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

In the Matter of the Application of	)	
Telecommunications Cooperative Network,	)	
d/b/a TCN, Inc. for a Certificate of Service	)	<b>Case No. TA-2000-220</b>
Authority to Provide Interexchange	)	Tariff File No. 200000204
Telecommunications Service and for	)	
Competitive Classification	)	

**SECOND ORDER REQUIRING FILING**

Telecommunications Cooperative Network, Inc., d/b/a TCN, Inc. (TCN) applied to the Public Service Commission on September 7, 1999, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994<sup>1</sup>. The first full paragraph of page one of its application stated, in part, that "TCN requests that its proposed services be classified as competitive." However, on page 1 of the proposed tariff which TCN filed on September 7, 1999, TCN stated that "TCN operates as a competitive telecommunications company within the State of Missouri."

Sections 386.020(9) and (10), RSMo 1998 Supp., distinguish between a competitive company and a competitive service. The sections state:

[As used in this chapter, the following phrases mean:] ...  
(9) "Competitive telecommunications company", a telecommunications company which has been classified as such by the commission pursuant to section 392.361, RSMo;

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

(10) "Competitive telecommunications service", a telecommunications service which has been classified as such by the commission pursuant to section 392.361, RSMo, or which has become a competitive telecommunications service pursuant to section 392.370, RSMo....

In addition, Section 392.361(1) requires an applicant for a certificate of service authority for telecommunications authority to choose to have itself or its services classified as competitive. The section states, in part, that a telecommunications company "...may file with the commission a petition to be classified as a competitive telecommunications company...or to have [its] services classified as competitive...."

The applicant will be ordered to file an amended pleading or to submit a substitute tariff sheet, showing the correct language to conform to the choice which TCN makes concerning the competitive classification of either its services or its company.

**IT IS THEREFORE ORDERED:**

1. That Telecommunications Cooperative Network, Inc., d/b/a TCN, Inc. shall on or before December 8, 1999, at 3:00 p.m., file an amended pleading or submit a substitute tariff sheet as set forth above or face possible suspension of its tariff.

2. That this order shall become effective on December 13,  
1999.

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 3rd day of December, 1999.