

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of)
Alltel Holding Corporate Services, Inc.,)
for a Certificate of Service Authority to Provide)
Intrastate Interexchange and Non-switched)
Local Telecommunications Services within)
the State of Missouri and for Competitive)
Classification)

Case No. XA-2006-0271

ORDER APPROVING INTEREXCHANGE
AND NONSWITCHED LOCAL EXCHANGE
CERTIFICATE OF SERVICE AUTHORITY

Issue Date: February 24, 2006

Effective Date: March 6, 2006

Syllabus: This order grants Alltel Holding Corporate Services, Inc., a certificate of service authority to provide interexchange and nonswitched local exchange telecommunications services, restricted to providing dedicated private line services, and classifies the company and its services as competitive.

Alltel Holding Corporate Services, Inc., (Alltel) applied to the Missouri Public Service Commission on December 22, 2005, for a certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services in Missouri under Sections 392.410, RSMo Supp. 2005, through 392.450, RSMo 2000.¹ Alltel asked the Commission to classify it as a competitive company and to waive certain statutes

¹ All statutory references are to the Revised Statutes of Missouri (RSMo), revision of 2000, unless otherwise indicated.

and rules as authorized by Sections 392.361 and 392.420. Alltel is a Delaware corporation with its principal office located at One Allied Drive, Little Rock, Arkansas 72202.

The Commission issued a Notice of Applications for Intrastate Certificates of Service Authority and Opportunity to Intervene on December 27, 2005, directing parties wishing to intervene to file their requests by January 11, 2006. No requests for intervention were filed. Alltel stated in its Application that it will separately submit a proposed tariff or adoption notice with an effective date not fewer than 45 days after its issue date.

Alltel intends to provide interexchange and nonswitched local exchange telecommunications services to residential and business customers throughout the state of Missouri. Concurrently with this Application for a certificate, Alltel filed an Application for Approval of Transfer of Control of Alltel Missouri, Inc. and Transfer of Alltel Communications, Inc. Interexchange Service Customer Base.² In that case, Alltel is seeking Commission approval for the transfer of the resale interexchange service customer base of Alltel Communications, Inc., to Alltel Holding Corporate Services, Inc.

In its Memorandum filed on February 8, 2006, the Staff of the Commission recommended that the Commission grant Alltel a certificate of interexchange service authority and a certificate of service authority for local exchange telecommunications service on condition that this authority be restricted to providing dedicated, private line services. Staff recommended that the Commission grant Alltel competitive status and waiver of the statutes and rules listed in the Notice of Applications.

The Commission finds that competition in the intrastate interexchange and nonswitched local exchange telecommunications markets is in the public interest and Alltel

² Commission Case No. TM-2006-0272.

should be granted certificates of service authority. The Commission finds that the services Alltel proposes to offer are competitive and Alltel should be classified as a competitive company. The Commission finds that waiving the statutes and Commission rules set out in the ordered paragraph below is reasonable and not detrimental to the public interest.

The Commission reminds the company that failure to comply with its regulatory obligations may result in the assessment of penalties against it. These regulatory obligations include, but are not limited to, the following:

A) The obligation to file an annual report, as established by Section 392.210, RSMo 2000. Failure to comply with this obligation will make the utility liable to a penalty of \$100 per day for each day that the violation continues. 4 CSR 240-3.540 requires telecommunications utilities to file their annual report on or before April 15 of each year.

B) The obligation to pay an annual assessment fee established by the Commission, as required by Section 386.370, RSMo 2000.

C) The obligation to comply with all relevant laws and regulations, as well as orders issued by the Commission. If the company fails to comply, it is subject to penalties for noncompliance ranging from \$100 to \$2,000 per day of noncompliance, pursuant to Section 386.570, RSMo 2000.

D) The obligation to keep the Commission informed of its current address and telephone number.

Furthermore, the company is reminded that, if it is a corporation, its officers may not represent the company before the Commission. Instead, the corporation must be represented by an attorney licensed to practice law in Missouri.

In addition, the company is reminded that Section 392.410.5, RSMo Supp. 2005, renders the company's certificate of service authority null and void one year from the date of this order unless it has exercised its authority under that certificate.

IT IS ORDERED THAT:

1. Alltel Holding Corporate Services, Inc., is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to all applicable statutes and Commission rules except as specified in this order.

2. Alltel Holding Corporate Services, Inc., is granted a certificate of service authority to provide nonswitched local exchange telecommunications services in the state of Missouri, limited to providing dedicated, private line services, subject to all applicable statutes and Commission rules except as specified in this order.

3. Alltel Holding Corporate Services, Inc., is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

Statutes

- 392.210.2 - uniform system of accounts
- 392.240.1 - rates-rentals-service & physical connections
- 392.270 - valuation of property (ratemaking)
- 392.280 - depreciation accounts
- 392.290 - issuance of securities
- 392.300.2 - acquisition of stock
- 392.310 - stock and debt issuance
- 392.320 - stock dividend payment
- 392.330 - issuance of securities, debts and notes
- 392.340 - reorganization(s)

Commission Rules

- 4 CSR 240-10.020 - depreciation fund income
- 4 CSR 240-30.040 - uniform system of accounts

4. Prior to delivering services under its certificate of service authority, Alltel Holding Corporate Services, Inc., shall file, in a separate case, tariff sheets with an effective date which is not fewer than 45 days from the issue date and which reflects the rates, rules, regulations and the services it will offer. The tariff shall also include a listing of the statutes and Commission rules waived above.

5. This order shall become effective on March 6, 2006.

6. This case may be closed on March 7, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Steven C. Reed, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 24th day of February, 2006.