



E. ORDER OF RULEMAKING: Rule Number 4 CSR 240-3.510

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

1b. Does the Order of Rulemaking contain changes to the rule text?

☒ YES

☐ NO

1c. If the answer is YES, please complete section F. If the answer is NO, **STOP** here.

F. Please provide a complete list of the changes in the rule text for the order of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in **section 3**, delete the footer text. DO NOT delete the header, however.)

The references to sections 392.450, 392.451 and 392.455 have been added to the Authority section.

NOTE: ALL changes MUST be specified here in order for those changes to be made in the rule as published in the *Missouri Register* and the *Code of State Regulations*.

Add additional sheet(s), if more space is needed.



**Commissioners**

**STEVE GAW**  
Chair

**CONNIE MURRAY**

**ROBERT M. CLAYTON III**

**JEFF DAVIS**

**LINWARD "LIN" APPLING**

***Missouri Public Service Commission***

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Executive Director

**WESS A. HENDERSON**  
Director, Utility Operations

**ROBERT SCHALLENBERG**  
Director, Utility Services

**DALE HARDY ROBERTS**  
Secretary/Chief Regulatory Law Judge

**DANA K. JOYCE**  
General Counsel

August 26, 2004

Hon. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

Re: Final Order of Rulemaking to Rule 4 CSR 240-3.510  
Filing Requirements for Telecommunications Company Applications for Certificates of Service Authority to Provide Telecommunications Services, Whether Interexchange, Local Exchange or Basic Local Exchange.

**CERTIFICATION OF ADMINISTRATIVE RULE**

I hereby certify that the attached is an accurate and complete copy of the final order of rulemaking lawfully submitted by the Missouri Public Service Commission for filing on this 26<sup>th</sup> day of August 2004.

Statutory Authority: Sections 386.250, 392.450, 392.451 and 392.455 RSMo 2000.

If there are any questions, please contact:

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(573) 751-8706,  
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[david.meyer@psc.mo.gov](mailto:david.meyer@psc.mo.gov)

BY THE COMMISSION

A handwritten signature in black ink, appearing to read "Dale Hardy Roberts".

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

**Title 4 – DEPARTMENT OF ECONOMIC DEVELOPMENT**  
**Division 240 – Public Service Commission**  
**Chapter 3 – Filing and Reporting Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under Section 386.250, RSMo. 2000, the Public Service Commission amends a rule as follows:

4 CSR 240-3.510 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 3, 2004 (29 MoReg 717-18). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The written public comment period ended June 2, 2004, and the commission held a public hearing on this proposed amendment on June 4, 2004. Natelle Dietrich of the commission's staff filed comments and testified at the public hearing generally in support of the amendment. Counsel from the Office of the Public Counsel testified generally in support of the amendment.

**RESPONSE:** No changes have been made to the amendment as a result of the general comments. The commission has previously found that this rule amendment is necessary to carry out the purposes of sections 386.250, 392.450, 392.451 and 392.455, RSMo.

**COMMENT:** In her written comments, Natelle Dietrich of the commission's staff noted that the Legislature has explicitly authorized requirements of the nature enacted by this amended rule at sections 392.450, 392.451 and 392.455, RSMo. Accordingly, she recommended referencing these sections in the authority section of the rule.

**RESPONSE:** The commission will add these statutory references to the authority section of the rule.

**4 CSR 240-3.510 Filing Requirements for Telecommunications Company Applications for Certificates of Service Authority to Provide Telecommunications Services, Whether Interexchange, Local Exchange or Basic Local Exchange**

*AUTHORITY: sections 386.250, 392.450, 392.451 and 392.455, RSMo 2000. Original rule filed May 1, 2002. Original rule filed Aug. 16, 2002, effective April 30, 2003. Amended: Filed March 19, 2004.*

## MEMORANDUM

**TO:** Dale Hardy Roberts, Secretary

**DATE:** August 26, 2004

**RE:** Approval of Final Rule and Authorization to File Order Amending Rule with the Office of the Secretary of State

**CASE NO:** TX-2003-0380

The undersigned Commissioners hereby amend the rules listed below and authorize the General Counsel's Office of the Missouri Public Service Commission to file the final rule packets for the amended rules with the Office of Secretary of State.

**4 CSR 240-3.020 Filing Requirements Regarding Utility Company Name Changes**

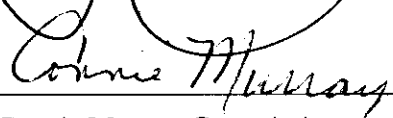
**4 CSR 240-3.510 Filing Requirements for Telecommunications Company Applications for Certificates of Service Authority to Provide Telecommunications Services, Whether Interexchange, Local Exchange or Basic Local Exchange**

**4 CSR 240-3.520 Filing Requirements for Telecommunications Company Applications for Authority to Sell, Assign, Lease or Transfer Assets**

**4 CSR 240-3.525 Filing Requirements for Telecommunications Company Applications for Authority to Merge or Consolidate**



\_\_\_\_\_  
Steve Gaw, Chair

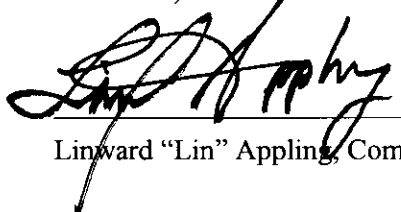


\_\_\_\_\_  
Connie Murray, Commissioner



\_\_\_\_\_  
Robert Clayton III, Commissioner

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Jeff Davis, Commissioner



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Linward "Lin" Appling, Commissioner