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MARY ANN YOUNG
ATTORNEY AT LAW
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August 28, 2003

FILED³

AUG 28 2003

Mr. Dale Hardy Roberts
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Missouri Public
Service Commission

RE: Case No. _____

Application of TruComm Corporation for Certificate of Service Authority to
Provide Basic Local Exchange Telecommunications Services Within the
State of Missouri and for Competitive Classification

Dear Mr. Roberts:

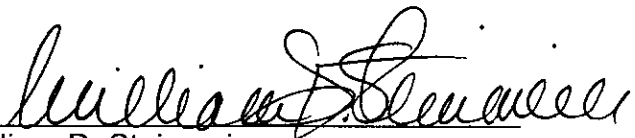
Enclosed for filing on behalf of TruComm Corporation, please find an
original and five (5) copies of an **"APPLICATION FOR CERTIFICATE OF
SERVICE AUTHORITY AND FOR COMPETITIVE CLASSIFICATION."**

Please see that this filing is brought to the attention of the appropriate
Commission personnel.

Thank you for your cooperation and assistance in this matter.

Sincerely,

WILLIAM D. STEINMEIER, P.C.

By: 
William D. Steinmeier

Enclosures

cc: General Counsel
Office of Public Counsel
Mary Ann (Garr) Young

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

AUG 28 2003

In the matter of the Application of)
)
TruComm Corporation)
)
for Certificate of Service Authority)
to Provide Basic Local Exchange)
Telecommunications Services)
Within the State of Missouri)
and for Competitive Classification)

**Missouri Public
Service Commission**

Case No. _____

**APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY
AND FOR COMPETITIVE CLASSIFICATION**

Comes now TruComm Corporation ("TruComm" or "Applicant"), by its undersigned counsel, and hereby applies pursuant to Sections 392.361, 392.410, 392.420 and 392.430, and 392.450 RSMo., the federal Telecommunications Act of 1996 and 4 CSR 240-2.060 and 4 CSR 240-3.510, for authority to provide basic local exchange telecommunications services within the State of Missouri and for competitive classification. In support of its application, TruComm states as follows:

1. Applicant TruComm Corporation is a corporation duly organized and existing under and by virtue of the laws of the State of Illinois with its principal place of business at: 1608 Barclay Blvd., Buffalo Grove, Illinois 60089. The character of business performed by Applicant is telecommunications services. A copy of Applicant's Certificate of Authority from the Missouri Secretary of State as required by 4 CSR 240-2.060(1)(C) is attached hereto as Exhibit A.

2. All inquiries, correspondence, communications, pleadings, notices, orders and decisions relating to the case should be addressed to:

William D. Steinmeier
Mary Ann (Garr) Young
WILLIAM D. STEINMEIER, P.C.
2031 Tower Drive
P.O. Box 104595
Jefferson City MO 65110-4595
Phone: 573-659-8672
Fax: 573-636-2305
Email: wds@wdspc.com
myoung0654@aol.com

With a copy to:

Edward F. Kilb
Vice President-Operations
TruComm Corporation
1608 Barclay Blvd.
Buffalo Grove, IL 60089
Phone: (847) 808-0288
Fax: (847) 808-8913
Email: Ekilb@dnsys.com

Applicant's contact person for regulatory matters after approval of this application is:

Michael W. Ward
General Counsel
TruComm Corporation
1608 Barclay Blvd.
Buffalo Grove, IL 60089
Phone: (847) 808-0288
Fax: (847) 808-8913
Email: MWWard@dnsys.com

Applicant's toll-free number for customer inquiries and service complaints is:

1-877-2455.

3. Applicant proposes to provide all forms of basic local exchange telecommunications service throughout all exchanges currently served by Southwestern Bell Telephone, L.P., d/b/a SBC Missouri (SBC), formerly known as Southwestern Bell

Telephone Company, Sprint Missouri, Inc., CenturyTel of Missouri, LLC, and Spectra Communications Group, LLC. The Company does not intend to provide service in any “small” incumbent local exchange carrier (ILEC) areas. The specific exchanges within which Applicant proposes to offer service are listed in the incumbent provider’s local exchange tariff and will be listed in Applicant’s basic local service tariff. Applicant may seek authority to provide basic local service in other areas of the state in a subsequent proceeding.

4. TruComm intends to offer and provide all forms of basic local telecommunications service, including: resold and/or facilities-based local services, prepaid debit cards, and operator services. TruComm will initially resell the services of other carriers. In the future, TruComm intends to purchase unbundled network elements and collocate equipment in central offices.

5. Applicant possesses the technical and managerial expertise necessary to provide the services it proposes. In support of its request for basic local exchange authority, the background of the members of Applicant’s management team, which demonstrates its extensive experience and expertise, is described in Exhibit B, which is attached hereto and incorporated herein by reference.

6. Applicant also possesses the necessary financial resources to provide the services it proposes. Applicant will submit its financial statements under seal as late-filed Highly Confidential Exhibit C. Applicant is separately submitting its Motion for Protective Order pursuant to 4 CSR 240-2.085.

7. Applicant seeks classification of itself and its services as competitive pursuant to Sec. 392.361 RSMo. and 4 CSR 240-3.510(1)(A). Applicant believes that its

proposed services will be subject to sufficient competition to justify a lesser degree of regulation and that granting this request will allow greater price and service options for telephone users.

8. Applicant will offer basic local telecommunications service as a separate and distinct service in accordance with applicable law (Section 392.455 RSMo). Applicant will give consideration to equitable access for all Missourians, regardless of where they might reside or their income, to affordable telecommunications services in Applicant's proposed service areas in accordance with applicable law (Section 392.455 RSMo).

9. Applicant is willing to comply with all applicable Commission rules and is willing to meet all relevant service standards, including, but not limited to billing, quality of service and tariff filing and maintenance. Consistent with the Commission's treatment of other certificated competitive basic local exchange telecommunications companies, Applicant requests that the following statutes and regulations be waived for Applicant and its basic local exchange service offerings:

Statutory Provisions:

Section 392.210.2
Section 392.240.1
Section 392.270
Section 392.280
Section 392.290
Section 392.300.2
Section 392.310
Section 392.320
Section 392.330
Section 392.340

Missouri Public Service Commission Rules

4 CSR 240-3.545(2)(C)

4 CSR 240-3.550(5)(C)
4 CSR 240-10.020
4 CSR 240-30.040
4 CSR 240-33.030

10. Applicant requests a temporary waiver of 4 CSR 240-3.510(1)(C), which requires that an application for a certificate of service authority to provide interexchange, local exchange or basic local exchange service shall include a proposed tariff with a forty-five (45) day effective date. Applicant will promptly file a tariff with a 45-day effective date as soon as possible, once it has entered into or adopted necessary interconnection agreements.

11. Applicant's proposed basic local service tariff will specifically identify the geographic service area in which it proposes to offer basic local service. That area will follow the exchange boundaries of the ILECs in the same area and will be no smaller than an exchange.

12. Notwithstanding the provisions of Section 392.500 RSMo, as a condition of certification and competitive classification, Applicant agrees that, unless otherwise ordered by the Commission, Applicant's originating and terminating switched exchange access rates will be no greater than the lowest Commission-approved corresponding access rates in effect for each ILEC within whose service areas Applicant seeks authority to provide service. Additionally, pursuant to the Commission's *Report and Order* in Case No. TO-99-596, Applicant agrees that if the ILEC in whose service area Applicant is operating decreases its originating and/or terminating access service rates, Applicant shall file an appropriate tariff amendment to reduce its originating and/or terminating access rates within thirty (30) days of the ILEC's reduction of its originating and/or terminating access rates in order to maintain the cap on switched exchange access rates.

13. Applicant herein states, in accordance with 4 CSR 240-2.060(1)(K), that there are no pending actions or final unsatisfied judgments or decisions against

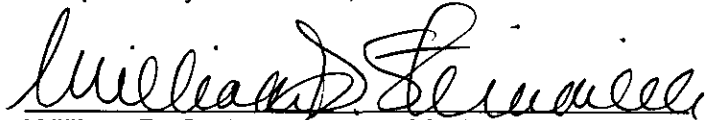
Applicant in any state or federal agency or court which involve customer service or rates for which action, judgment, or decision has occurred within three (3) years of the date of this Application.

14. Pursuant to 4 CSR 240-2.060(1)(L), Applicant hereby states that the Company does not have any overdue annual reports or assessment fees owed to the Missouri Public Service Commission.

15. Applicant submits that the public interest will be served by Commission approval of this application because Applicant's proposed services will create and enhance competition and expand customer service options consistent with the federal Telecommunications Act of 1996 and Chapter 392 RSMo. Prompt approval of this application also will expand the availability of innovative, high quality and reliable telecommunications services within the State of Missouri.

WHEREFORE, Applicant TruComm Corporation, respectfully requests that the Commission grant it certificate of service authority to provide basic local exchange telecommunications services as herein requested, grant Applicant competitive classification, grant waiver of the aforesaid statutes and regulations, and temporarily waive the requirement of filing a tariff with the application.

