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

In the Matter of the Application of Asia Talk
Telecom, Inc. d/b/a HelloCom Inc. for a certificate
of service authority to provide interexchange
telecommunications services and to classify such
services and the company as competitive

Case No. XA-2006-0153 Tariff File No. YX-2006-0262

## **STAFF RECOMMENDATION**

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its recommendation states:

- 1. In the attached Memorandum, which is labeled Appendix A, the Staff recommends that the Missouri Public Service Commission grant Asia Talk Telecom Inc. d/b/a HelloCom, Inc., (Applicant) a certificate of service authority to provide intrastate interexchange telecommunications services. The Commission shall grant an application for a certificate of telecommunications service authority upon a finding that the grant of authority is in the public interest. §§ 392.430 and 392.440 RSMo (2000).
- 2. Staff also recommends that the Commission classify the Applicant and its services as competitive. The Commission may classify a telecommunications provider or its services as competitive if the Commission determines it is subject to sufficient competition to justify a lesser degree of regulation. §392.361.4. All the services a competitive company provides must be classified as competitive. §392.361.3.
- 3. Staff further recommends that the Commission approve the waivers listed in the Notice of Applications. The Commission may waive the application of its rules and certain statutes if the Commission determines that waiver is consistent with the purposes of Chapter 392. §§ 392.185, 392.361.5 and 392.420.

4. Finally, Staff recommends that the Commission grant approval of the Applicant's proposed tariff, P.S.C. MO. Tariff NO. 1, with a proposed effective date of November 20, 2005.

WHEREFORE, Staff recommends that the Commission grant Applicant a certificate of service authority to provide interexchange telecommunications services; approve the Applicant's proposed tariff, P.S.C. MO. Tariff NO. 1, with an effective date of November 20, 2005; grant it competitive classification; and approve the waivers listed in the Notice of Applications.

Respectfully submitted,

DANA K. JOYCE General Counsel

## /s/ William K. Haas

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## **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or e-mailed to all counsel of record this 2<sup>nd</sup> day of November, 2005.

/s/ William K. Haas