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MARK W. COMLEY
CATHLEEN A. MARTIN
STEPHEN G. NEWMAN
JOHN A. RUTH
ALICIA EMBLEY TURNER

September 20, 2002

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

FILED⁴
SEP 20 2002
Missouri Public
Service Commission

Re: BullsEye Telecom, Inc.; Interexchange Application

Dear Judge Roberts:

Enclosed for filing in the above-referenced matter, please find the original and eight copies of an Application for a Certificate of Authority to Provide Competitive Resold Intrastate Interexchange and Non-Switched Basic Telecommunication Services in Missouri. Attached as Exhibit II to the application is BullsEye Telcom, Inc.'s proposed tariff bearing a 45-day effective date, and I enclose the original and five copies of Exhibit II.

If you have any questions, please advise. Thank you very much for your attention to this matter.

Sincerely,

NEWMAN, COMLEY & RUTH P.C.

By:



Cathleen A. Martin
martinc@ncrpc.com

CAM:mas
Enclosures

cc: Office of Public Counsel
General Counsel's Office
Monique Brynes

FILED⁴

SEP 20 2002

Missouri Public
Service Commission

BEFORE THE
PUBLIC SERVICE COMMISSION OF MISSOURI

In the Matter of the Application of)
BullsEye Telecom, Inc.)
for a Certificate of Authority)
To Provide Competitive Resold Intrastate)
Interexchange and Non-Switched Basic)
Telecommunications Services in)
Missouri)

Case No. _____

APPLICATION

COMES NOW BullsEye Telecom, Inc. ("BullsEye") and requests a Certificate of Service Authority to provide resold intrastate interexchange and non-switched basic telecommunications services between and among locations within the state of Missouri, pursuant to Sections 392.440, 392.430, RSMo 2000, an order classifying Applicant as a competitive telecommunications carrier, an order waiving or suspending certain Commission rules and statutory provisions pursuant to Section 392.420. In support of its Application, BullsEye provides the following information:

1. BullsEye Telecom, Inc. was incorporated on April 20, 2000 under the laws of the State of Michigan with its principal office located at:

BullsEye Telecom, Inc.
25900 Greenfield Road, Suite 330
Oak Park, Michigan 48237
Contact: Charles L. Schneider, Jr.
Telephone: (248) 784-2515
Facsimile: (248) 784-2501

A copy of the Certificate of Authority for BullsEye to transact business in Missouri is attached hereto as Exhibit I and incorporated herein by reference.

2. BullsEye proposes to offer resold interexchange services and non-switched basic telecommunications services. BullsEye services are not mileage sensitive. BullsEye initially proposes to resell telecommunications services including direct dial services, toll free services, travel service available through toll-free access, and access to directory assistance. BullsEye will resell transmission capacity of other telecommunications carriers and does not propose to construct any facilities in Missouri at this time. Call will originate over local exchange carrier or competitive local exchange carrier facilities to the underlying carrier. Simultaneous with this filing, BullsEye is filing an application to provide local exchange services. BullsEye may expand its long distance offerings at a later date to include other interexchange services and requests that it be granted authority to provide resold interexchange and non-switched basic telecommunications.

3. BullsEye statutory representation in the state of Missouri is:

Corporation Service Company
d/b/a CSC-Lawyers Incorporating Service Company
221 Bolivar Street
Jefferson City, MO 65101

4. BullsEye currently has no plans to install or construct transmission facilities in Missouri. The Company will provide resold long distance telecommunication services. Service is provided to both residential and business Customers. The Company plans to provide service twenty-four (24) hours a day, seven (7) days a week, originating from equal access end offices and terminating throughout the state of Missouri. Calls are billed monthly by BullsEye at the rates specified in its tariff. Bills include a toll-free number for inquiries or complaints.

5. BullsEye possesses the managerial and technical expertise to provide resale interexchange telecommunications services.

6. BullsEye possesses sufficient financial resources to successfully provide resale interexchange telecommunications services in Missouri.
7. The BullsEye tariff that contains the rules and regulations applicable to its Customers, a description of the services offered, and a list of rates associated with such services, is being filed simultaneously with this Application as Exhibit II. The tariff has a forty-five (45) day effective date.
8. BullsEye requests classification as a competitive telecommunications company operating within the state of Missouri. BullsEye further requests classification of services described in the BullsEye tariff as competitive services.
9. Applicant will not unjustly discriminate among its Customers, which discrimination is prohibited pursuant to Section 392.200.
10. Applicant, pursuant to Section 386.570, will comply with all applicable Commission rules except those that are specifically waived by the Commission pursuant to a request filed by the Applicant.

11. Correspondence or communications pertaining to this application should be addressed to:

Cathleen A. Martin	AND	Monique Byrnes
Attorney at Law		Technologies Management, Inc.
Newman, Comley & Ruth PC		210 N. Park Avenue
601 Monroe Street, Suite 301		Winter Park, Florida 32789
P.O. Box 537		Telephone: (407) 740-8575
Jefferson City, MO 65102		Facsimile: (407) 740-0613
Telephone: (573) 634-2266		
Facsimile: (573) 636-3306		

12. Applicant also respectfully requests, pursuant to Section 392.420, RSMo (Cum. Supp. 1994), that the Commission suspend, waive or modify the application of the following rules and statutory provisions as they relate to the regulation of the Applicant:

STATUTES

392.210.2	-	Uniform System of Accounts
392.240(1)	-	Just and 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 & Debt
392.320	-	Stock dividend payment
392.330	-	Issuance of securities, debt and notes
392.340	-	Reorganization(s)

COMMISSION RULES

4 CSR 240-10.020	-	Depreciation
4 CSR 240-30.010(2)(C)	-	Posted Rate Schedules in Central Offices
4 CSR 240-30.040	-	Uniform System of Accounts
4 CSR 240-33.030	-	Inform Customers of Lowest Price

The above-referenced rules and statutory provisions have been waived with regard to other interexchange carriers in prior cases. These rules or statutory provisions are principally designed to apply to noncompetitive telecommunications carriers. It would be inconsistent with the goal and purpose of Section 392.530 to apply them to a competitive telecommunications carrier such-as the Applicant.

13. BullsEye has not operated in Missouri to this date and states that it has no annual report or assessment fees that are overdue in Missouri.
14. Bulls Eye states that it has no pending action or final judgements or decisions against it from any state or federal agency or court that involves Customer service or rates.
15. BullsEye submits that the public interest will be served by Commission approval of this Application because the Company's proposed services will create enhanced competition and expand Customer 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.

WHEREFORE, Applicant BullsEye Telecom, Inc. respectfully requests the Commission to grant it a Certificate of Authority to provide competitive resold intrastate interexchange and non-switched basic telecommunications services within the state of Missouri; an order classifying it as a competitive telecommunications company providing competitive service; an order suspending, waiving, or modifying the above-referenced rules and statutory provisions as they relate to the regulation of the Applicant in the state of Missouri; and for such further orders as the Commission deems appropriate.

Respectfully submitted,

ATTORNEY FOR APPLICANT
BullsEye Telecom, Inc.



Cathleen A. Martin, Esquire
Attorney at Law
Newman, Comley & Ruth PC
601 Monroe Street
P.O. Box 537
Jefferson City, MO 65102-0537
Telephone: (573) 634-2266
Facsimile: (573) 636-3306
Mo. Bar No. 45682

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered or mailed, postage prepaid, this 20th day of September 2002, to:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Dan Joyce, General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Cynthia A. Martin

VERIFICATION

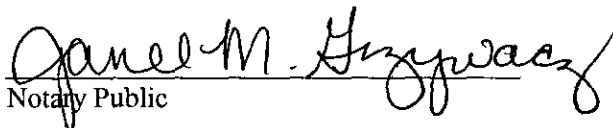
I, Peter K. LaRose, first being duly sworn upon oath depose and say I am Vice President - Finance of BullsEye Telecom, Inc., a Michigan corporation; that I have read the above and foregoing petition by me subscribed and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe same to be true.



Peter K. LaRose
Vice President - Finance
BullsEye Telecom, Inc.

Subscribed and sworn to before me

this 9th day of September 2002.



Notary Public

JANEL M GRZYWACZ
NOTARY PUBLIC WAYNE CO., MI
MY COMMISSION EXPIRES Jul 2, 2006
ACTING IN OAKLAND COUNTY, MI

APPLICATION OF

BullsEye Telecom, Inc.

EXHIBIT I

Certificate of Authority to
Transact Business in Missouri

No. F00483532

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

CORPORATION DIVISION - CERTIFICATE OF AUTHORITY

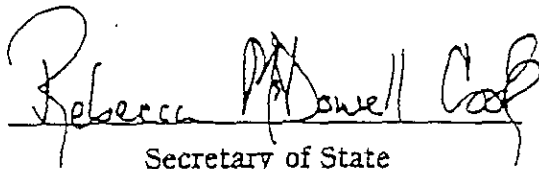
WHEREAS,
BULLSEYE TELECOM, INC.

using in Missouri the name
BULLSEYE TELECOM, INC.

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 MICHIGAN.

NOW, THEREFORE, I, REBECCA McDOWELL COOK, 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 15th day of MAY, 2000.


Secretary of State

\$155.00





State of Missouri
Rebecca McDowell Cook, Secretary of State

Corporations Division
P.O. Box 778, Jefferson City, MO 65102

James C. Kirkpatrick State Information Center
600 W. Main Street, Rm 322, Jefferson City, MO 65101

FILED
AND CERTIFICATE OF
AUTHORITY ISSUED

Application for Certificate of Authority
For a Foreign For-Profit Corporation
(Submit in duplicate with filing fee of \$155.00)

MAY 15 2000

- The corporation's name is BullsEye Telecom, Inc.
and it is organized and existing under the laws of Michigan
- The name it will use in Missouri is BullsEye Telecom, Inc.
- The date of its incorporation was April 3, 2000, and the period of its duration is perpetual
month/day/year
- The address of its principal place of business 26935 Northwestern Hwy, Ste. 520, Southfield, MI 48034
Address City/State/Zip
- The name and address of its registered agent and office in the State of Missouri is
Corporation Service Company d/b/a CSC-Lawyers Incorporating Service Company
221 Bolivar Street, Jefferson City, Missouri 65101
Name Address City/State/Zip
- The specific purpose(s) of its business in Missouri are:
The Company's corporate purpose is to expand its communications service into Missouri.
- The name of its officers and directors and their business addresses are as follows:
(Officers) Name Address City/State/Zip
President Mark A. Wayne 26935 Northwestern Hwy., Ste 520, Southfield, MI 48034
Vice President Pete K. LaRose 26935 Northwestern Hwy, Ste 520, Southfield, MI 48034
Secretary Pete K. LaRose 26935 Northwestern Hwy, Ste. 520, Southfield, MI 48034
Treasurer Pete K. LaRose 26935 Northwestern Hwy, Ste. 520, Southfield, MI 48034
Chairman William H. Oberlin 26935 Northwestern Hwy, Ste 520, Southfield, MI 48034
(Board of Directors)
Director William H. Oberlin 26935 Northwestern Hwy, Ste 520, Southfield, MI 48034
Director Mark A. Wayne 26935 Northwestern Hwy, Ste 520, Southfield, MI 48034
Director L. Watts Hamrick III 26935 Northwestern Hwy, Ste 520, Southfield, MI
Director: Pearce Landry 301 S College St, 5th Flr, Charlotte, NC 28288-0732 48034
- The effective date of this document is the date it is filed by the Secretary of State of Missouri, unless you indicate a future date, as follows:

(Date may not be more than 90 days after the filing date in this office)

In affirmation thereof, the facts stated above are true.

[Signature] PETE K. LAROSE V.P. FINANCE & SECRETARY 5/1/00
(Authorized Signature) (Printed Name) (Title) (Date)

Note: You must submit current original certificate of good standing or certificate of existence with this application. This may be obtained from your Secretary of State or other authority that issues corporate charters.