

MISSOURI

KANSAS

ILLINOIS

WASHINGTON, DC

NEW YORK, NY

SHANGHAI

SYDNEY

January 9, 2003

ATTORNEYS AT LAW

Mr. Dale Hardy Roberts, Chief Regulatory Law Judge/Secretary Missouri Public Service Commission 200 Madison Street P.O. Box 360 Jefferson City, MO 65102 FILED<sup>3</sup>
JAN 0 9 2003

Missouri Public Service Commissior

Re:

Application of Buzz Telecom, Corporation for a Certificate of Service Authority to Provide Interexchange Telecommunications Services in the State of Missouri and for Competitive Classification

Dear Mr. Roberts:

Please find enclosed for filing an original and fourteen (14) copies of the Application cited in reference along with the Applicant's proposed initial tariff, which bears a 45-day effective date.

Thank you for your assistance in processing this filing. Please do not hesitate to contact me at 573-634-7146 if there are any questions.

Very truly yours,

ARMSTRONG TEASDALE LLP

Matthew D. Turner

cc: Office the Public Counsel
200 Madison Street, Suite 650
P.O. Box 7800
Jefferson City, MO 65102

General Counsel Missouri Public Service Commission 200 Madison Street, P.O. Box 360 Jefferson City, MO 65102



Lisa Green, Regulatory Expansion Officer Buzz Telecom, Corporation 8380 Louisiana Street Merrillville, Indiana 46410

JAN 0 9 2003

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

In the matter of the Application of Buzz Telecom, Corporation for a Certificate of Service Authority	)		Service Commission
to Provide Interexchange Telecommunications	)	Case No.	
Services in the State of Missouri and for Competitive Classification.	)		

### APPLICATION FOR A CERTIFICATE OF SERVICE AUTHORITY TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICES IN MISSOURI AND FOR COMPETITIVE CLASSIFICATION

COMES NOW Buzz Telecom, Corporation (hereinafter "Buzz Telecom" or "Applicant"), by its undersigned counsel, and hereby submits this Application pursuant to Sections 392.361, .410, .420, .430 and .440, RSMo 2000 and 4 CSR 240-2.060, for authority to provide interexchange telecommunications services in Missouri, for classification of Applicant and its services as competitive, for waiver of certain statutes and rules and for approval of its initial tariff.

In support of its Application, Buzz Telecom states the following:

- Applicant is a corporation duly organized and existing under and by virtue of the 1. laws of the State of Nevada. Applicant has proper authorization from the Missouri Secretary of State to conduct business in Missouri as a foreign corporation. A copy of this authorization is attached as Exhibit A.
- The nature of Applicant's business is the provision of telecommunications 2. services.
  - 3. Applicant's principal place of business address and telephone number are:

Buzz Telecom, Corporation 8380 Louisiana Street Merrillville, Indiana 46410

Tel: 219-756-5320

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

Lisa Green, Regulatory Expansion Officer Buzz Telecom, Corporation 8380 Louisiana Street Merrillville, Indiana 46410

Tel: 219-756-5320 Fax: 219-756-0718 email: lgreen@ebuzz.bz

and

Matthew D. Turner, Esq. Armstrong Teasdale LLP 3405 West Truman Boulevard, Suite 210 Jefferson City, Missouri 65109

Tel: 573-636-8394 Fax: 573-636-8457

email: mturner@armstrongteasdale.com

5. All general correspondence from the Commission after certification should be addressed to:

> Lisa Green, Regulatory Expansion Officer Buzz Telecom, Corporation 8380 Louisiana Street Merrillville, Indiana 46410 Tel: 219-756-5320

Fax: 219-756-0718

email: lgreen@ebuzz.bz

6. Applicant proposes to provide long distance telephone services (intrastate interLATA and intrastate intraLATA) to customers and small businesses in Missouri.

Applicant's services will be marketed via telemarketing and verified by a third-party verification company. Applicant intends to begin these services as soon as the Certificate of Service Authority and tariff are approved. The services to be provided are the following:

1+ Long Distance 800 Numbers (as available) Calling Cards
Directory Assistance

Applicant is a switchless long distance carrier with its own license and tariffed products.

Applicant does not contract with any carriers to do this for them. Applicant does not offer private line or xDSL service.

An additional description of Applicant's proposed services is contained in the attached Exhibit B and the initial tariff submitted simultaneously herewith.

- 7. Non-switched services will only be provided between exchanges and will not be offered within a local exchange.
- 8. Applicant is a telecommunications company with the technical expertise, managerial expertise and financial resources to provide the services it proposes.
- 9. In accordance with 4 CSR 240-2.060(6)(C), Applicant is simultaneously submitting its proposed PSC Mo. No. 1 tariff with a forty-five date effective date for approval by the Commission. The tariff contains the rules and regulations applicable to its customers, a description of services offered and the rates associated with such services. The Company requests that the Commission approve its tariff simultaneously with the certificate of service authority in this case.
- 10. Applicant will not unjustly discriminate among its customers as is prohibited under Section 392.200, RSMo.
- 11. 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.

