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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of Telephone)
Company of Central Florida, Inc. for a Certificate) Case No. TA-98-302
of Authority to Provide Competitive Intrastate)
Interexchange Telecommunications Service.)
)

ORDER APPROVING INTEREXCHANGE CERTIFICATE OF SERVICE
AUTHORITY AND ORDER APPROVING TARIFF

Telephone Company of Central Florida, Inc. (TCCF) applied to the Public Service Commission on January 21, 1998 for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994¹. TCCF asked the Commission to classify it as a competitive company and waive certain statutes and rules as authorized by Sections 392.361 and 392.420. TCCF is a Florida corporation, with its principal office located at 3575 West Lake Mary Boulevard, Suite 107, Lake Mary, Florida 32746.

The Commission issued a Notice of Applications and Opportunity to Intervene on February 3, directing parties wishing to intervene to file their requests by February 18. 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 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

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

or requested a hearing, the Commission may grant the relief requested based on the verified application.

TCCF filed a proposed tariff in conjunction with its application with an effective date of March 9. Substitute sheets were filed on February 24. TCCF's tariff describes the rates, rules, and regulations it intends to use, identifies TCCF as a competitive company, and lists the waivers requested. TCCF intends to provide interexchange telecommunications services including 1+ direct dial, 800/888/877, directory assistance, debit card and travel card services.

In its Memorandum filed on February 25 the Staff of the Commission stated that TCCF's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant TCCF a certificate of service authority, 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 March 9.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and TCCF should be granted a certificate of service authority. The Commission finds that the services TCCF proposes to offer are competitive and TCCF 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 TCCF's proposed tariff details the services, equipment, and pricing it proposes to offer, and is similar to tariffs approved for other Missouri certificated interexchange carriers. The Commission finds that the proposed tariff filed on January 21 should be approved to become effective on March 9.

IT IS THEREFORE ORDERED:

1. That Telephone Company of Central Florida, Inc., 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 Telephone Company of Central Florida, Inc., 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. 1997 - 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 Telephone Company of Central Florida, Inc., on January 21, 1998 is approved as amended to become effective on March 9, 1998. The tariff approved is:

P.S.C. Mo. No. 1

4. That this order shall become effective on March 9, 1998.
5. That this case shall be closed on March 10, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Amy E. Randles, 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 26th day of February, 1998.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION