

ANDERECK, EVANS, MILNE, PEACE & JOHNSON, L.L.C.

ATTORNEYS AT LAW

700 EAST CAPITOL AVENUE

COL. DARWIN MARMADUKE HOUSE

P.O. BOX 1438

JEFFERSON CITY, MISSOURI 65102-1438

TELEPHONE 573-634-3422

FAX 573-634-7822

EUGENE E. ANDERECK

TERRY M. EVANS

ERWIN L. MILNE

JACK PEACE

CRAIG S. JOHNSON

RODRIC A. WIDGER

GEORGE M. JOHNSON

BEVERLY J. FIGG

WILLIAM S. LEWIS

VICTOR S. SCOTT

COREY K. HERRON

LANETTE R. GOOCH

SHAWN BATTAGLER

ROB TROWBRIDGE

JOSEPH M. PAGE

LISA C. CHASE

DEIDRE D. JEWEL

JUDITH E. KOEHLER

ANDREW J. SPORLEDER

OF COUNSEL

MARVIN J. SHARP

PATRICK A. BAUMHOER

GREGORY C. STOCKARD (1904-1993)

PHIL HAUCK (1924-1991)

May 2, 2002

Secretary of PSC
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

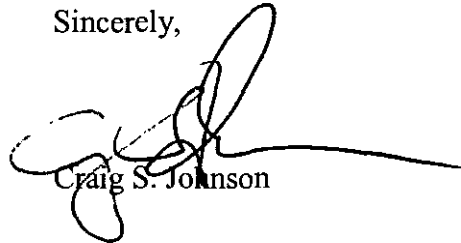
Re: Case No. TA-2002-238

Dear Judge Roberts:

Enclosed please find Applicant's Second Revised Restated Application. This is being done at the suggestion or request of Staff. The only substantive changes to the prior Application are contained in paragraph 11.

Thank you for seeing this filed.

Sincerely,



Craig S. Johnson

CSJ:tr

Enc.

cc: James Simon
Eric Anderson
Michael Dandino
Tom Solt

Trenton Office
9th And Washington
Trenton, Missouri 64683
660-359-2244
Fax 660-359-2116

Springfield Office
1111 S. Glenstone
P.O. Box 4929
Springfield, Missouri 65808
417-864-6401
Fax 417-864-4967

Princeton Office
207 North Washington
Princeton, Missouri 64673
660-748-2244
Fax 660-748-4405

Smithville Office
119 E. Main Street
P.O. Box. 654
Smithville, Missouri 64089
816-532-3895
Fax 816-532-3899

BEFORE THE PUBLIC SERVICE COMMISSION

STATE OF MISSOURI

**In the Matter of the Application)
Of Chariton Valley Telecom Corporation)
for a Certificate of Service Authority)
to Provide Basic Local Exchange) Case No. TA-2002-238
Service, Local Exchange Service, and)
Exchange Access Service within the)
State of Missouri.)**

**SECOND REVISED RESTATED APPLICATION
FOR CERTIFICATE OF SERVICE AUTHORITY**

Comes now Chariton Valley Telecom Corporation, "Applicant", pursuant to 4 CSR 240-2.060, and submits this Revised Restated Application for a certificate or certificates of service authority to provide basic local, local, and exchange access service within the state of Missouri. The filing of this Second Revised Restated Application is necessitated by additions requested by Staff to be more affirmatively presented in the Application. Applicant states as follows:

1. Applicant's legal name is "Chariton Valley Telecom Corporation".

Applicant is a Missouri corporation and is an affiliate of Chariton Valley Telephone Corporation, a regulated incumbent local exchange company doing business in Missouri.

The street and mailing address of Applicant's principal office and place of business is:

James Simon
Assistant General Manager
Chariton Valley Telecom Corp.
N. Hiway 129
P.O. Box 470
Bucklin, MO 64631
(660) 695-4430
(660) 695-4403 fax

2. Applicant's Articles of Incorporation and Certificate of Incorporation from the Missouri Secretary of State were attached to the original application.

3. The character of the business anticipated to be performed by Applicant is to provide local and basic local services, and exchange access service, to customers within the state of Missouri, as a competitive alternative local exchange company.

4. Correspondence, communications, pleadings, and orders and decisions in this proceeding should be sent to :

James Simon
Assistant General Manager
Chariton Valley Telecom Corp.
N. Hiway 129
P.O. Box 470
Bucklin, MO 64631
(660) 695-4430
(660) 695-4403 fax

and to

Craig S. Johnson
Andereck, Evans, Milne, Peace & Johnson, LLC
700 East Capitol Ave
Post Office Box 1438
Jefferson City, Missouri 65102
Telephone: (573) 634-3422
Facsimile: (573) 634-7822
email: CJohnson@AEMPB.com

5. Applicant has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within three years of the date of this Application.

6. Applicant has no annual report or assessment fees which are overdue.

7. Applicant is requesting competitive telecommunications company status, and requests that its services be classified as competitive. Applicant hereby requests the relief that it be granted Competitive Classification status pursuant to 392.361 RSMo, 392.420 RSMo, and 4 CSR 240-2.060(4)(F) for purposes of the additional, supplemental, or expanded authority requested herein. The existing monopoly services, or the extent of competition, which exists in the local markets of Southwestern Bell Telephone Company, Verizon (f/k/a GTE), Spectra Communications, Sprint Missouri Inc., and Alltel are such to justify a lesser degree of regulation of the services of Applicant in the public interest. Applicant will be holding the certificate of service authority requested by this Application.

