

**STEWART & KEEVIL, L.L.C.**  
ATTORNEYS AT LAW

**ORIGINAL**

CHARLES BRENT STEWART  
JEFFREY A. KEEVIL

1001 CHERRY STREET  
SUITE 302  
COLUMBIA, MISSOURI 65201-7931

TELEPHONE (573) 499-0635  
FACSIMILE (573) 499-0638

January 4, 2000

**FILED<sup>2</sup>**

JAN 04 2000

Missouri Public  
Service Commission

TA-2000-404

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

Re: Adelphia Telecommunications, Inc.  
Interexchange/Non-Switched Local Exchange Application

Dear Mr. Roberts:

Please find enclosed for filing in the above-referenced case an original and fourteen copies of Adelphia Telecommunications, Inc.'s Application For Interexchange And Non-Switched Local Exchange Authority And For Competitive Classification. This Application is for interexchange and non-switched local exchange service authority and includes as Appendix B to the Application Applicant's proposed tariff bearing a forty-five day effective date. Also please find enclosed an additional three copies of Applicant's proposed tariff for the Commission's tariff file.

Copies of this filing have been sent this date to the Office of the Public Counsel. Thank you.

Sincerely,

*Brent Stewart*  
Brent Stewart

CBS/bt

Enclosure

cc: Office of the Public Counsel  
Jennifer Anderson

200000603

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>  
JAN 04 2000

Missouri Public  
Service Commission

Case No. TA-2000- 404

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

**APPLICATION FOR INTEREXCHANGE AND  
NON-SWITCHED LOCAL EXCHANGE AUTHORITY  
AND COMPETITIVE CLASSIFICATION**

Comes now Adelphia Telecommunications, Inc. ("Applicant" or "Adelphia"), by and through counsel, and pursuant to Sections 392.361, 392.420, 392.430, 392.440 RSMo 1994, Section 392.410 RSMo Supp. 1998, and 4 CSR 240-2.060(4), files this Verified Application requesting that the Missouri Public Service Commission (hereinafter "the Commission") issue an order that:

- (a) grants Applicant a certificate of service authority to provide intrastate interexchange and non-switched local exchange telecommunications services, as herein more specifically defined, pursuant to Chapter 392 RSMo;
- (b) grants competitive status to Applicant and Applicant's requested services; and
- (c) waives certain Commission rules and statutory provisions pursuant to Sections 392.361 and 392.420 RSMo 1994, consistent with the Commission's past treatment of other certificated providers of competitive interexchange/private line telecommunications services.

In support of its request, Applicant states that:

1. Applicant is a corporation formed and operating under the laws of the State of Delaware and is duly authorized to transact business in the State of Missouri. Pursuant to the relevant provisions of 4 CSR 240-2.060, a certificate of authority from the Missouri Secretary of

State's Office is attached hereto and incorporated herein by reference as Appendix A. Applicant's principal place of business is Main at Water Street, Coudersport, Pennsylvania 16915 and its telephone number is (814) 274-9830. Adelphia is a wholly-owned subsidiary of Adelphia Telecommunications Corporation, the fifth largest provider of cable services in the United States.

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

Charles Brent Stewart  
Stewart & Keevil, L.L.C.  
1001 Cherry Street  
Suite 302  
Columbia, Missouri 65201  
(573) 499-0635  
(573) 499-0638 (fax)

Jennifer Anderson, Esq.  
DDI Plaza Two  
500 Thomas Street, Suite 400  
Bridgeville, Pennsylvania 15017-2838  
(412) 220-5191  
(412) 220-5162 (fax)

All inquiries or communications regarding the ongoing operations of Applicant should be addressed to:

Janet Livengood, Esq.  
Director of Legal and Regulatory Affairs  
Adelphia Business Solutions  
DDI Plaza Two  
500 Thomas Street, Suite 400  
Bridgeville, Pennsylvania 15017-2838  
(412) 220-5191  
(412) 220-5162 (fax)

Questions concerning Applicant's **proposed tariff** should be **directed to Ms. Anderson** at the above telephone number.

