

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

ATTORNEYS AT LAW

305 EAST McCARTY STREET

P.O. BOX 1438

JEFFERSON CITY, MISSOURI 65102-1438

TELEPHONE 573-634-3422

FAX 573-634-7922

April 29, 1997

EUGENE E. ANDERECK  
TERRY M. EVANS  
ERWIN L. MILNE  
JACK PEACE  
PATRICK A. BAUMHOER  
CRAIG S. JOHNSON  
RODRIC A. WIDGER  
GEORGE M. JOHNSON  
BEVERLY J. FIGG  
PEGGY D. RICHARDSON  
CARL E. LIPPELMAN  
WILLIAM S. LEWIS  
VICTOR S. SCOTT  
LESLEY A. RENFRO  
DANA L. KOLLAR  
J. W. TRIMMER  
COREY K. HERRON  
JOSEPH B. MYERS, JR.  
MARVIN L. SHARP  
OF COUNSEL  
GREGORY C. STOCKARD  
(1904-1993)  
PHIL HAUCK (1924-1991)

TRENTON OFFICE  
9TH AND WASHINGTON STREET  
P.O. BOX 547  
TRENTON, MISSOURI 64683-0547  
816-359-2244  
FAX 816-359-2116

SPRINGFIELD OFFICE  
1111 S. GLENSTONE  
P.O. BOX 4929  
SPRINGFIELD, MISSOURI 65808-4929  
417-864-6401  
FAX 417-864-4967

PRINCETON OFFICE  
807 NORTH WASHINGTON  
PRINCETON, MISSOURI 64673  
816-748-2244

SMITHVILLE OFFICE  
119 E. MAIN STREET  
P.O. BOX 654  
SMITHVILLE, MISSOURI 64089  
816-532-3895  
FAX 816-532-3899

Mr. Cecil Wright  
Executive Secretary  
MO PSC, P. O. Box 360  
Jefferson City, MO 65102

Re: Application of Gascosage Technologies, L.L.C.

Dear Mr. Wright:

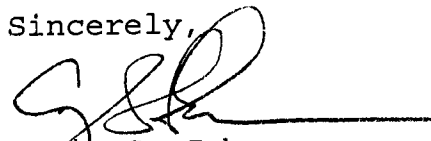
Enclosed please find an original and 14 copies of Application of Gascosage Technologies, L.L.C., with the following attachments:

Certified Copies of Articles of Organization and Certificate of Organization;

Applicant's Initial Tariffs PSC Mo No. 1, Original Sheets 1-21, with a June 13, 1997 effective date.

I have this day sent copies to MO PSC Staff and Office of Public Counsel. Thank you for seeing these filed.

Sincerely,



Craig S. Johnson

CSJ:skl  
Enclosures  
cc: Office of Public Counsel  
MO PSC Staff  
John Richards  
John Greenlee  
George Johnson

FILED

APR 30 1997

MISSOURI  
PUBLIC SERVICE COMMISSION

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

In the Matter of the Application of )  
Gascosage Technologies, L.L.C., for a )  
Certificate of Authority to Provide )  
Interexchange and nonswitched local )  
Telecommunications Services within )  
the State of Missouri. )

Case No. TA-97-479

APPLICATION

Comes now Applicant Gascosage Technologies, L.L.C., pursuant to 4 CSR 240-2.060 and submits this Application. Applicant hereby applies for competitive classification of itself and its services pursuant to § 392.361 RSMo, and requests a Certificate of Service Authority to provide and resell interexchange and nonswitched local telecommunications services within the state of Missouri pursuant to §§ 392.410, 392.420, and 392.430 RSMo, and requests the standard waiver of statutes and rules granted competitive companies and services authorized by federal and state law. In support of this Application, Applicant states the following:

1. Applicant is a Limited Liability Company duly organized and existing under the laws of the State of Missouri. Certified Copies of Applicant's Articles of Organization and Certificate of Organization are attached hereto as Exhibits 1 and 2 respectively. The character of Applicant's business is as indicated on the Articles of Organization. Applicant's initial interest is to provide fiber optic facilities connecting different school locations of the Dixon, Missouri Public School District.