Respectfully submitted,



William D. Steinmeier Mo. Bar #25689

Mary Ann (Garr) Young Mo. Bar #27951

WILLIAM D. STEINMEIER, P.C.

2031 Tower Drive

P.O. Box 104595

Jefferson City MO 65110-4595

Phone: 573-659-8672

Fax: 573-636-2305

Email: wds@wdspe.com

myoung0654@aol.com

COUNSEL FOR TRUCOMM CORPORATION

Dated: August 28, 2003

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been hand delivered or mailed by first class mail, postage prepaid to the Office of Public Counsel and the General Counsel of the Missouri Public Service Commission on this 28th day of August, 2003.



William D. Steinmeier

VERIFICATION

To Be Late-Filed

TRUCOMM CORPORATION

Exhibit A

Missouri Secretary of State Certificate

STATE OF MISSOURI



Matt Blunt
Secretary of State
CERTIFICATE OF AUTHORITY

WHEREAS,

TRUCOMM CORPORATION
F00531294

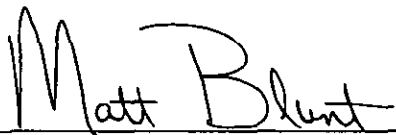
using in Missouri the name

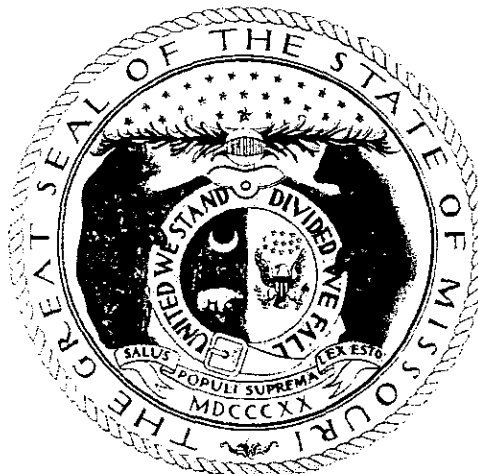
TRUCOMM CORPORATION

has complied with the General and Business Corporation Law which governs Foreign Corporations; by filing in the office of the Secretary of State of Missouri authenticated evidence of its incorporation and good standing under the Laws of the State of Illinois.

NOW, THEREFORE, I, MATT BLUNT, Secretary of State of the State of Missouri, do hereby certify that said corporation is from this date duly authorized to transact business in this State, and is entitled to all rights and privileges granted to Foreign Corporations under the General and Business Corporation Law of Missouri.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 8th day of July, 2003.


Secretary of State



TRUCOMM CORPORATION

Exhibit B

MANAGEMENT PROFILES

Bibliography

Martin S. Segal

In addition to his position as President of TruComm, Mr. Segal currently serves as President of Data Net Systems, L.L.C, a competitive local exchange service founded in 1995 and certified to provide local and interexchange service in Illinois. In addition to these positions, Mr. Segal also serves in a number of other capacities. For instance, he is also the Executive Director of the Illinois Public Telecommunications Association, an Illinois nonprofit corporation which represents the interests of the payphone industry in Illinois. He is also the President of Public Communications Consulting, Inc. which provides consulting services to telecommunications companies. In addition to these interests, Mr. Segal is a Member of the Board of Directors and Legal Committee of American Public Communications Council, Inc. (APCC) Washington, D.C. In total, Mr. Segal has more than fifteen years of management experience in the telecommunications industry.

In addition to his current titles, Mr. Segal has held the positions of Chief Operating Officer for Total Communication Services, Inc.; co-founder and Executive Director of the Independent Payphone Association of New York; co-founder and President of the American Public Communications Council (APCC); and Vice-President Regulatory Affairs for U.S. Communications of Westchester, Inc.

Edward F. Kilb

Mr. Kilb serves as the Company's Vice President of Operations. Mr. Kilb also serves as the Vice President and Secretary of Data Net Systems, L.L.C. In total, Mr. Kilb has more than 31 years experience in the telecommunications industry. Mr. Kilb joined Data Net Systems at its inception in 1995. Prior to joining of Data Net Systems he spent twenty-six years in telecommunications management with Illinois Bell and Ameritech. Mr. Kilb has held various positions in planning, implementation and operation of Ameritech's multi-state internal network. He also has experience in the business and residential marketing and customer service.

TRUCOMM CORPORATION

EXHIBIT C

**FINANCIAL STATEMENTS
AND 12-MONTH MISSOURI PROJECTIONS**

To Be Late-Filed