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April 24, 2002

Missouri Public Service Commission  
Attn: Secretary of the Commission  
200 Madison Street, Suite 100  
P. O. Box 360  
Jefferson City, MO 65102-0360

FILED<sup>2</sup>  
APR 24 2002  
Missouri Public  
Service Commission

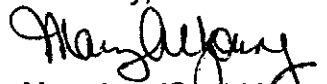
RE: Case No. \_\_\_\_\_  
Local Line America, Inc. Application for Approval of Resale Agreement

Dear Secretary:

Enclosed please find an original and eight copies of the Application for Approval of Resale Agreement of Local Line America for filing with the Commission. This Application requests approval of an Resale Agreement between Local Line America, Inc., and Southwestern Bell Telephone Company. The original and 5 copies of the Resale Agreement are provided pursuant to the Notice of Waiver of Interconnection Agreement Filing Requirements issued January 4, 1999. A diskette copy is not available, to my knowledge. Please note that the pages of the Resale Agreement have been numbered seriatim.

Thank you for assistance in the processing this filing. Copies are being served on the Commission's General Counsel, Office of the Public Counsel and counsel for Southwestern Bell Telephone Company. Please contact me at 634-8109 if there are any questions.

Sincerely,

  
Mary Ann (Garr) Young

Enclosures

cc: General Counsel  
Office of the Public Counsel  
Cherie McGregor, Local Line America  
SWBT Legal Dept.

FILED<sup>3</sup>

APR 24 2002

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

Missouri Public  
Service Commission

Application of )

Local Line America, Inc. )

Case No. \_\_\_\_\_

for Approval of a Resale )

Agreement Under the )

Telecommunications Act of 1996 )

**APPLICATION FOR APPROVAL OF RESALE AGREEMENT**

COMES NOW Local Line America, Inc., (Applicant), by its undersigned counsel, and hereby files its Application for Approval of a Resale Agreement (Agreement) between Applicant and Southwestern Bell Telephone Company (SWBT) under the Telecommunications Act of 1996 (1996 Act). In support of this Application, Applicant states as follows:

**I. THE PARTIES**

Local Line is a competitive telecommunications carrier authorized to provide basic local exchange telecommunications services by the Commission in its Report and Order issued September 11, 1997, in Case No. TA-97-251. Local Line's authority to transact business in Missouri from the Secretary of State's Office was filed with the Commission in Case No. TA-97-251, and that documentation is incorporated herein by reference pursuant to 4 CSR 240-2(1)(G). Local Line is a Corporation with its principal place of business at 1095 Home Ave., Suite B, Akron, OHIO 44310.

Applicant herein states, in accordance with 4 CSR 240-2.060 (1) (K), that there are no pending actions or final unsatisfied judgments or decisions against Applicant in any

state, federal agency, or court which involve customer service or rates for which action, judgment, or decision has occurred within three (3) years of the date of this Application. Pursuant to 4 CSR 240-2.060 (1) (L), Applicant hereby states that the Company does not have any overdue annual reports or fees owed to the Missouri Public Service Commission.

SWBT is an incumbent local exchange carrier authorized to provide basic local exchange telephone service in Missouri. SWBT maintains its principal offices at One Bell Center, St. Louis MO 63101.

## **II. INTERCONNECTION AGREEMENT REACHED**

Applicant presents to this Commission for approval an Interconnection Agreement entered into between SWBT and Applicant, executed pursuant to the terms of the 1996 Act. A copy of the Agreement is provided as Exhibit A. This agreement is a negotiated contract and is the 13-State SBC Resale Agreement. The Agreement was executed by Applicant on March 20, 2002, and by SWBT on March 27, 2002. There are no outstanding issues between Applicant and SWBT that need the assistance of mediation or arbitration.

## **II. REQUEST FOR APPROVAL**

Applicant seeks the Commission's approval of the Agreement, consistent with the provisions of the 1996 Act and Missouri law. The implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier.

Applicant respectfully requests that the Commission grant expeditious approval of this Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between the parties.

### **III. STANDARD FOR REVIEW**

The statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

- (e) Approval by State Commission
  - (1) Approval required.--Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted shall approve or reject the agreement, with written findings as to any deficiencies.
  - (2) Grounds for rejection.--The state commission may only reject--
    - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that--
      - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
      - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity.

### **IV. MISSOURI LAW**

The executed Agreement is consistent with Missouri Law.

V. CONCLUSION

WHEREFORE, so that Applicant may commence providing basic local service in Southwestern Bell exchanges in Missouri at the earliest possible date, Applicant respectfully requests that the Commission approve the Interconnection Agreement as soon as possible.

Respectfully submitted,



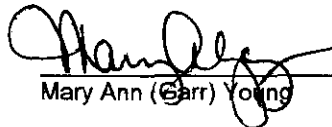
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Email: myoung0654@aol.com

Counsel for Local Line America, Inc.

Dated: April 24, 2002

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document was hand-delivered or mailed by first class mail, postage prepaid, to the Office of Public Counsel, the General Counsel's office counsel for Southwestern Bell Telephone Company this 24th day of April 2002.



Mary Ann (Garr) Young

STATE OF Ohio )  
 )  
COUNTY OF Summit ) ss.

**VERIFICATION**

I, Amy J. Topper, being duly sworn according to law,  
depose and say that I am an officer of Applicant Local Line America, Inc.; that I am  
authorized to and do make this verification for it; and that the facts set forth in the  
above Application are true and correct to the best of my knowledge, information and  
belief.

Amy J. Topper  
Local Line America, Inc.

SUBSCRIBED AND SWORN to me this 17<sup>th</sup> day of April, 2002.

Notary Public

Cherie McGregor

**CHERIE MCGREGOR**, Notary Public  
Residence - Summit County  
State Wide Jurisdiction, Ohio  
My Commission Expires May 6, 2002