3. By this Application, Applicant proposes to provide various types of intrastate interexchange and non-switched local exchange telecommunications services to business customers throughout the state of Missouri. Applicant initially plans to provide services on a resold basis. As such, Applicant will purchase capacity from IXC Communications, Inc., a facilities-based

provider of long distance services. IXC, which is based in Austin, Texas, is one of the largest wholesale providers of long distance service in the country with the 5<sup>th</sup> largest digital fiber transmission network. IXC has five major switching centers located in Los Angeles, Dallas, Chicago, Philadelphia and Atlanta, 100 points of presence and a state of the art electronic back office support system.

Specifically, Applicant seeks authority to provide a full range of "1+" interexchange services, calling card services, international calling, toll-free 8XX service, and non-switched local exchange/private line services. Pursuant to 4 CSR 240-2.060(4)(H), Applicant's proposed tariff bearing a forty-five day effective date is attached hereto and incorporated herein by reference as Appendix B.

4. Applicant requests that it and all its services proposed herein be classified as competitive. Applicant's proposed services herein fall within the category of the types of services which have routinely been authorized by the Commission for numerous other competitive carriers upon verified application without the need for evidentiary hearings. Applicant's proposed services will be subject to sufficient competition to justify a lesser degree of regulation; granting this Application will allow greater price and service options for telecommunications customers and will be in the public interest. Granting Applicant's requested competitive classifications is consistent with past Commission treatment of other competitive certificated interexchange/non-switched local exchange carriers and will encourage competition consistent with the public policy of Federal Telecommunications Act of 1996 and Chapter 392 RSMo.

5. Applicant is willing to comply with all applicable Commission orders, rules and regulations. Applicant requests however, pursuant to Section 392.440 RSMo 1994, that the Commission at minimum waive the application of the following rules and statutory provisions as

they relate to the regulation of Applicant to the extent that they previously and routinely have been waived for other certificated competitive interexchange/non-switched local exchange carriers:

Statutes

392.240(1)--ratemaking  
392.270--valuation of property (ratemaking)  
392.280--depreciation accounts  
392.290--issuance of securities  
392.310--stock & debt issuance  
392.320--stock dividend payment  
392.330--issuance of securities, debts and notes  
392.340--reorganizations

Commission Rules

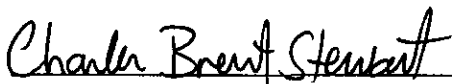
4 CSR 240-10.020	--depreciation fund income
4 CSR 240-30.010(2)(C)	--rate schedules
4 CSR 240-30.040	--Uniform System of Accounts
4 CSR 240-32.030(1)(B)	--exchange boundary maps
4 CSR 240-32.030(1)(C)	--record keeping
4 CSR 240-32.030(2)	--in-state record keeping
4 CSR 240-32.050(3)	--local office record keeping
4 CSR 240-32.050(4)	--telephone directories
4 CSR 240-32.050(5)	--call intercept
4 CSR 240-32.050(6)	--telephone number changes
4 CSR 240-32.070(4)	--public coin telephone
4 CSR 240-33.030	--minimum charges rule
4 CSR 240-33.040(5)	--financing fees

6. Applicant is financially capable of providing the services proposed. Applicant also possesses the necessary technical and managerial expertise and experience necessary to provide the services it proposes to offer at standards that will meet or exceed all service standards established by the Commission.

WHEREFORE, Applicant Adelphia Telecommunications, Inc. respectfully requests that the Commission: 1) expeditiously grant it a certificate of service authority to provide intrastate, resold interexchange and non-switched local exchange telecommunications services within the

State of Missouri; 2) grant Applicant and its proposed services competitive status; and 3) waive the application of the above-referenced statutes and Commission rules; all consistent with past Commission practice and the Commission's treatment of other certificated, competitive providers of intrastate interexchange and non-switched local exchange telecommunications services.

Respectfully submitted,

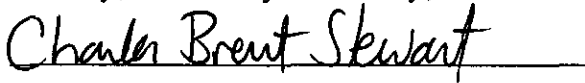


Charles Brent Stewart MoBar, #34885  
STEWART & KEEVIL, L.L.C.  
1001 Cherry Street, Suite 302  
Columbia, Missouri 65201  
(573) 499-0635

ATTORNEY FOR APPLICANT  
ADELPHIA TELECOMMUNICATIONS, INC.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Verified Application has been sent this date to the Office of the Public Counsel by hand-delivery, this 4<sup>th</sup> day of January, 2000.



