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CHARLES E. SMARR
DEAN L. COOPER
MARK G. ANDERSON
TIMOTHY T. STEWART
GREGORY C. MITCHELL
RACHEL M. CRAIG
BRIAN T. MCCARTNEY
DALE T. SMITH

July 15, 1999

FILED

JUL 15 1999

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

TA-2000-23

Missouri Public
Service Commission

Re: In the Matter of the Application of Fiber Four Corporation, d/b/a KLM Long Distance for a certificate of service authority to provide interexchange authority to provide interexchange and local exchange telecommunications services.

Dear Mr. Roberts:

Enclosed please find the original plus fourteen (14) copies of Application for filing on behalf of Applicant in the above referenced matter. Please bring this matter to the attention of the appropriate Commission personnel. A copy of this filing is being sent to all parties of record.

Thank you for your attention to this matter.

Very truly yours,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

Sondra B. Morgan
Sondra B. Morgan

SBM/k

Enclosures

cc: Office of Public Counsel
Staff, Mo. Public Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

JUL 15 1999

In the matter of the application of)
Fiber Four Corporation)
d/b/a KLM Long Distance for)
a certificate of service authority)
to provide interexchange and local)
exchange telecommunications)
services.)

Missouri Public
Service Commission

Case No. TA-2000-23

APPLICATION

Fiber Four Corporation d/b/a KLM Long Distance ("Applicant"), a Missouri corporation, files this verified application respectfully requesting that the Missouri Public Service Commission ("Commission") issue an order that:

- (a) grants Applicant a Certificate of Service Authority to provide interexchange and local exchange telecommunications services pursuant to Chapter 392 of the Missouri Revised Statutes;
- (b) grants competitive status to Applicant; and
- (c) waives certain Commission rules and statutory provisions pursuant to Section 392.420, RSMO Supp. 1998.

In support of its request, Applicant states:

1. Applicant is a Missouri corporation with its principal office and place of business at 107 Opp, Rock Port, Missouri 64482. Applicant was previously granted a certificate of authority to provide interexchange telecommunications service in Missouri as Fiber Four Corporation in Case No. TA-96-376. A copy of Applicant's Articles of Incorporation and Certificate of Authority from the Missouri Secretary of State to transact business in Missouri is marked as Appendix A and attached to an Application filed on this date requesting authority for the d/b/a Rock Port Long Distance and is incorporated herein by reference. Attached to this

Application as Appendix B are copies of a Certificate and Registration of Fictitious Name for Applicant. (The original of this Certificate of Corporate Records was attached to Applicant's Motion to Reinstate and Approve Tariff Filing for an Interim Period of Time filed with the Commission on July 2, 1999.) A list of Applicant's current officers and directors is attached as Appendix C and is incorporated by reference herein.

2. All communications, notices, orders and decisions respecting this Application and proceeding should be addressed to:

Evan Copsey
Fiber Four Corporation d/b/a KLM Long Distance
208 Ash, P.O. Box 112
Maitland, Missouri 64466

W.R. England, III, Esq.
Sondra B. Morgan, Esq.
Brydon, Swearngen & England, P.C.
312 East Capitol Street
P.O. Box 456
Jefferson City, Missouri 65102

3. Applicant proposes to resell one plus (1+) interexchange telecommunications services and associated operator and directory assistance services to business and residential customers located throughout the State of Missouri. Initially, Applicant will only provide service to local exchange customers of KLM Telephone Company in the exchanges of Deerfield, Rich Hill, Metz and Richards. Applicant will utilize its own facilities, or purchase for resale, the services or facilities of other carriers in order to provide the services sought to be provided.

4. Applicant proposes to charge for its services based upon rates, rules and regulations as proposed in the tariff attached hereto and incorporated by reference as Appendix D.

5. Applicant requests classification as a competitive telecommunications company within the State of Missouri. Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation. Granting of this application will allow greater price and service options for telephone users.

6. Applicant also requests, pursuant to Section 392.420, RSMO 1994, that the Commission waive the application of the following rules and statutory provisions as they relate to the regulation of Applicant:

§392.240(1)	Rates-reasonable average return on investment.
§392.270	Property valuation.
§392.280	Depreciation rates.
§392.290	Issuance of stocks and bonds.
§392.310	Issuance of stocks and bonds.
§392.320	Issuance of stocks and bonds.
§392.330	Issuance of stocks and bonds.
§392.340	Reorganization.
4 CSR 240-10.020	Income on depreciation fund investments.
4 CSR 240-30.010(2)(C)	Posting exchange rates at central offices.
4 CSR 240-30.040	Uniform System of Accounts.
4 CSR 240-32.030(1)(B)	Exchange boundary maps.
4 CSR 240-32.030(1)(C)	Record of access lines.
4 CSR 240-32.030(2)	In-state record keeping.
4 CSR 240-32.050(3-6)	Telephone directories.
4 CSR 240-32.070(4)	Coin telephones.
4 CSR 240-33.030	Inform customers of lowest priced service.
4 CSR 240-33.040(5)	Finance fee.

It is Applicant's understanding that the above-referenced rules and statutory provisions have typically been waived for other interexchange carriers in prior cases.

7. The interexchange services provided by Applicant will be performed by the Applicant or by independent contractors, agents or employees of KLM Telephone Company. For

example, billing & collection and billing inquiry services will be performed by the Applicant, or they will be provided under contractual agreements between Applicant and independent contractors, including local exchange carriers. Applicant will compensate its independent contractors, or local exchange carriers fully for all services provided on Applicant's behalf.

8. KLM Telephone Company has extensive experience in providing reliable and affordable telecommunications services to the public in the State of Missouri. As a result, Applicant will have available to it the technical expertise to provide interexchange telecommunications services that meet or exceed all service standards established by the Commission. A brief description of the qualifications and experience of the officers and managers is attached as Appendix E.

9. Applicant is financially capable of providing the proposed service. For purposes of illustration, Comparative Balance Sheets of the Applicant are attached as Appendix F.

10. The Commission has found that the interexchange market which Applicant seeks to enter is sufficiently competitive so as to justify a lesser degree of regulation. In Re Classification of Service Provided by Interexchange Telecommunications Carrier within the State of Missouri, Case No. TO-88-142, Report and Order (effective October 16, 1989) at pp. 19-20. Expedient grant of the instant Application will increase the competition in the provision of interexchange services, consistent with the Commission's policies and increase the variety and number of interexchange telecommunications providers and services available to users. Accordingly, Applicant's proposed operations are in the public interest.

WHEREFORE, Applicant respectfully requests that the Commission grant it a certificate of service authority to provide intrastate interexchange and local exchange telecommunications

services to the public in the State of Missouri. If granted local exchange authority, such authority will be limited to the provisioning of dedicated, non-switched local exchange private line services. Applicant also requests classification as a competitive telecommunications company. In addition, Applicant requests a waiver of the above-referenced rules and statutory provisions.

Respectfully submitted,



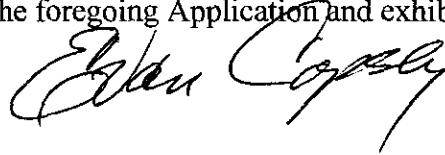
W.R. England, III . Mo Bar#23975
Sondra B. Morgan . Mo Bar #35482
Brydon, Swearengen & England P.C.
312 East Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102-0456
(573) 635-7166

Attorneys for FIBER FOUR CORPORATION,
d/b/a KLM LONG DISTANCE

VERIFICATION


STATE OF MISSOURI)
)ss.
COUNTY OF NODAWAY)

Evan Copsey, having been duly sworn upon his oath, states that he is Vice-President of Fiber Four Corporation, d/b/a/ KLM Long Distance, Applicant herein, and as such, is duly authorized to execute said Application and to make this affidavit on its behalf; that the matters and things stated in the foregoing Application and exhibits thereto



Subscribed and sworn to before me, a notary public, on this 13th day of July, 1999.

VAL A. DERR
NOTARY PUBLIC
NOTARY SEAL STATE OF MISSOURI
NODAWAY COUNTY
MY COMMISSION EXPIRES ON DECEMBER 1, 2000



Notary Public

My Commission expires:
12-1-2000

Appendix A

**Articles of Incorporation
Fiber Four Corporation**

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

CORPORATION DIVISION
CERTIFICATE OF CORPORATE RECORDS

FIBER FOUR CORPORATION

I, REBECCA McDOWELL COOK, SECRETARY OF STATE OF THE STATE OF MISSOURI AND KEEPER OF THE GREAT SEAL THEREOF, DO HEREBY CERTIFY THAT THE ANNEXED PAGES CONTAIN A FULL, TRUE AND COMPLETE COPY OF THE ORIGINAL DOCUMENTS ON FILE AND OF RECORD IN THIS OFFICE.

IN TESTIMONY WHEREOF, I HAVE SET MY HAND AND IMPRINTED THE GREAT SEAL OF THE STATE OF MISSOURI, ON THIS, THE 13TH DAY OF JULY, 1999.

Rebecca McDowell Cook
Secretary of State



STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

CORPORATION DIVISION
CERTIFICATE OF INCORPORATION

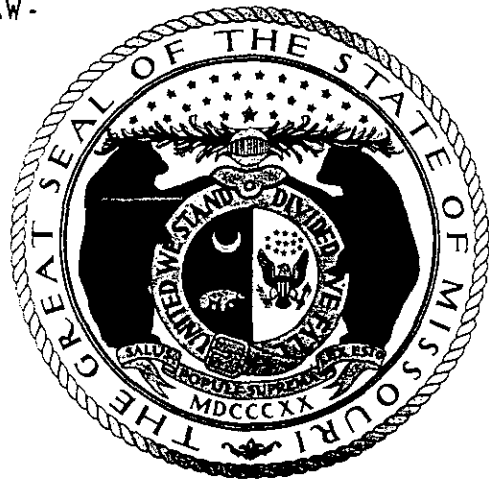
WHEREAS, DUPLICATE ORIGINALS OF ARTICLES OF INCORPORATION OF
FIBER FOUR CORPORATION

HAVE BEEN RECEIVED AND FILED IN THE OFFICE OF THE SECRETARY OF
STATE, WHICH ARTICLES, IN ALL RESPECTS, COMPLY WITH THE
REQUIREMENTS OF GENERAL AND BUSINESS CORPORATION LAW;

NOW, THEREFORE, I, REBECCA MCDOWELL COOK, SECRETARY OF STATE
OF THE STATE OF MISSOURI, BY VIRTUE OF THE AUTHORITY VESTED IN
ME BY LAW, DO HEREBY CERTIFY AND DECLARE THIS ENTITY A BODY
CORPORATE, DULY ORGANIZED THIS DATE AND THAT IT IS ENTITLED TO
ALL RIGHTS AND PRIVILEGES GRANTED CORPORATIONS ORGANIZED UNDER
THE GENERAL AND BUSINESS CORPORATION LAW.

IN TESTIMONY WHEREOF, I HAVE SET MY
HAND AND IMPRINTED THE GREAT SEAL OF
THE STATE OF MISSOURI, ON THIS, THE
23RD DAY OF OCTOBER, 1995.

Rebecca McDowell Cook
Secretary of State



\$58.00



State of Missouri
Rebecca McDowell Cook, Secretary of State
P.O. Box 778, Jefferson City, Mo. 65102
Corporation Division

INCORPORATION ISSUED

OCT 23 1995

Articles of Incorporation

(To be submitted in duplicate by an attorney or an incorporator.)

The undersigned natural person(s) of the age of eighteen years or more for the purpose of forming a corporation under The General and Business Corporation Law of Missouri adopt the following Articles of Incorporation:

Article One

The name of the corporation is FIBER FOUR CORPORATION

Article Two

The address, including street and number, if any, of the corporation's initial registered office in this state is 107 Opp Street, Rock Port, Missouri 64482

and the name of its initial agent at such address is Boyd Spiker

Article Three

The aggregate number, class and par value, if any, of shares which the corporation shall have authority to issue shall be:

Three hundred shares of common stock of the par value of \$100.00 per share.

The preferences, qualifications, limitations, restrictions, and the special or relative rights, including convertible rights, if any, in respect to the shares of each class are as follows:

All shares of stock shall be common shares and shall be wholly owned by the Rock Port Telephone Company, Rock Port, Missouri.

Article Four

The extent, if any, to which preemptive right of a shareholder to acquire additional shares is limited or der.

ne corporation

Article Five

The name and place of residence of each incorporator is as follows:

Name	Street	City
Boyd D. Spiker	107 Opp St., P.O. Box 147,	Rock Port, MD 64482
Keith Ottmann	Rt. 1, Box 95,	Rock Port, MD 64482
Richard S. Garst	Rt. 4, Box 68,	Watson, MD 64496
Stanley K. Griffin, 1 Whispering	Woods Lane, P. O. Box 232,	Rock Port, MD 64482
Wm. Michael Holley	704 Center St.,	Rock Port, MD 64482

Article Six

(Designate which and complete the applicable paragraph.)

The number of directors to constitute the first board of directors is five. Thereafter the number of directors shall be fixed by, or in the manner provided by the bylaws. Any changes in the number will be reported to the Secretary of State within thirty calendar days of such change.

OR

The number of directors to constitute the board of directors is _____. (The number of directors to constitute the board of directors must be stated herein if there are to be less than three directors. The person to constitute the first board of directors may, but need not, be named.)

Article Seven

The duration of the corporation is perpetual

Article Eight

The corporation is formed for the following purposes:

To acquire by purchase, lease or otherwise, construct, maintain, and operate a telephone system, and public and private telephone lines; to receive and transmit intelligence by electricity, including distance learning, telemedicine, County wide 911 delivery and any other communication services within and without the State of Missouri as are authorized by law.

Be a promoter, partner, member, associate or manager of any partnership, joint venture or other enterprise within the scope of the foregoing purposes.

RECEIVED

IN WITNESS WHEREOF, these Articles of Incorporation have been signed this _____ 11th _____ day of _____ October, _____, 1995.

x Frank K. Baker
x Keith H. Ottman
Richard J. Lambert
x Stanley K. Steffen
x Wm. Michael Halley

State of Missouri
County of Atchison } ss.

I, W. L. Mulvania, a Notary Public, do hereby certify that on this 11th day of October, 1995, personally appeared before me Boyd D. Spiker, Keith Ottmann, Richard S. Garst, Stanley K. Griffin and Wm. Michael Holley who being by me first duly sworn, (severally) declared that ~~they~~ (they are) the person(s) who signed the foregoing document as incorporator(s), and that the statements therein contained are true.

(Notarial Seal)

W. L. Mulvania
W.L. Mulvania Notary Public

My commission expires October 12, 1997.

INCORPORATION ISSUED
OCT 23 1995

Place Mark 11 A.1

Appendix B

**Certificate of Registration of
Fictitious Name
Fiber Four Corporation
d/b/a KLM Long Distance**

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

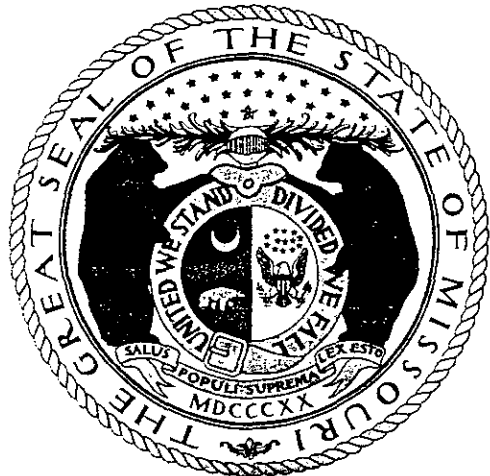
CORPORATION DIVISION
CERTIFICATE OF CORPORATE RECORDS

KLM LONG DISTANCE

I, REBECCA MCDOWELL COOK, SECRETARY OF STATE OF THE STATE OF MISSOURI AND KEEPER OF THE GREAT SEAL THEREOF, DO HEREBY CERTIFY THAT THE ANNEXED PAGES CONTAIN A FULL, TRUE AND COMPLETE COPY OF THE ORIGINAL DOCUMENTS ON FILE AND OF RECORD IN THIS OFFICE.

