

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
April 14, 1998**

CASE NO: TA-98-377

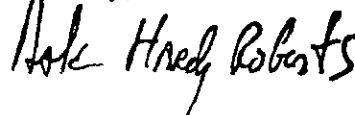
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Judith A. Rau
Rau & Rau
1007 Olive Street, 5th Floor
St. Louis, MO 63101

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

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copy:

National Telecom, Inc.
2235 East Flamingo Road, Suite 404
Las Vegas, NV 89119

Lance J.M. Steinhart
6455 East Johns Crossing, Suite 285
Duluth, GA 30097

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of National)	
Telecom, Inc. for a Certificate of Service)	<u>Case No. TA-98-377</u>
Authority to Provide Interexchange)	
Telecommunications Services.)	

ORDER GRANTING INTEREXCHANGE CERTIFICATE OF SERVICE AUTHORITY
AND ORDER APPROVING TARIFF

National Telecom, Inc. (NTI) applied to the Public Service Commission on March 3, 1998, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994¹. NTI 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. NTI is a Nevada corporation, with its principal office located at 2235 East Flamingo Road, Suite 404, Las Vegas, Nevada 89119.

The Commission issued a Notice of Applications and Opportunity to Intervene on March 17, directing parties wishing to intervene to file their requests by April 1. 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 or requested a hearing, the Commission may grant the relief requested based on the verified application.

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

NTI filed a proposed tariff in conjunction with its application and filed substitute sheets on April 1. The tariff's effective date is April 18. NTI's tariff describes the rates, rules, and regulations it intends to use, identifies NTI as a competitive company, and lists the waivers requested. NTI intends to provide interexchange telecommunications services including 1+ direct dial, 800/888/877 number, debit card, and travel card services.

In its Memorandum filed on April 10 the Staff of the Commission stated that NTI's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant NTI 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 as amended to become effective on April 18.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and NTI should be granted a certificate of service authority. The Commission finds that the services NTI proposes to offer are competitive and NTI 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 NTI'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 March 3 shall be approved as amended to become effective on April 18.

IT IS THEREFORE ORDERED:

1. That National Telecom, 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 National Telecom, 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 National Telecom, Inc. on March 3, 1998, is approved as amended to become effective on April 18, 1998. The tariff approved is:

P.S.C. Mo. No. 1

4. That this order shall become effective on April 18, 1998.

5. That this case shall be closed on April 27, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

L. Anne Wickliffe, Deputy Chief
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 14th day of April, 1998.

Atty/Sec'y: Wickliffe / Pope

4-13-98 4-16-98

Date Circulated Return by 3 p.m.

TA-98-377

CASE NO.

SL
Lumpe, Chair

CR
Crumpton, Commissioner

SM
Murray, Commissioner

SL
Commissioner Schemm

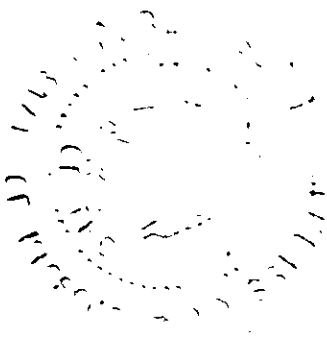
DR
Drainer, Vice-Chair

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SL Merrill. DR.*

**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 14th day of April, 1998.



Dale Hardy Roberts

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