

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 18th  
day of November, 1993.

In the matter of the application of	)	
Kansas City Executive Suites, Inc. for	)	
certificate of service authority to	)	<u>CASE NO. TA-94-59</u>
provide shared tenant services within	)	
the State of Missouri.	)	

ORDER GRANTING CERTIFICATE

On August 23, 1993, Kansas City Executive Suites, Inc. (Applicant) filed an application seeking a certificate of service authority to provide shared tenant services (STS) in Missouri. Applicant is proposing to provide STS to an executive suites office complex located at 2405 Grand Avenue, Suite 500, Kansas City, Missouri. The executive suites include forty offices sublet to businesses for their use and occupy approximately three-quarters of a floor in the building.

STS has been provided to the proposed location by Ross Management, Inc. d/b/a Forum Executive Suites- K.C. (Forum Suites). Forum Suites has indicated that it has not provided STS to the proposed location for some time and that it has no plans to operate in Missouri. Forum Suites has also indicated that it is agreeable to the cancellation of its certificate.

On September 14, 1993, the Commission issued an Order and Notice directing its Records Department to send notice of the application. The Commission stated that if no one filed an application to intervene or motion for hearing, Applicant would be allowed to submit evidence in support of the application by verified statement. No application to intervene nor motion for hearing was filed.

On October 27, 1993, the Staff of the Commission (Staff) filed a memorandum recommending approval of the application. Staff also recommended that Forum Suites' certificate be canceled.

The application was filed pursuant to Sections 392.440 and 392.520, RSMo Supp. 1992. Section 392.440 provides that any company offering the resale of local exchange telecommunications service must first obtain a certificate of

service authority. Section 392.440 further provides that the Commission shall approve such application upon a showing by the applicant and a finding by the Commission, after notice and hearing, that the grant of authority is in the public interest. The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered such an opportunity.

Section 392.520 provides that STS providers be afforded the minimum regulation permitted by Chapter 392. Also, in Case No. TO-86-53, the Commission established twelve standards for the provision of STS.

The Commission has reviewed the application in light of the standards established in Case No. TO-86-53 and finds that the application meets all of the requirements. Also, given the policy mandate of Section 392.520 that STS providers be afforded minimum regulation, the Commission finds that the showing of public interest required by Section 392.440 is met by the verified application for a certificate to provide STS. Thus, the Commission finds that the approval of the application is in the public interest and a certificate of service authority should be granted. The Commission also determines that Forum Suites' certificate of service authority should be canceled.

IT IS THEREFORE ORDERED:

1. That the certificate of service authority of Ross Management, Inc. d/b/a Forum Executive Suites- K.C. is hereby canceled.
2. That Kansas City Executive Suites, Inc. is hereby granted a certificate of service authority to provide shared tenant services in Missouri.
3. That the certificate of service authority granted in Ordered Paragraph 2 is subject to the conditions of certification set forth in Case No. TO-86-53.
4. That this Order shall become effective on November 30, 1993.

BY THE COMMISSION



David L. Rauch  
Executive Secretary

(S E A L)  
Mueller, Chm., McClure, Perkins,  
Kincheloe and Crumpton, CC., Concur.