FILED

F:\WP61\DOC\WEBLLC.APP

APR 20 1997

MISSOURI  
PUBLIC SERVICE COMMISSION

2.

LA

2. Applicant's registered agent, principal office and place of business is:

John W. Greenlee  
Gascosage Technologies, L.L.C.  
Hiway 28, Drawer G  
Dixon, Missouri 65459  
(573) 759-7146  
(573) 759-6020 FAX

3. Communications, pleadings, and correspondence pertaining to this Application should be addressed and delivered to:

John W. Greenlee  
Gascosage Technologies, L.L.C.  
Hiway 28, Drawer G  
Dixon, Missouri 65459  
(573) 759-7146  
(573) 759-6020 FAX

Craig S. Johnson  
Andereck, Evans, Milne, Peace, and Baumhoer, LLC  
305 E. McCarty  
P. O. Box 1438  
Jefferson City, MO 65102  
(573) 634-3422

4. Applicant hereby requests a certificate of service authority to provide interexchange and nonswitched local telecommunications services, including the resale thereof, within the state of Missouri pursuant to §§ 392.410, 392.420, and 392.430 RSMo.

5. Applicant hereby requests that it and its services be classified as competitive services pursuant to § 392.361 RSMo. Applicant initially intends to provide fiber capacity and services on fiber facilities to public school facilities for educational purposes, and may thereafter provide data or communications services on fiber facilities to others.

6. Applicant hereby requests, pursuant to § 392.420 RSMo,

waiver of the following rules and statutory provisions regarding the regulation of Applicant as a competitive telecommunications carrier:

RULES

- 4 CSR 240-10.020 Depreciation of fund income
- 4 CSR 240-30.040 Uniform System of Accounts
- 4 CSR 240-35 Bypass

STATUTES, RSMo

- § 392.210.2 System of Accounts
- § 392.240.1 Rates
- § 392.270 Property Valuation
- § 392.280 Depreciation Rates
- § 392.290.1 Issuance of Securities
- § 392.300.2 Stock ownership
- § 392.310 Issuance of stocks and bonds
- § 392.320 Stock dividends
- § 392.330 Issuance of securities, debts, and notes
- § 392.340 Reorganization

7. Applicant files herewith as Exhibit 3 its initial tariffs with a proposed effective date 45 days after the filing of this Application, June 13, 1997.

8. Applicant possesses sufficient technical, financial, and managerial resources and abilities to provide the interexchange and nonswitched local telecommunications services for which certification is requested. Applicant is an affiliate of Gasco Sage Electric Cooperative, a Missouri Rural Electric Cooperative

operating in 4 counties for over 50 years with total assets and gross sales in excess of \$ 6,000,000 and \$ 9,000,000, respectively.

9. Applicant will comply with all applicable Commission rules and regulations for which waiver is not granted.

10. The granting of this application is in the public interest as improving school telecommunications services is in the public interest, as is increasing the supply and choices of competitive telecommunications providers and services in Missouri.

WHEREFORE, Applicant respectfully requests that the Commission grant Applicant the certificates of service authority requested, the waivers of statutes and rules requested, and approve the tariffs filed herewith, together with such other and further relief that the Commission deems appropriate.

ANDERECK, EVANS, MILNE  
PEACE & BAUMHOER


BY 

Craig S. Johnson  
MO Bar # 28179  
305 East McCarty Street  
Third Floor - Hawthorn Center  
Post Office Box 1438  
Jefferson City, Missouri 65102  
Telephone: (573) 634-3422  
Facsimile: (573) 634-7822

ATTORNEYS FOR APPLICANT

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the foregoing was mailed first class, postage prepaid this 29<sup>th</sup> day of April, 1997, to MoPSC Staff General Counsel, and to the Office of Public Counsel.

