

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 28th day
of March, 2012.

In the Matter of the Application of Fidelity)	
Communications Services I Inc. for designation)	
as an Eligible Telecommunications Carrier)	File No. CO-2012-0282
for Purpose of Receiving Low-Income and)	
Disabled Customer Support in Missouri.)	

ORDER GRANTING APPLICATION

Issue Date: March 28, 2012

Effective Date: April 30, 2012

The Missouri Public Service Commission is granting the application to amend the designation ("application") of Fidelity Communications Services I Inc. ("applicant") as an eligible telecommunications carrier ("ETC"), and waives regulations related to ETC application content, as follows.

On February 22, 2012, applicant filed the verified application. On February 23, 2012, the Commission ordered notice to all Missouri-certified telecommunications providers and set a deadline for intervention. The Commission received no application for intervention. On March 23, 2012, Staff filed its verified recommendation.

The Commission has jurisdiction to decide the application.¹ No law requires a hearing to grant the unopposed application, and no party has sought one,² so this action

¹ Section 392.200.4, RSMo Supp. 2010.

² State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Comm'n, 776 S.W.2d 494 (Mo. App., W.D. 1989).

does not constitute a contested case.³ Therefore, the Commission need not separately state its findings of fact, which the Commission bases on the verified filings.

In the application, applicant asks for a waiver of provisions related to high-cost support because applicant does not, and will not, participate in any high-cost support program. That fact constitutes good cause to waive the high-cost service provisions, as the Commission's regulations provide,⁴ and Staff agrees that the Commission should waive the high-cost support provisions. Therefore, the Commission will waive those provisions.

In the application, applicant seeks to expand the areas in which applicant provides federal Universal Service Fund ("USF") support for low-income and disabled wireless telecommunication services ("wireless service") through the Lifeline and Link-Up programs. In its recommendation, Staff states that applicant qualifies to provide services in the areas proposed in the application. Staff recommends granting the application.

THE COMMISSION ORDERS THAT:

1. The application is granted.
2. The wireless electronic telecommunications carrier designation of Fidelity Communications Services I, Inc., is amended and expanded to include benefits under the federal Lifeline and Link-Up programs in the service areas of incumbent local exchange carriers as sought in the application.
3. The following Commission regulations are waived:

4 CSR 240-3.570(2)(A)1;

4 CSR 240-3.570(2)(A)2;

³ Section 536.010(4), RSMo 2000.

⁴ 4 CSR 240-3.015(1), 4 CSR 240-2.060(4).

4 CSR 240-3.570(2)(A)3;

4 CSR 240-3.570(2)(C); and

4 CSR 240-3.570 (3)(C)(3).

4. This order shall become effective on April 30, 2012.

5. This file shall close on May 1, 2012.

(S E A L)

BY THE COMMISSION



Steven C. Reed
Secretary

Gunn, Chm., Jarrett and Kenney, CC., concur,
and certify compliance with the provisions
of Section 536.080, RSMo.

Jordan, Senior Regulatory Law Judge