IN TESTIMONY WHEREOF, I HAVE SET MY HAND AND IMPRINTED THE GREAT SEAL OF THE STATE OF MISSOURI, ON THIS, THE 1ST DAY OF JULY, 1999.

Rebecca McDowell Cook
Secretary of State





State of Missouri

No. X 357192

Rebecca McDowell Cook, Secretary of State
Corporation Division

Registration of Fictitious Name

(Submit in duplicate with a filing fee of \$7)

This information is for the use of the public and gives no protection to the name. There is no provision in this Chapter to keep another company or corporation from adopting and using the same name. (RSMo 417)

We, the undersigned, are doing business under the following name, and at the following address:

Name to be registered: KLM Long DISTANCE
Missouri Business Address: 107 OPP ST.
(P.O. Boxes not accepted)
City, State and Zip Code: Rock Port, MO 64482

The parties having an interest in the business, and the percentage they own are (if a corporation is owner, indicate corporation name and percentage owned). If all parties are jointly and severally liable, percentage of ownership need not be listed:

Name of Owners, Individual or Corporate	Street and Number	City	State and Zip Code	If listed, Percentage of ownership must equal 100%
<u>FIBER FOUR CORPORATION</u> <u>417789AG</u>	<u>107 OPP ST.</u>	<u>ROCK PORT</u>	<u>MO</u> <u>64482</u>	<u>100%</u>

(Must be typed or printed)

Return to: Secretary of State
Corporation Division
P.O. Box 778
Jefferson City, Mo. 65102

FILED
JUN 25 1999

(Over)

Rebecca McDowell Cook
SECRETARY OF STATE

The undersigned, being all the parties owning interest in the above company, being duly sworn, upon their oaths each did say that the statements and matters set forth herein are true.

357192

Individual Owners Sign Here	{	X _____	X _____
		X _____	X _____
		X _____	X _____

The undersigned corporation has caused this application to be executed in its name by its President or Vice-President and its Secretary or Assistant Secretary, this 23rd day of June, 19 99.

If Corporation is Owner, Corporate Officers Execute Here

FIBER FOUR CORPORATION
 (Exact Corporate Title)
 By [Signature]
 Its President or Vice-President
 By [Signature]
 Its Secretary or Assistant Secretary

(Corporate Seal)
If no seal, state "none".

State of Missouri }
County of Holt } ss

I, [Signature], A Notary Public, do hereby certify that on the 23rd day of June, 19 99, personally appeared before me [Signature], and being first duly sworn by me, acknowledged that [Signature] he signed as his own free act and deed the foregoing document in the capacity therein set forth and declared that the statements therein contained are true.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year before written.

(Notarial Seal)
VAL A. DERR
NOTARY PUBLIC
NOTARY SEAL STATE OF MISSOURI
HODAWAY COUNTY
MY COMMISSION EXPIRES ON DECEMBER 1, 2000

[Signature]
Notary Public

My commission expires 12-01-2000
Notary Public

ATTACHMENT C

Officers and Directors

Fiber Four Corporation

Officers of Fiber Four Corporation

President	Raymond Henagan, Rock Port Telephone Company
Vice-President	Evan Copsey, Holway Telephone Company
Secretary	Wilbur Lang, IAMO Telephone Company
Treasurer	Bruce Copsey, Holway Telephone Company

Directors of Fiber Four Corporation

Raymond Henagan, and Keith Ottman
Rock Port Telephone Company

Evan Copsey and Bruce Copsey
Holway Telephone Company

Wilbur Lang and Kathy Faircloth
IAMO Telephone Company

Appendix D

**Proposed Tariff
Fiber Four Corporation d/b/a
KLM Long Distance**

Appendix E

Qualifications and Experience of Management

Fiber Four Corporation

Raymond Henagan, President

Mr. Henagan bring twenty-eight (28) years experience in managing many aspects of telephone operations.

Evan Copsey, Vice President

Mr. Copsey brings forty-four (44) years of experience in the telecommunications industry. He has been actively involved in operating, owning and managing telephone companies.

Wilbur Lang, Secretary

Mr. Lang has served on IAMO Telephone Company's Board for thirty (30) years.

Bruce Copsey, Treasurer

Mr. Copsey brings fifteen (15) years of experience in the telecommunications industry. He has been actively involved in operating, owning and managing telephone companies.