  
\_\_\_\_\_  
Craig S. Johnson

VERIFICATION

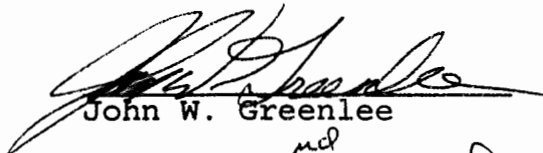
State of Missouri )  
 ) ss.  
County of Pulaski )

Comes now John W. Greenlee, being of lawful age and duly sworn, swears and affirms that:

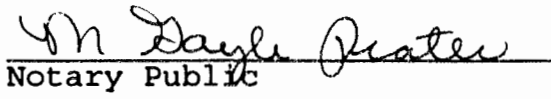
1. My name is John W. Greenlee and I am the organizer and registered agent of Gascosage Technologies, L.L.C. In that capacity I am authorized to apply for a certificate of service authority for Gascosage Technologies, L.L.C. to provide nonswitched local and interexchange telecommunications within the state of Missouri.

2. The information contained in this Application is true and accurate to the best of my knowledge, information, and belief.

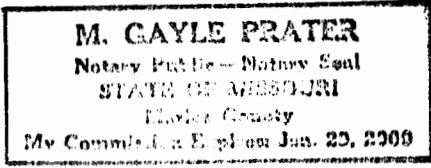
3. I have authorized Craig S. Johnson and the firm of Andereck, Evans, Milne, Peace, and Baumhoer, LLC to file and prosecute this application before the Missouri Public Service Commission.

  
John W. Greenlee

Subscribed and sworn to before me this 23<sup>rd</sup> day of April, 1997.

  
Notary Public

My Commission expires 1-29-2000.



# STATE OF MISSOURI



**Rebecca McDowell Cook**  
**Secretary of State**

CERTIFICATE OF ORGANIZATION  
LIMITED LIABILITY COMPANY

WHEREAS,

GASCOSAGE TECHNOLOGIES, L-L-C.

FILED ITS ARTICLES OF ORGANIZATION WITH THIS OFFICE ON THE 22ND DAY OF APRIL, 1997, AND THAT FILING WAS FOUND TO CONFORM TO THE MISSOURI LIMITED LIABILITY COMPANY ACT;

NOW, THEREFORE, I, REBECCA MCDOWELL COOK, SECRETARY OF STATE, STATE OF MISSOURI, BY VIRTUE OF AUTHORITY VESTED IN ME BY LAW, DO CERTIFY AND DECLARE THAT ON THE 22ND DAY OF APRIL, 1997, THE ABOVE ENTITY IS A LIMITED LIABILITY COMPANY, ORGANIZED IN THIS STATE AND ENTITLED TO ANY RIGHTS GRANTED TO LIMITED LIABILITY COMPANIES.

IN TESTIMONY WHEREOF, I HAVE SET MY HAND AND IMPRINTED THE GREAT SEAL OF THE STATE OF MISSOURI, ON THIS, THE 22ND DAY OF APRIL, 1997.

*Rebecca McDowell Cook*  
Secretary of State



\$105.00





# State of Missouri

Rebecca McDowell Cook, Secretary of State

P.O. Box 778, Jefferson City, Mo. 65102

Corporation Division

## Articles of Organization

(Submit in duplicate with filing fee of \$105)

1. The name of the limited liability company is:

Gascosage Technologies, LLC.

2. The purpose(s) for which the limited liability company is organized: To provide fiber optic communication capabilities and any other lawful purpose.

3. The name and address of the limited liability company's registered agent in Missouri is:

John W. Greenlee, Highway 28, Drawer G, Dixon, Missouri 65459

Name

Street address

City/State/Zip

4. The management of the limited liability company is vested in one or more managers.  Yes  No

5. The latest date on which the limited liability company is to dissolve is: December 31, 2027

Month/Day/Year

6. Upon the withdrawal of any member, the remaining member(s) have the following right(s) (if any) to continue the business and affairs of the limited liability company:

None

7. The name(s) and address(es) of each organizer:

John W. Greenlee

Highway 28, Drawer G

Dixon, MO 65459

8. For tax purposes, is the limited liability company considered a corporation?  Yes  No

In affirmation thereof, the facts stated above are true:

*John W. Greenlee*

Organizer

Organizer

Organizer

FILED AND CERTIFICATE  
ISSUED

APR 22 1997

*Rebecca McDowell Cook*  
SECRETARY OF STATE