8. Pursuant to 392.361 RSMo, Applicant requests waiver of the following statutes and rules as a competitive alternative local exchange company:

Statutory Provisions

§ 392.210.2	uniform system of accounts
§ 392.240.1	rates-rentals-service & physical connections
§ 392.270	valuation of property (ratemaking)
§ 392.280	depreciation accounts
§ 392.290	issuance of securities
§ 392.300.2	acquisition of stock
§ 392.310	stock and debt issuance
§ 392.320	stock dividend payment
§ 392.330	issuance of securities, debts and notes
§ 392.340	reorganization

Commission Rules

4 CSR 240-10.020	depreciation fund income
4 CSR 240-30.010(2)(c)	posting of tariffs
4 CSR 240-30.040	uniform system of accounts
4 CSR 240-32.030(4)(c)	exchange boundary maps
4 CSR 240-33.030	minimum charges
4 CSR 240-35	reporting of bypass and customer-specific arrangements

9. Applicant hereby requests to be classified as a competitive telecommunications company.

10. Applicant intends to provide local and basic local services, and exchange access service, to customers within the state of Missouri.

11. Applicant is requesting the relief of being provided a certificate of service authority to provide basic local telecommunications service authority in the exchanges or service areas of the incumbent local exchange companies Southwestern Bell Telephone Company, Verizon (f/k/a GTE), Spectra Communications, Sprint Missouri Inc., and Alltel pursuant to the statutory provisions of 392.361 RSMo, 392.420 RSMo, 392.430 RSMo, 392.410 RSMo, 392.450 RSMo, 392.455 RSMo, the Federal Telecommunications Act of 1996, and 4 CSR 240-2.060.

Applicant states that, in accordance with 392.450, 392.451, and 392.455 RSMo, and Commission Rule 4 CSR 240-31.010(5), it will file and maintain tariffs with the Commission in the same manner and form as required of the ILECs with whom Applicant intends to compete, it will meet the minimum service standards required by the Commission of the ILECs with whom Applicant intends to compete, it will offer all Commission-determined essential local telecommunications services throughout the service areas of any small ILECs with whom Applicant intends to compete, including two way switched voice residential service within a local calling scope as determined by the commission, comprised of single line residential service including touch-tone dialing, access to local emergency services, access to basic local operator services, access to basic local directory assistance, standard intercept service, equal access to interexchange carriers, one standard white pages directory listing, and toll blocking or toll control for

qualifying low-income customers, it will advertise the availability of such essential services and the charges therefor using media of general distribution, it will make such reports to and other information filings with the Commission as is required of ILECs with whom Applicant intends to compete, it will comply with the same rules and regulations the Commission imposes on ILECs with whom Applicant intends to compete, it will offer services in the geographic areas which will follow the exchange boundaries of the incumbent local exchange telecommunications company and be no smaller than an exchange, that it will offer basic local telecommunications service as a separate and distinct service, and that it will provide equitable access to affordable telecommunications service for all Missourians regardless of where they live or their income, subject to the terms of the certificates, interconnection agreements, and tariffs that Applicant will be required to adhere to.

12. Applicant will be providing service to Missouri customer pursuant to the tariffs, however Applicant has not yet obtained an approved interconnection agreement upon which any such tariffs must be structured. Applicant will file tariffs after an interconnection agreement has been obtained, and Applicant will not provide service prior to any such tariffs being effective. Therefore Applicant requests a temporary waiver of 4 CSR 240-2.060(6)(A)(C).

13. Applicant is in all respects fit, qualified, and capable of providing the services for which service authority is requested herein. Applicant possesses sufficient technical, managerial, and financial resources and abilities to provide the services for which service authority is requested herein.

- a. The description of the technical and managerial experiences of William Biere, General Manager, James A. Simon, Assistant General Manager, and

Tina Jordan, Accounting Manager, were attached to the April 3 Supplement to the original application.

- b. A statement of income for Chariton Valley Telecom Corporation's first and second years of operation is attached hereto as Schedule 4HC, forecasted balance sheet for its first and second years of operation, and its forecasted cash flow for its first and second years of operation, were attached to the April 3 supplement to the original application, and demonstrate the financial resources of Applicant.

14. Granting of the Application is in the public interest in that it increases competition and increases the number of available LECs in portions of northern Missouri, as well as increasing the variety of telecommunications service available.

WHEREFORE, Applicant respectfully requests that the Commission grants it certificates of authority to provide local service, basic local service, and exchange access service in the exchanges or service areas of the incumbent local exchange companies Southwestern Bell Telephone Company, Verizon (f/k/a GTE), Spectra Communications, Sprint Missouri Inc., and Alltel, along with the competitive classifications, waivers, and other relief set forth above.

ANDERECK, EVANS, MILNE,
PEACE & JOHNSON, L.L.C.

By 

Craig S. Johnson MO Bar No. 28179
700 East Capitol Ave
Post Office Box 1438
Jefferson City, Missouri 65102
Telephone: (573) 634-3422
Facsimile: (573) 634-7822
email: CJohnson@AEMPB.com

ATTORNEYS FOR Chariton Valley Telecom

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a true and accurate copy of the foregoing was mailed, via U.S. Mail, postage prepaid, this 2 day of May, 2002, to all attorneys of record in this proceeding.



Craig S. Johnson MO Bar No. 28179