

FILED

AUG 19 1999

MEMORANDUM

Missouri Public Service Commission

To: Missouri Public Service Commission Official Case File  
Case No: TA-2000-23 File No: 0000049  
Applicant: Fiber Four Corporation d/b/a KLM Long Distance

From: William Voight *BV*  
Telecommunications Department *[Signature]*

*Wes Headlee 8/19/99* *Wm K Hoas 8/19/99*  
Utility Operations Division/Date General Counsel's Office/Date

*NW 8/19/99*

Subject: Staff Recommendation for Approval of Certificate

Date: August 18, 1999

Date Assigned: July 15, 1999

Staff Deadline: August 19, 1999

The Telecommunications Department Staff (Staff) recommends the applicant be granted the following certificate(s), as indicated below, to be effective on the same date the tariff becomes effective:

- certificate to provide interexchange telecommunications services.
  - certificate to provide local exchange telecommunications services.\*
- \*local exchange authority should be restricted to dedicated, private line services.

Staff recommends the applicant receive competitive classification. Furthermore, Staff recommends approval of the applicant's proposed tariff, PSC MO NO. 1, with a proposed effective date of August 30, 1999. In addition, Staff recommends approval of the waivers listed in the Notice.

Is there an attachment to this recommendation indicating any additional recommendations or special considerations?  Yes  No

- Copies:
- Director - Utility Operations Division
  - Director - Research & Public Affairs Division
  - Director - Utility Services Division
  - General Counsel
  - Sondra B. Morgan, Esq., Attorney for Applicant
  - Office of the Public Counsel
  - Paul DeFord - Counsel for AT&T

**Application/Tariff Review Items**

- No applications to intervene filed.
- Application contains the following:**
- Proper Secretary of State authorization
  - Request for classification as a competitive telecommunications company.
  - All requested waivers are listed in the Notice and all requested waivers have previously been granted to other competitive companies.
- Proposed tariff:**
- Complies with PSC rules and statutes applicable to applicant.
  - If operator services offered, operator services requirements are included.
  - Includes "interexchange" tariff text if offers private line service w/o requesting a local certificate.
  - If ICB pricing proposed, only for private line.
  - If ICB pricing is offered, tariff includes standardized ICB text.
  - Rate structures or service offerings are similar to existing IXC offerings. (In addition, tariff does not geographically de-average).
  - If promotional offering text is included, it is standardized promotion text.
  - Waivers listed in tariff match those listed in application and Notice.

**Services Offered in Initial Tariff**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> 1+                   | <input type="checkbox"/> Private Line           |
| <input checked="" type="checkbox"/> 800/888/877 Services | <input type="checkbox"/> Debit Card             |
| <input checked="" type="checkbox"/> Directory Assistance | <input checked="" type="checkbox"/> Travel Card |
| <input checked="" type="checkbox"/> Operator Assistance  | <input type="checkbox"/> Other:                 |

Has proposed effective date been extended?  Yes  No

New effective date:

Have substitute tariff sheets been filed?  Yes  No

Date of substitute sheets: August 18, 1999

From	Initials	Date	Revised
Wm. Voight	BV		
Mr. VanEschen	[Signature]	8/19/99	
Mr. Henderson	WH	8-19-99	
Legal	WKT	8/19/99	

Official Case File Memorandum  
Case File No. TA-2000-23  
Attachment I

*Fiber Four Corporation d/b/a KLM Long Distance* filed its application to provide interexchange and local exchange telecommunications services on July 15, 1999. The Commission issued a Notice of Applications on July 20, 1999 which set an intervention deadline of August 4, 1999. On July 30, 1999, AT&T Communications of the Southwest Inc. filed an Application to Intervene and Motion to Consolidate. On August 3, 1999, the Commission issued its Order Consolidating Cases and Directing Answer which ordered a response from Staff and Fiber Four Corporation. Both Staff and Fiber Four filed their responses on August 9, 1999.

On June 25, 1999, *Fiber Four Corporation (FFC)* filed an intrastate long distance message telecommunications service (toll) tariff with the Commission proposing differing rates based upon the local exchanges where the service was to be provided. Included with the tariff were certified copies of fictitious name registrations for *Fiber Four Corporation d/b/a Rock Port Long Distance*, *Fiber Four Corporation d/b/a Holway Long Distance*, *Fiber Four Corporation d/b/a KLM Long Distance* and *Fiber Four Corporation d/b/a Iamo Long Distance*. The Commission's Records Department personnel informed FFC of its intention to reject the tariff because it proposed service under multiple fictitious names. On July 2, 1999, FFC submitted a Motion to Reinstate and Approve Tariff Filing for an *Interim Period of Time (Case No. TO-2000-5)*. That Motion included a proposed tariff which listed FFC with four different fictitious names. On July 16, 1999, the Telecommunications Department Staff (Staff) filed its recommendation to reject the filing. On July 19, 1999, FFC filed a Motion to Withdraw its filing and then on July 21, 1999, the Commission issued Notice Closing Case. On July 15, 1999, FFC filed four separate applications, one for each fictitious name under which it proposed to do business (Case Nos. TA-2000-23, TA-2000-24, TA-2000-25 and TA-2000-27).

On April 22, 1999, *KLM Telephone Company (KLM)* filed its petition with the Commission seeking approval of its proposed intraLATA dialing parity (ILDPA) plan. The Commission assigned the petition Case No. TO-99-511. In the petition, KLM states that FFC, an affiliate interexchange carrier certified by this Commission in Case No. TA-96-376, would be the default intraLATA toll carrier in the event KLM's customers fail to select an intraLATA toll carrier. FFC's tariff approved in Case No. TA-96-376 does not contain intraLATA toll services. The Commission approved the ILDPA plan, with modifications, on June 10, 1999. One modification was to alter the customer notice to state that the default intraLATA toll carrier would be an affiliate of KLM Telephone Company. The Commission also extended the intraLATA dialing parity date from July 22, 1999 to September 16, 1999. Unlike Case Nos. TA-2000-24, TA-200-25 and TA-2000-27, FFC does not request expedited treatment or interim authority in this case.