Keith Ottman, Director

Mr. Ottman has served on Rock Port Telephone Company's Board for over twenty (20) years.

Kathy Faircloth, Director

Ms. Faircloth brings eight (8) years of experience in the telecommunications industry and is currently Manager of Iamo Telephone Company.

Appendix F**Comparative Balance Sheets
Fiber Four Corporation**June 30, 1999**ASSETS**

Cash	\$185,651.59
Temporary Investments	0.00
Accounts Receivable Rock Port Telephone	1,225.79
Accounts Receivable Rock Port Communications	0.00
Accounts Receivable Holway Telephone	0.00
Accounts Receivable RBJ CORP	2,339.54
Accounts Receivable IAMO Telephone	0.00
Accounts Receivable First Fiber	0.00
Accounts Receivable FAN (GRM)	0.00
Prepaid Insurance	1,584.56
Investment in Fiber Alliance Network (GRM)	<u>3,561.78</u>
Current Assets	\$194,363.36
Plant Under Construction	\$ 0.00
Work Equipment	12,410.47
Fiber Circuit Equipment	50,388.97
Buried Cable – Fiber	575,725.60
Internet Equipment	63,905.49
Computers	2,041.46
Organization	625.00
Depreciation Reserve – Work Equipment	(1,251.36)
Depreciation Reserve – Circuit Equipment	(11,695.53)
Depreciation Reserve – Buried Cable	(54,898.34)
Depreciation Reserve – Internet Equipment	(13,059.32)
Depreciation Reserve – Computers	(918.54)
Depreciation Reserve – Organization	<u>(250.06)</u>
Non-Current Assets	\$623,023.84
TOTAL ASSETS	\$817,387.20

Appendix F**Comparative Balance Sheets
Fiber Four Corporation**June 30, 1999**LIABILITIES**

Accounts Payable Rock Port Telephone	\$ 0.00
Accounts Payable Rock Port Communications	(7,775.34)
Accounts Payable Holway Telephone	0.00
Accounts Payable RBJ CORP	(32,372.67)
Accounts Payable IAMO Telephone	0.00
Accounts Payable First Fiber	(7,775.34)
Taxes Payable	0.00
Notes Payable Rock Port Communications	(215,000.00)
Notes Payable RBJ CORP	(215,000.00)
Notes Payable First Fiber	(215,000.00)
Stock Equity Rock Port Communications	(50,000.00)
Stock Equity RBJ CORP	(50,000.00)
Stock Equity First Fiber	<u>(50,000.00)</u>
Total Liabilities and Owners Equity	(\$842,923.35)

RETAINED EARNINGS \$ 26,868.62

NET INCOME (+) / (-) \$ 1,332.47

TOTAL LIABILITIES & OWNERS EQUITY \$817,387.20

Appendix F**Comparative Balance Sheets
Fiber Four Corporation**June 30, 1999**REVENUES**

Internet Revenue	(\$27,075.60)
Consumer Services Revenues	0.00
Miscellaneous Revenue	0.00
Toll Transport and Circuit Terminal Revenue	(49,446.00)
Interest Income	<u>0.00</u>
Total Revenues	(\$76,521.60)

EXPENSES

Miscellaneous Operating Expenses	\$ 748.00
Internet Expense	11,079.19
Toll Transport Expense	5,702.45
Buried Cable Expense	189.50
Engineering and Planning Expense	22,463.16
Depreciation Expense – Work Equipment	682.56
Depreciation Expense – Circuit Equipment	2,642.97
Depreciation Expense – Buried Cable	11,514.54
Depreciation Expense – Internet Equipment	6,390.54
Depreciation Expense – Computers	204.12
Depreciation Expense – Organization	62.52
Insurance Expense	932.19
Consumer Services Expense	0.00
Legal Expenses	0.00
Interest Expense Rock Port Communications	4,068.49
Interest Expense RBJ CORP	4,068.49
Interest Expense First Fiber	4,068.49
Operating Taxes	<u>371.92</u>
Total Expenses	\$ 75,189.13

NET INCOME (+) / (-)	\$ 1,332.47
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