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September 7, 1999

FILED<sup>2</sup>

SEP 7 1999

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Executive Secretary  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City MO 65102-0360

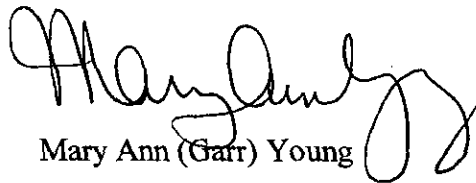
Re: Case No. TA 2000-220  
Telecommunications Cooperative Network, Inc., d.b.a. TCN, Inc.  
For Interexchange Telecommunications Service Authority

Dear Mr. Roberts:

Enclosed please find an original and fourteen copies of the Interexchange Telecommunications Service Application of Telecommunications Cooperative Network, Inc., d.b.a. TCN, Inc., for filing with the Commission.

Thank you for your assistance in processing this filing. A copy is being served on the Office of Public Counsel. If there are any questions about the Application, please call me at 634-8109.

Sincerely,



Mary Ann (Garr) Young

Enclosure

cc: Office of Public Counsel  
Sharon McDonald

0000204

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>  
SEP 7 1999

Missouri Public  
Service Commission

In the matter of the Application of )  
 )  
Telecommunications Cooperative Network, )  
Inc., d.b.a. TCN, Inc. )  
 )  
for a Certificate of Service Authority to Provide )  
Interexchange Telecommunications Service )  
and for Competitive Classification. )

Case No. TA2000-220

**APPLICATION FOR INTEREXCHANGE AUTHORITY**  
**AND COMPETITIVE CLASSIFICATION**

Telecommunications Cooperative Network, Inc., d.b.a. TCN, Inc. ("TCN" or "Applicant"), by its undersigned counsel, and pursuant to § 392.440 RSMo. and 4 CSR 240-2.060(4), hereby submits its application for a Certificate of Service Authority to operate as a reseller of interexchange telecommunications services in the State of Missouri. Additionally, pursuant to §§ 392.361 and 392.420 RSMo., TCN requests that its proposed services be classified as competitive. In support thereof, TCN provides the following information.

**I. QUALIFICATIONS**

1. The legal name of the Applicant is TCN Telecommunications, Inc. TCN's address and principal place of business is:

20 University Rd., 4<sup>th</sup> Floor  
Cambridge MA 02138

2. All correspondence or communications pertaining to this application should be directed to Applicant's attorneys of record:

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Mary Ann (Garr) Young, Esq.  
WILLIAM D. STEINMEIER, P.C.  
P.O. Box 104595, 2031 Tower Drive  
Jefferson City, MO 65110-4595  
Tel.: (573) 634-8109  
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with copies to:

Sharon McDonald/Consultant  
Competitive Communications Group  
6811 Kenilworth Ave, Suite 302  
Riverdale MD 20737  
Phone: 301-699-5300  
Fax: 301-699-5080

and  
David Altshuler/President  
TCN, Inc.  
20 University Rd., 4<sup>th</sup> Floor  
Cambridge MA 02318  
Phone: 617-234-2775  
Fax: 617-354-4500

3. Questions concerning the ongoing operations of TCN following certification should be directed to Mr. David Altshuler, President of TCN, at the address and telephone number contained in paragraph 2 above.

4. TCN is a corporation duly organized and existing under the laws of the State of Delaware. TCN was incorporated on January 22, 1998. TCN has authority to transact business in the State of Missouri. A copy of TCN's authority to transact business in Missouri is attached hereto as Exhibit A.

5. TCN is financially qualified to provide telecommunications services in Missouri. Applicant has access to the financing and capital necessary to conduct its telecommunications operations.

6. TCN's officers are well qualified to execute its business plan and to provide its proposed telecommunications services.

## **II. PROPOSED SERVICES**

7. TCN seeks authority to provide resold intrastate interexchange telecommunications services over facilities leased from other carriers, including inbound and outbound toll service to business customers only. TCN's services will be available on a full-time basis, twenty-four hours a day, seven days a week.

8. TCN's tariff which contains the rules and regulations applicable to its customers, a description of the services offered, and a list of rates associated with such services is being filed simultaneously with this Application, and has a forty-five (45) day effective date as required by 4 CSR 240-2.060(4)(H).

9. Customers with billing questions or complaints may reach TCN at its toll-free number 1-800-699-4826. TCN customers can reach the Company's customer representatives during normal business hours, seven days a week for assistance with all products or billing inquiries, changes or additions to their accounts, trouble reports, or service complaints.

10. Applicant has not installed nor does it plan to install any equipment, plant, or facilities in the State of Missouri. As a resale carrier, TCN will provide service over facilities leased from other carriers, the selection of which will be based upon Applicant's analysis of facility cost, suitability, and quality of service.

11. TCN has not been denied authority to provide service in any state.

## **III. CLASSIFICATION AS A COMPETITIVE TELECOMMUNICATIONS COMPANY AND WAIVER OF CERTAIN REGULATORY REQUIREMENTS**

12. TCN also seeks classification of its proposed telecommunications services as competitive, with accompanying reduced regulation, pursuant to §§ 392.361 and 392.420 RSMo.

Applicant respectfully requests that the Commission suspend, waive, or modify the application of the following rules and statutory provisions consistent with the Commission's treatment of other competitive interexchange carriers:

Statutes

Section 392.240(1)	-	Rates - Average return on investment.
Section 392.270	-	Property valuation.
Section 392.280	-	Depreciation accounts.
Section 392.290	-	Issuance of stocks and bonds.
Section 392.310	-	Issuance of stock.
Section 392.320	-	Stock dividends.
Section 392.330	-	Issuance of securities, debts and rates.
Section 392.340	-	Reorganizations.

Commission Rules

4 CSR 240-10.020	-	Depreciation of fund income.
4 CSR 240-30.010(2)(C)	-	Posting of exchange rates at central operating offices.
4 CSR 240-30.040	-	Uniform System of Accounts
4 CSR 240-32.030(1)(B)&(C)-	-	Exchange boundary maps and record of access lines.
4 CSR 240-32.030(2)	-	In-state record keeping.
4 CSR 240-32.050(3)-(6)	-	Information concerning local service tariffs, maps, directories, intercept and telephone numbers.
4 CSR 240-32.070(4)	-	Coin telephone availability.
4 CSR 240-33.030	-	Minimum charge rule
4 CSR 240-33.040(5)	-	Financing fee.

13. The above-referenced rules and statutory provisions have been waived with regard to other interexchange carriers in prior cases. These rules or statutory provisions are principally designed to apply to noncompetitive telecommunications carriers.


14. TCN will comply with all orders and regulations of the Commission applicable to providers of competitive interexchange telecommunication services.

#### IV. PUBLIC INTEREST CONSIDERATIONS

15. TCN submits that the public interest will be served by Commission approval of this Application. Applicant's proposed services will create and enhance competition and expand customer service options, consistent with the legislative goals set forth in Chapter 392 of the Missouri Revised Statutes. Approval of this Application also will expand the availability of innovative, high quality, reliable and competitively-priced telecommunications services in the State of Missouri.

WHEREFORE, Applicant, TCN requests that the Missouri Public Service Commission grant the requested Certificate of Service Authority to provide resold interexchange telecommunications services in the State of Missouri, classify Applicant's proposed services as Competitive, and grant a waiver of the statutes and regulations referenced above.

Respectfully submitted,

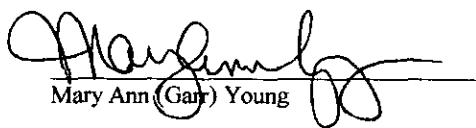
  
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Counsel for Telecommunications Cooperative  
Networks, Inc., d.b.a. TCN, Inc.

Dated: 9/7/99, 1999

#### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Application and Exhibits has been sent this date to the General Counsel's Office and the Office of the Public Counsel by depositing same in the U.S. Mail, or by hand delivery, this 7th day of September 1999.

  
Mary Ann (Garr) Young

STATE OF Maryland )  
COUNTY OF Prince Georges )

ss.

**VERIFICATION**

I, David Altshuler, being duly sworn according to law, depose and say that I am an officer of Telecommunications Cooperative Network, Inc., d.b.a. TCN, Inc.; that I am authorized to and do make this verification for it; and that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief.

David Altshuler / Pres.

SUBSCRIBED AND SWORN to me this 1 day of September, 1999.

Julia Behi  
Notary Public

