Operations
- 4 CSR 240-10.020 Depreciation Records
- 4 CSR 240-30.020 Residential Telephone Underground Systems
- 4 CSR 240-30.040 Uniform System of Accounts
- 4 CSR 240-32.010 General Provisions
- 4 CSR 240-32.040 Metering, Inspections and Tests
- 4 CSR 240-32.050 Customer Services
- 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 240-32.090 Connection of equipment and Inside Wiring
- 4 CSR 240-32.100 Provision of Basic Local and Interexchange Services
- 4 CSR 240-32.130-170 Prepaid Calling Cards (except 32.140 and 32.150(1))
- 4 CSR 240-32.180-190 Caller ID blocking requirements
- 4 CSR 240-33.010 Service and Billing Practice General Provisions
- 4 CSR 240-33.040 Billing and Payment standards
- 4 CSR 240-33.045 Clear identification and placement of charges on bills
- 4 CSR 240-33.050 Deposits
- 4 CSR 240-33.060 Residential Customer Inquiries
- 4 CSR 240-33.070 Discontinuance of service
- 4 CSR 240-33.080 Disputes by Residential Customers
- 4 CSR 240-33.090 Settlement agreements with residential customers
- 4 CSR 240-33.130 Operator Service requirements
- 4 CSR 240-33.140 Payphone requirements (except (2))
- 4 CSR 240-33.150 "Anti-Slamming" requirements
- 4 CSR 240-33.160 Customer Proprietary Network Information

8. Giant Communications, Inc. does not have any pending action or final unsatisfied judgment or decisions against it from any state or federal agency or court which involves customer service or rates, which action, judgment, or decision has occurred within three (3) years of the date of application.

9. Giant Communications, Inc. does not have any overdue annual reports or assessment fees due the Missouri Public Service Commission.

10. Giant Communications, Inc. possesses the necessary financial resources to provide the requested services.

11. The Applicant chooses to make available all retail telecommunications services only on its website at <http://www.giantcomm.net>.

12. Applicant states that it will undertake all necessary measures to ensure its contracts with other companies and carriers do not contain provisions preventing delivery of traffic to any telephone exchange area, and that such measures include but are not limited to:

- Prevention of call blocking and/or call gapping based on the cost of traffic termination.
- Preventing the alteration or stripping of Calling Party Number Identification.
- Ensuring sufficient network capacity exists to process all traffic according to industry accepted practices.

WHEREFORE, applicant Giant Communications, Inc. respectfully requests that the Commission grant it a certificate of service authority as an intrastate interexchange and non-switched local exchange telecommunications service carrier to provide telecommunication services as herein requested, grant competitive status to Applicant and Applicant's requested services, grant a waiver of the aforesaid statutes and regulations set forth in this Application, and grant such other relief as the Commission deems appropriate.

Respectfully submitted,



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Attorneys for Giant Communications, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent by electronic submission, hand delivered or sent by U.S. Mail, postage prepaid, this 9th day of May, 2013 to:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102



STATE OF KANSAS
OFFICE OF
SECRETARY OF STATE
KRIS W. KOBACH

Appendix A.

I, KRIS W. KOBACH, Secretary of State of the state of Kansas, do hereby certify, that according to the records of this office.

Business Entity ID Number: 2440261

Entity Name: GIANT COMMUNICATIONS, INC.

Entity Type: DOM: FOR PROFIT CORPORATION

State of Organization: KS

Resident Agent: GENE MORRIS

Registered Office: 418 W. 5TH ST, HOLTON, KS 66436

was filed in this office on January 24, 1997, and is in good standing, having fully complied with all requirements of this office.

No information is available from this office regarding the financial condition, business activity or practices of this entity.



In testimony whereof I execute this certificate and affix the seal of the Secretary of State of the state of Kansas on this day of April 22, 2013

A handwritten signature in cursive script that reads "Kris W. Kobach".

KRIS W. KOBACH
SECRETARY OF STATE

Certificate ID: 573712 - To verify the validity of this certificate please visit <https://www.kansas.gov/bess/flow/validate> and enter the certificate ID number.

STATE OF MISSOURI



Jason Kander
Secretary of State

CERTIFICATE OF AUTHORITY

WHEREAS,

GIANT COMMUNICATIONS, INC.

using in Missouri the name

GIANT COMMUNICATIONS, INC.
F01310891

has complied with the General and Business Corporation Law which governs Foreign Corporations; by filing in the office of the Secretary of State of Missouri authenticated evidence of its incorporation and good standing under the Laws of the State of Kansas.

NOW, THEREFORE, I, JASON KANDER, Secretary of State of the State of Missouri, do hereby certify that said corporation is from this date duly authorized to transact business in this State, and is entitled to all rights and privileges granted to Foreign Corporations under the General and Business Corporation Law of Missouri.

IN TESTIMONY WHEREOF, I hereunto
set my hand and cause to be affixed the
GREAT SEAL of the State of Missouri.
Done at the City of Jefferson, this
26th day of April, 2013.


Secretary of State



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

STATE OF Kansas)
) ss.
COUNTY OF Jackson)

I, Roger Del Fiacco, of lawful age and being duly sworn, state that I am presently Controller (Title) of Giant Communications, Inc. (Company Name), a public utility regulated by the Missouri Public Service Commission (MoPSC) or entity representing a party filing before the MoPSC; and further state that I fully understand that the Electronic Filing Information System (EFIS) of the MoPSC cannot verify the content, quality or format of the electronic file(s) that my company (or entity) submits to the MoPSC. On behalf of the company or entity I represent, I acknowledge that it is solely my company's (or entity's) responsibility to ensure that any "proprietary" and "highly confidential" information that may be embedded in the "public" version of the electronic document file(s) that my company (or entity) submits to the MoPSC is non-viewable, non-searchable and non-reversible. I further acknowledge that it is solely my company's (or entity's) responsibility, when submitting electronic document files(s) to the MoPSC, to examine the stored version of these files to ensure that the information content, document quality and format of the electronic file(s) provide an accurate and complete representation of the print copy of the information.


Affiant

Subscribed and sworn to before me this 9th day of May, 2013.


Notary Public

My commission expires:

05/21/2015