VERIFICATION

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Potter

I, James P. Rigas, being duly sworn, declare that I am the Executive Vice President and Director of Adelpia Telecommunications, Inc. that I am authorized to make this Verification on behalf of Adelpia Telecommunications, Inc., the Applicant, in the subject proceeding; that I have read the foregoing Application and any exhibits, documents and statements thereto attached; and that same are true and correct to the best of my knowledge, information or belief.

James P. Rigas  
James P. Rigas  
Executive Vice President and Director

Subscribed and sworn to before me on the 6<sup>th</sup> day of December 1999.

My Commission Expires:

Melody A. Heller  
Signature of Notary Public

Notarial Seal  
Melody A. Heller, Notary Public  
Coudersport Boro. Potter County  
My Commission Expires Nov. 17, 2001

Name of Notary Public (Typed or Printed)

**ADELPHIA TELECOMMUNICATIONS, INC.  
IXC/PRIVATE LINE CERTIFICATE APPLICATION  
JANUARY 4, 2000**

**APPENDIX A**

**MISSOURI SECRETARY OF STATE DOCUMENTS**



# STATE OF MISSOURI



**Rebecca McDowell Cook**  
**Secretary of State**

## CORPORATION DIVISION

### CERTIFICATE OF CORPORATE GOOD STANDING - FOREIGN CORPORATION

I, REBECCA MCDOWELL COOK, SECRETARY OF STATE OF THE STATE OF MISSOURI, DO HEREBY CERTIFY THAT THE RECORDS IN MY OFFICE AND IN MY CARE AND CUSTODY REVEAL THAT

ADELPHIA TELECOMMUNICATIONS, INC.

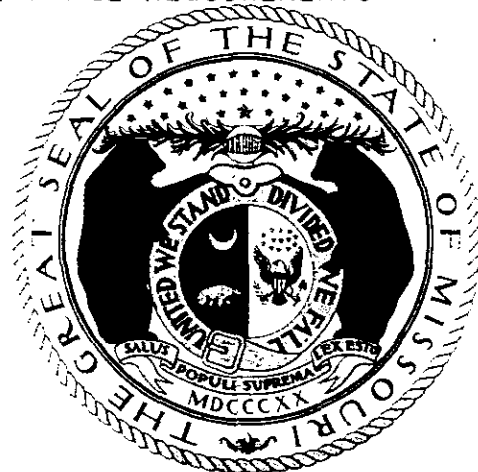
USING IN MISSOURI THE NAME

ADELPHIA TELECOMMUNICATIONS, INC.

A DELAWARE CORPORATION FILED ITS EVIDENCE OF INCORPORATION WITH THIS STATE ON THE 1ST DAY OF OCTOBER, 1999, AND IS IN GOOD STANDING, HAVING FULLY COMPLIED WITH ALL REQUIREMENTS OF THIS OFFICE.

IN TESTIMONY WHEREOF, I HAVE SET MY HAND AND IMPRINTED THE GREAT SEAL OF THE STATE OF MISSOURI, ON THIS, THE 29TH DAY OF OCTOBER, 1999.

*Rebecca McDowell Cook*  
Secretary of State



# STATE OF MISSOURI



**Rebecca McDowell Cook**  
**Secretary of State**

## CORPORATION DIVISION - CERTIFICATE OF AUTHORITY

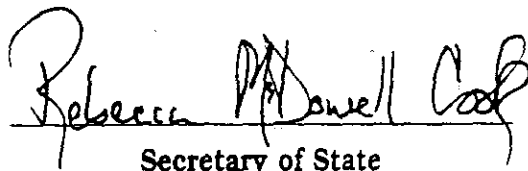
WHEREAS,  
ADELPHIA TELECOMMUNICATIONS, INC.

USING IN MISSOURI THE NAME  
ADELPHIA TELECOMMUNICATIONS, 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 DELAWARE.

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 1ST DAY OF OCTOBER, 1999.

  
Secretary of State



\$155.00