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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of)
Sterling Time Company for a Certificate of)
Service Authority to Provide Interexchange) Case No. TA-2000-338
Telecommunications Services)

ORDER APPROVING INTEREXCHANGE CERTIFICATE OF SERVICE AUTHORITY AND ORDER APPROVING TARIFF

Sterling Time Company (Sterling) applied to the Missouri Public Service Commission (Commission) on November 23, 1999, for a certificate of service authority to provide interexchange telecommunications services in Missouri under Chapter 392 of the Revised Missouri Statutes¹. Sterling asked the Commission to classify it as a competitive company and waive certain statutes and rules as authorized by Section 392.420. Sterling is a Florida corporation, with its principal office located at 1845 N.E. 146th Street, Miami, Florida 33181.

The Commission issued a Notice of Applications for Intrastate Certificates of Service Authority and Opportunity to Intervene on November 30, 1999, directing parties wishing to intervene to file their requests by December 15, 1999. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the opportunity to present evidence. State

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

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 verified application.

The Commission also issued an Order Directing Filing on November 30, 1999, directing that Sterling file a brief statement of the character of the business performed by the applicant as required by Commission Rule 4 CSR 240-2.060(1)(B). Sterling complied with this order by filing a Response to Order Directing Filing on December 13, 1999, stating that it is currently a reseller of interexchange services, primarily prepaid calling card services.

Sterling filed a proposed tariff in conjunction with its application with an effective date of January 7, 2000 and filed substitute sheets on December 21, 1999. Sterling's tariff describes the rates, rules, and regulations it intends to use, identifies Sterling as a competitive company, and lists the waivers requested. Sterling intends to provide interexchange telecommunications services, including 1+, 800/888/877, directory assistance, debit card, and travel card services.

In its Memorandum filed on December 22, 1999, the Staff of the Commission (Staff) stated that Sterling's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant Sterling a certificate of interexchange telecommunications services authority. Staff recommended that the Commission grant Sterling competitive status, and waiver of the statutes and rules listed in the Notice. Staff recommended that the

Commission approve the proposed tariff to become effective on January 7, 2000.

The Commission finds that competition in the intrastate interexchange telecommunications markets is in the public interest and Sterling should be granted certificates of service authority. The Commission finds that the services Sterling proposes to offer are competitive and Sterling 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 Sterling's proposed tariff details the services, equipment, and pricing it proposes to offer, and is similar to tariffs approved for other Missouri certificated interexchange exchange carriers. The Commission finds that the proposed tariff filed on November 23, 1999, as amended by substitute tariff sheets filed December 21, 1999, should be approved to become effective on January 7, 2000.

IT IS THEREFORE ORDERED:

1. That Sterling Time Company is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to all applicable statutes and Commission rules except as specified in this order.

2. That Sterling Time Company is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

Statutes

- 392.240(1) - ratemaking
- 392.270 - valuation of property (ratemaking)
- 392.280 - depreciation accounts
- 392.290 - issuance of securities
- 392.310 - stock and debt issuance
- 392.320 - stock dividend payment
- 392.340 - reorganization(s)
- 392.330, RSMo Supp. 1998 - issuance of securities,
debts and notes

Commission Rules

- 4 CSR 240-10.020 - depreciation fund income
- 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 boundary maps
- 4 CSR 240-32.030(1)(C) - record-keeping
- 4 CSR 240-32.030(2) - in-state record-keeping
- 4 CSR 240-32.050(3) - local office record-keeping
- 4 CSR 240-32.050(4) - telephone directories
- 4 CSR 240-32.050(5) - call intercept
- 4 CSR 240-32.050(6) - telephone number changes
- 4 CSR 240-32.070(4) - public coin telephone
- 4 CSR 240-33.030 - minimum charges rule
- 4 CSR 240-33.040(5) - financing fees

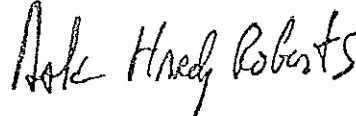
3. That the tariff filed by Sterling Time Company on November 23, 1999, as amended by substitute tariff sheets filed December 21, 1999, as tariff number 200000476, is approved to become effective on January 7, 2000. The tariff approved is:

P.S.C. Mo. Tariff No. 1

4. That this order shall become effective on January 7, 2000.

5. That this case may be closed on January 8, 2000.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Bill Hopkins, Senior Regulatory Law Judge,
by delegation of authority pursuant
to 4 CSR 240-2.120(1) (November 30,
1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 5th day of January, 2000.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION