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September 29, 2000

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Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

RE: Case No. TA-2000-217

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **STAFF RECOMMENDATION**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Nathan Williams  
Assistant General Counsel  
(573) 751-8702  
(573) 751-9285 (Fax)

NW/lb  
Enclosure  
cc: Counsel of Record

FILED<sup>3</sup>

SEP 29 2000

Missouri Public  
Service Commission

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

**FILED<sup>3</sup>**

SEP 29 2000

Missouri Public  
Service Commission

In the Matter of the Application of HJN )  
Telecom, Inc., for a Certificate of Service )  
Authority to Provide Basic Local )  
Telecommunications Services in Portions )  
of the State of Missouri and to Classify )  
Such Services and the Company as )  
Competitive. )  
)

Case No. TA-2000-217

**STAFF RECOMMENDATION**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its recommendation states:

1. On December 14, 1999, as corrected on December 22, 1999, the Commission granted to HJN Telecom, Inc. in this case a certificate to provide basic local telecommunications services subject to certain conditions including a limitation that the certificate of service authority become effective when the company's tariff becomes effective. In Case No. TO-2001-76, effective September 29, 2000, the Commission approved a resale (interconnection) agreement made between HJN Telecom, Inc. and Southwestern Bell Telephone Company and other non-Missouri jurisdictional regional Bell Operating Companies.

2. HJN Telecom, Inc. filed its initial tariff sheets in this case on May 19, 2000. Because HJN Telecom, Inc. did not have an interconnection agreement approved by the Commission when HJN Telecom, Inc. filed its initial tariff sheets, HJN Telecom, Inc. made filings on May 22, 2000, June 20, 2000, July 10, 2000, August 4, 2000 and September 12, 2000

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that extended the effective date of the tariff sheets from the original date of June 19, 2000 ultimately to the date of October 10, 2000.

3. At Staff's request HJN Telecom, Inc. submitted substitute tariff sheets on June 17, 2000, September 14, 2000 and September 25, 2000.

4. In the attached Memorandum, which is labeled Appendix A, the Staff recommends that the Missouri Public Service Commission approve the **Missouri Basic Local Telecommunications Services Tariff of HJN Telecom, Inc.**, Missouri Tariff No. 2, Original Pages 1 through 85 as revised by the submitted substitute tariff sheets. The Staff has reviewed the foregoing tariff and, as finally amended, believes it complies with the Commission's Order Granting Certification to Provide Basic Local Telecommunications Services issued December 14, 1999, as corrected on December 22, 1999, entered in this case.

WHEREFORE, the Staff recommends approval of the **Missouri Basic Local Telecommunications Services Tariff of HJN Telecom, Inc.**, Missouri Tariff No. 2, Original Pages 1 through 85 filed by HJN Telecom, Inc. after substitution of tariff sheets on June 17, 2000, September 14, 2000 and September 25, 2000, with an effective date of October 10, 2000.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

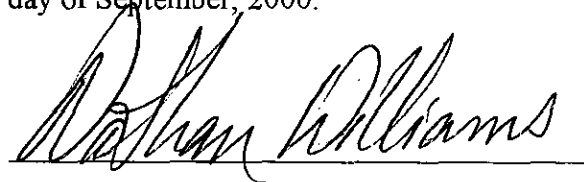


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**Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 29<sup>th</sup> day of September, 2000.



MEMORANDUM

TO: Missouri Public Service Commission Official Case File  
Case No. TA-2000-217 File No. 200001060  
HJN Telecom, Inc.

FROM: Phil Garcia *PG*  
Telecommunications Department  
*Burroughs 9-27-00*  
Utility Operations Division/Date

*NW 9/28/00*  
*Wm K Haas 9/28/00*  
General Counsel's Office/Date

SUBJECT: Recommendation to Approve Basic Local Telecommunications Services  
P.S.C. MO. Tariff No. 2 of HJN Telecom, Inc.

EFFECTIVE  
DATE: October 10, 2000

DATE: September 25, 2000

On May 19, 2000, HJN Telecom, Inc. (HJN), a competitive telecommunications company, submitted its proposed **Basic Local Telecommunications Services P.S.C. MO. Tariff No. 2** (tariff) to the Public Service Commission (Commission) pursuant to its **Order Granting Certificate to Provide Basic Local Telecommunications Services** of December 14, 1999 (Order).

