

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
JULY 29, 1999**

CASE NO: TA-2000-27

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Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copy:

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office
in Jefferson City on the 29th
day of July, 1999.

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) **Case No. TA-2000-27**
Interexchange and Local Exchange Telecommunica-) **Tariff File No. 0000046**
tions Services.)

ORDER REGARDING TEMPORARY AUTHORITY

On July 15, 1999, Fiber Four Corporation d/b/a Rock Port Long Distance (Rock Port) filed its application for a certificate of service authority to provide intrastate interexchange and local exchange telecommunications services. Rock Port also filed a Motion to Expedite Application and Tariff Approval or to Grant Interim Authority and Approval. The Staff of the Missouri Public Service Commission (Staff) filed its response to Rock Port's Motion to Expedite indicating that Staff agrees that these circumstances warrant expediting review and anticipates filing its recommendation on Rock Port's application and tariff on or before July 28, 1999.

Section 392.430, RSMo 1994, requires notice to be given before a certificate of service authority for local exchange and interexchange telecommunications services may be approved by the Commission. Notice will be issued August 3, 1999, and parties have until August 18, 1999, to file an application for intervention if they wish to contest whether

it is in the public interest to grant a certificate of service authority or competitive status to the applicant. Rock Port filed substitute tariff sheets on July 23, 1999.

On July 29, 1999, the Staff filed a memorandum recommending that the Commission grant Rock Port a temporary certificate of service authority pursuant to Section 392.410.6, RSMo Cum. Supp. 1998, in order to avoid causing any Rock Port customer who has not selected a primary intraLATA toll carrier to be left without "1+" intraLATA toll service. Staff also recommended that the Commission issue its order granting Rock Port a temporary certificate of service authority to provide inter-exchange and local exchange telecommunications services for a period that shall terminate on the earlier of the effective date of the Commission's final order ruling on the application for certificate of service authority, or one year after the Commission grants the certificate of temporary service authority. Staff has no objections to Rock Port's request for competitive classification and requests for waiver of certain Missouri statutes and Commission rules. Furthermore, Staff has no objections to the tariff, as amended.

The Commission has reviewed the pleadings and staff's memorandum and finds that good cause exists to grant Rock Port a temporary certificate of service authority to provide interexchange telecommunications services pending the determination of an application for a certificate. Section 392.410.6, RSMo Cum. Supp. 1998, authorizes the Commission to

"issue a temporary certificate which shall remain in force not to exceed one year to assure maintenance of adequate service or to serve particular customers, without notice and hearing, pending the determination of an application for a certificate."

This temporary certificate will allow Rock Port to promptly implement its intraLATA dialing parity (ILDPA), as authorized by the Commission in Case No. TO-99-520, while continuing "1+" interLATA toll service to all Rock Port customers. The Commission will grant Rock Port a temporary certificate of service authority to provide interexchange and local exchange telecommunications services pending the determination of its application and will approve the accompanying tariffs.

IT IS THEREFORE ORDERED:

1. That Fiber Four Corporation d/b/a Rock Port Long Distance is granted a temporary certificate of service authority to provide intrastate interexchange and local exchange telecommunications pending determination of its application filed July 15, 1999.

2. That Tariff File No. 0000046, submitted in Case No. TA-2000-27 by Fiber Four Corporation d/b/a Rock Port Long Distance, and amended on July 23, 1999, is hereby approved for service to be rendered on or after July 30, 1999. The tariff sheets approved are:

PSC No. No. 1

Original Sheet 1 through Original Sheet 41

3. That this order shall become effective on July 30, 1999.

BY THE COMMISSION

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive style with a large initial "D".

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Drainer, Murray
and Schemenauer, CC., concur.
Crompton, C., absent.

Ruth, Regulatory Law Judge

Alt/Sec'y: Ruth / Pope

Date Circulated 7/29/99 DA-2000-27
CASE NO.

JR
Lumpke, Chair

Alford
Crumpton, Commissioner

CM
Murray, Commissioner

RS
Commissioner

add
Drainer, Vice-Chair

7/29/99
Agenda Date

Action taken: 4-0 AA

Must Vote Not Later Than _____

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

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson
City,

Missouri, this 29TH day of JULY, 1999.

Dale Hardy Roberts

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

