

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

Application of Yestel USA, Inc. )  
For a Certificate of Service Authority to )  
Provide Interexchange Telecommunications ) Case No. TA-2007-0423  
Services in the State of Missouri and for )  
Competitive Classification )

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

Yestel USA, Inc. (“Yestel” or “Applicant”), by its undersigned counsel, hereby submits this Application for certificate of service authority to provide resold interexchange telecommunications service in the State of Missouri, and for competitive classification, pursuant to Sections 392.410, 392.430 and 392.440 RSMo. and 4 CSR 240-2.060. Applicant respectfully requests the Commission issue an order that 1) grants Applicant a certificate of service authority to provide intrastate interexchange telecommunications services pursuant to Chapter 392 of the Revised Statutes of Missouri, 2) grants competitive status to Applicant pursuant to Section 392.361 RSMo., and (3) waives certain Commission rules and statutory provisions pursuant to Sections 392.420 and 392.361 RSMo. In support of its application, Yestel USA states as follows:

1. Applicant is a corporation duly organized and existing under and by virtue of the laws of the State of Delaware. The Company is authorized to conduct business as a foreign corporation within Missouri. In compliance with 4 CSR 240-2.060(1)(C), the Company has attached a copy of its certificate of authority as **Exhibit A**. The nature of Yestel USA’s business is the provision of telecommunications services. Yestel’s verification of this application will be late-filed per 4 CSR 240-3.510(2).

The Company's legal name and principal address and telephone number are:

Yestel USA, Inc.  
24309 Narbonne Ave.  
Suite 200  
Lomita, CA 90717  
Phone: (310) 517-8278  
Fax: (310) 517-8280  
Toll Free: 1-800-287-7626 (Customer Service)

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

Monica Borne Haab  
Nowalsky, Bronston & Gothard, APLLC  
3500 N. Causeway Blvd., Suite 1442  
Metairie, Louisiana 70002  
Phone: (504) 832-1984  
Fax: (504) 831-0892  
E-Mail: mhaab@nbglaw.com

and to local counsel:

Mary Ann (Garr) Young  
William D. Steinmeier, P.C.  
2031 Tower Drive  
P.O. Box 104595  
Jefferson City, MO 65110-4595  
Phone: (573) 634-8109  
Fax: (573) 634-8224  
E-Mail: myoung0654@aol.com

All general correspondence from the Commission after certification should be forwarded to the Company care of its regulatory contact as follows:

Robert Wu, President  
Yestel USA, Inc.  
24309 Narbonne Ave.  
Suite 200  
Lomita, CA 90717  
Phone: (310) 517-8278  
Fax: (310) 517-8280  
E-mail: help@yestelnet.com

3. The Company proposes to provide resold switched long distance interexchange service to business and residential customers on a statewide basis. The Company will not offer operator service or local exchange (non-switched private line) services.
4. The Company is a telecommunications company which possesses the technical and managerial expertise to provide the services it proposes.
5. The Applicant also possesses the necessary financial resources to provide the requested services.
6. In accordance with 4 CSR 240-3.510(1)(C), Applicant is simultaneously submitting its proposed tariff with a forty-five day effective date for approval by the Commission. The tariff contains the rules and regulations applicable to its customers, description of services offered and list of rates associated with such services. The Company requests that the Commission approve its MO P.S.C. Tariff No. 1 simultaneously with granting a certificate of service authority in this case.

7. Applicant will not unjustly discriminate among its customers as is prohibited under Section 392.200 RSMo.
8. Applicant is a competitive reseller of long distance telecommunications services and thus requests competitive classification pursuant to Section 392.361 RSMo and 4 CSR 240-2.060(6)(A). Applicant believes its proposed services will be subject to sufficient competition to justify a lesser degree of regulation. Further, when granted the Certificate requested herein, Applicant will be competing with other telecommunications companies in Missouri offering the same or similar services as Applicant.
9. Applicant is willing to comply with all applicable Commission rules, except those which are specifically waived by the Commission. Consistent with the Commission's treatment of other certificated competitive interexchange telecommunications companies, Applicant requests that the following statutes and regulations be waived for Applicant and its interexchange service offerings:

**Statutes:**

392.210.2 - Uniform System of Accounts  
392.240.1 - Just & reasonable rates  
392.270 - Ascertain property values  
392.280 - Depreciation accounts  
392.290 - Issuance of securities  
392.300.2 - Acquisition of stock  
392.310 - Issuance of stock and debt  
392.320 - Stock dividend payment  
392.330 - Issuance of securities, debts & notes  
392.340 - Reorganizations

**Rules:**

4 CSR 240-10.020 - Depreciation fund income  
4 CSR 240-30.040 - Uniform system of accounts

10. 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, and offer service options consistent with the legislative goals set forth in 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.
12. The Company does not intend to resell its services to other telecommunications companies.
13. Applicant has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of the application.
14. No annual reports or assessment fees are overdue from Applicant.

WHEREFORE, Applicant, Yestel USA, Inc., respectfully requests that the Commission (i) grant it a certificate of service authority to provide interexchange telecommunications services as requested herein; (ii) classify the Company and its proposed services as competitive; (iii) grant waivers of statutes and regulations as requested herein; and (iv) approve its separately submitted tariff.

Respectfully submitted,

/s/ Mary Ann Young  
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) 634-8109  
Fax: (573) 634-8224  
Email: myoung0654@aol.com

Counsel for Yestel USA, Inc.

Dated: April 30, 2007

#### 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's office on this 30<sup>th</sup> day of April 2007.

/s/Mary Ann Young  
Mary Ann (Garr) Young

OFFICER'S VERIFICATION  
TO BE LATE-FILED

# **EXHIBIT A**

MISSOURI SECRETARY OF STATE  
CERTIFICATE OF AUTHORITY



# STATE OF MISSOURI



Robin Carnahan  
Secretary of State

## CERTIFICATE OF AUTHORITY

WHEREAS,

*YESTEL USA, INC.*

using in Missouri the name

*YESTEL USA, INC.*  
*F00735546*

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 Delaware.

NOW, THEREFORE, I, ROBIN CARNAHAN, 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 hereunto  
set my hand and cause to be affixed the  
GREAT SEAL of the State of Missouri.  
Done at the City of Jefferson, this  
1st day of May, 2006.

  
Secretary of State