Corrections and clarifications required the submission of replacement pages on June 17, 2000 September 14, 2000 and September 25, 2000. These substitute pages were reviewed and found acceptable. Since HJN's interconnection agreement with SWBT had not received Commission approval, extensions were required for the tariff submission on May 22, June 20, July 10, August 4 and September 12, 2000.

***I. Background***

On December 14, 1999, the Commission issued the **Order in Case No. TA-2000-217** granting a Certificate of Service Authority to HJN to provide basic local telecommunications services in Missouri. The Order required HJN, as a Competitive Local Exchange Carrier (CLEC), to provide a written disclosure of all resale or interconnection agreements it had concluded, and explanations for the absence of any interconnection agreements affecting its Missouri service areas. The Commission granted a waiver of the requirement to file a tariff with the certification application per 4 CSR 240-2.060(4)(H), and ordered HJN to file tariff sheets within 30 days after Commission approval of the necessary interconnection agreement with the appropriate Incumbent Local Exchange Carrier (ILEC). On May 1, 2000 the Commission issued an Order Directing Filing instructing HJN to file a report regarding the status of its tariff on or before May 30, 2000. On May 19, 2000 HJN filed its proposed Tariff No. 2. Due to miscommunication between parties, the first HJN interconnection agreement, with Southwestern Bell Telephone Company was not filed with the Commission until August 8, 2000.

HJN's Certificate of Service Authority is to become effective upon the effective date of the tariff. A Stipulation and Agreement filed on November 17, 1999, was attached to the **Order Granting Certificate** as Attachment 1, in which HJN agreed to:

- File a written disclosure of all resale or interconnection agreements that will affect its intended Missouri service areas upon submission of its initial tariff.
- File its initial tariff within thirty (30) days of the effective date of the Commission's approval of a resale or interconnection agreement, and notify all affected parties at that time.
- Set its originating and terminating access rates not to exceed those lowest rates of the underlying ILEC. As a reseller CLEC, HJN's basic local tariff does not offer switched access services.

## ***II. Interconnection Agreement***

The Interconnection Agreement (Resale) between HJN and SWBT was submitted to the Commission on August 8, 2000 and Staff Recommendation filed on September 12, 2000. The Commission issued an **Order Approving Resale Agreement** (Agreement) between HJN and SWBT in **Case No. TO-2001-76 on September 19, 2000**. As of this writing, no additional interconnection agreements have been completed.

## ***III. Tariff***

Subject		Section
1.	<b>The proposed tariff includes the following articles:</b>	----
✓	Conforms to Commission Order granting Certification.	All
✓	Page format includes the company name, consecutive numbering of pages, Issue and Effective Dates, and the name and address of the issuing officer.	All
✓	The CLEC provides competitive basic local exchange services.	Title
✓	The CLEC offers basic local service as a separate and distinct service.	12.1
✓	A listing of all waivers of rules and regulations granted in the Application.	Page 3
✓	Undertaking of the company to provide <b>resold</b> services.	Title
NA	The CLEC will provide <b>prepaid</b> services.	NA
✓	The CLEC will provide services to <b>business</b> and <b>residential</b> customers.	Title
✓	A listing of exchanges in which the CLEC proposes to provide service.	12.1
✓	No service area is smaller than an exchange.	12.1
✓	Rates and charges for all regulated services.	7.0
NA	A reseller CLEC is not permitted to provide or charge for switched access.	NA
2.	<b>A listing of terms and conditions for service, including:</b>	----
✓	Company's telephone number to apply for service: 800-345-2214.	Page 1
✓	The non-recurring service application fees:	NA

✓	The monthly rate for basic local service will be: \$7.55, residential, rate class 1	7.2.1
✓	Descriptions of CLEC liabilities and responsibilities	2.1.4
✓	Statement of Residential Customer Rights and Responsibilities.	2.1.3
✓	Statement of Residential Emergency Medical Assistance per 4 CSR 240-33.070 (7).	2.6.4
✓	A minimum thirty (30) day service period.	2.6.2
✓	A minimum twenty-one (21)-day payment period.	2.6.3
N/A	A deposit interest rate. None	2.5.2
✓	A delinquent (late) payment penalty. 1.5%	2.6.3
✓	A one-time charge of \$20.00 for a dishonored personal check.	2.6.8
✓	A Statement that the rates do not include taxes, Relay Missouri surcharge, E-911 surcharge (if applicable) and franchise fees.	2.6.1
✓	All other charges are to be submitted to the Commission for approval.	2.5
✓	A procedure and telephone number for complaints and disputes: 800-345-2214	2.6.4
3.	<b>Notification and other procedures for discontinuing service:</b>	----
✓	Reasons service can be suspended or disconnected - per 4 CSR 240-33.070 (1)(A through G).	2.6.4
✓	A 10-day minimum notice period before suspension or disconnection.	2.6.4
✓	24-hour phone call minimum warning contact prior to suspension or disconnection.	2.6.4
✓	Failure to pay charges in dispute or charges not subject to the Commission's jurisdiction does not constitute grounds for disconnection.	2.6.4
✓	A restoration fee to restore service after a suspension will be \$30.00 res; \$45.00 bus	4.3
✓	Phone number to be reserved for 30 days during suspension of service.	2.6.4
✓	A reconnection fee to restore service after a disconnection will be \$36.50.	7.2.3
4.	<b>Residential customer's cancellation of service:</b>	----
NA	If cancellation is requested within 10 business days following mailing or delivery of the Customer Information Bulletin, fees will be refunded less prorating for the actual number of days during which service was actually provided.	NA
5.	<b>The proposed services include the following:</b>	----
✓	Basic Local Telephone Service will provide a single voice-grade communications channel, including a telephone number, and a directory listing.	2.1.1
✓	Place or receive calls within the local calling area.	2.1.1
✓	Place or receive calls with toll-free (800) telephone numbers.	2.1.1
✓	Place long distance calls by prepaid debit calling cards.	2.1.1
✓	Place Operator-assisted (O+) calls.	2.1.1
✓	Local Operator Services.	2.1.1
✓	Local Directory Assistance services	2.1.1
✓	Access to long distance or other toll services	2.1.1
N/A	Pay telephone service.	N/A
✓	Services that may be billed to the customer's telephone number.	2.1.1

- ✓ Access to 911 or E911 Emergency Service if available in the customer's calling area. 5.1.3
- ✓ CLEC is obligated to supply the E-911 Service provider with information necessary to update the E-911 database at the time CLEC submits customer orders to the local exchange company. 5.1.3
- 6. **Approved tariff language:** ---
- ✓ Caller ID language is the same or similar to other tariff language approved by the Commission. 5.11.1
- ✓ CLEC will provide per line blocking of Caller ID at no charge *only* for such entities as domestic violence and law enforcement agencies and residences of their employees/volunteers, when requested by an executive of the agency. 5.11.1
- ✓ Caller ID service may also be temporarily blocked or unblocked by the customer per individual call by entering an appropriate dial code. 5.11.1
- ✓ Calling Party Directory Name and/or Number (CPN) will be provided only where facilities are available. 5.11.1
- ✓ CPN transmitted via Caller ID is for the use of the Caller ID customer and the resale of this information is prohibited by this tariff. 5.11.1
- ✓ Call Trace language is similar to that approved by the Commission for other CLECs serving SWBT's exchanges. Call Trace will be charged only per activation. 5.11.1.Q
- ✓ Promotional tariff language with seven (7) days' notice to the Commission is the same or similar to other tariff language approved by the Commission. 15.1
- N/A ICB language restricted to non-switched local, private lines and Centrex. 15.2

#### **IV. Summary Recommendation.**

The Telecommunications Department Staff (Staff) has reviewed the proposed tariff as amended, and has no objections to Commission approval. Staff recommends that the proposed HJN Telecom, Inc.'s Basic Local Telecommunications Services P.S.C. MO. Tariff No. 2 be approved. The specific tariff sheets recommended for approval are: Original Page 1 through Original Page 85. Staff is unaware of any other filing that may affect, or be affected by, this filing.



**Service List for**  
**Case No. TA-2000-217**  
**Revised: September 29, 2000**

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