12. 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 certified 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

392.2401.1 – 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 240-30.010(2)(C) – Rate schedules should be posted at central office

4 CSR 240-30.040 - Uniform system of accounts

4 CSR 240-33.030 – Inform customers of lowest price

of this Application because Applicant's proposed services will create competition, enhance 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. Specifically, Applicant will offer discounted high-quality long distance telephone service to the citizens of Missouri. Prompt approval of this application also will expand the availability of innovative, high quality and reliable telecommunications services within the State of Missouri.

14. The Applicant will not resell its services to other telecommunications companies.

15. Applicant is not aware of any 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 this application.

16. No annual reports or assessment fees are overdue from Applicant.

WHEREFORE, Applicant, Buzz Telecom, Corporation, respectfully requests that the Commission issue its Order (1) granting Applicant a certificate of service authority to provide interexchange telecommunications services as requested herein; (2) classifying the Applicant and its proposed services as competitive; (3) granting Applicant waivers of statutes and regulations as requested herein; and (4) approving its separately submitted PSC Mo. No. 1 tariff.

Respectfully submitted,

ARMSTRONG TEASDALE LLP

Matthew D. Turner MoBar # 48031

3405 West Truman Boulevard, Suite 210

Jefferson City, Missouri 65109

Telephone: (573) 636-8394

Facsimile: (573) 636-8457

ATTORNEYS FOR APPLICANT BUZZ TELECOM, CORPORATION

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing was sent by U.S. mail, postage prepaid, on this 9<sup>th</sup> day of January, 2003, to:

Office the Public Counsel 200 Madison Street, Suite 650

P.O. Box 7800

Jefferson City, MO 65102

General Counsel

Missouri Public Service Commission

200 Madison Street

P.O. Box 360

Jefferson City, MO 65102

courtesy copy to:

Lisa Green Regulatory Expansion Officer Buzz Telecom, Corporation 8380 Louisiana Street Merrillville, Indiana 46410

Matthew D. Turner

### VERIFICATION OF THE APPLICANT

	Indiana)	
COUNTY OF	Lake )	SS.
I I ioo	Casan hains first duly suram	atots that I am

I, Lisa Green, being first duly sworn, state that I am the Regulatory Expansion Officer of the Applicant, Buzz Telecom, Corporation authorized to sign this Verification on its behalf; that I have reviewed the matters set forth in the Application and Exhibits; and that the statements contained therein are true to the best of my knowledge, information and belief.

I declare under penalty of perjury that the foregoing is true and correct.

**BUZZ TELECOM, CORPORATION** 

Lisa Green, Regulatory Expansion Officer

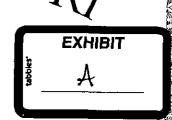
Subscribed and sworn to before me on this \( \) day of January, 2003.

Notary Public

My commission expires: Qua 9,3010

REBECCA IRWIN Notary Public - Seal State of Indiana My Commission Expires Aug 9, 2010





# Matt Blunt Secretary of State

CORPORATION DIVISION - CERTIFICATE OF AUTHORITY

WHEREAS. BUZZ TELECOM, CORPORATION

using in Missouri the name BUZZ TELECOM, CORPORATION

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 NEVADA.

NOW, THEREFORE, I, MATT BLUNT, 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.

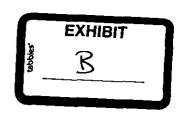
IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 17th day of JULY, 2002.

\$155.00



## **Buzz Telecom, Corporation**

Our Objective to the Consumer



Buzz Telecom, Corporation provides the consumers of Missouri an offer they cannot refuse! We offer "The Supersaver" that may save consumers 25 to 50 percent on their long distance calls. "The Supersaver" will lower their state-to-state rates down to 5.9 cents per minute, 24 hours a day, 7 days per week. "The Supersaver" is guaranteed to be one of the lowest rates in the telecommunications industry, especially compared to the 10 to 15 cents per minute they might be paying now. Also, instead of paying almost \$10.00 for their monthly service fee like many people in the country, "The Supersaver" is only \$4.90 a month. We also have a "Supersaver Plan for Seniors that we offer. Consumers will only have one phone bill to deal with because Buzz Telecom, Corp. simply adds the service changes directly on their local telephone bill. This simple

For the consumers benefit, Buzz Telecom, Corp. works with a third party verification company to ensure the consumers are receiving exactly what they ask for and making sure they are not receiving something they did not ask for.

provides less hassle for the consumer.

All of our sales representatives are thoroughly trained and ready to assist all consumers with any question or concerns they may have.

Buzz Telecom also has a customer service department to address all inquiries. Our company simply wants to serve the public with the best long distance services around.

### Buzz Telecom, Corporation

Services

Outbound Services

Switched Access Services

Buzz Telecom Standard

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.4000	\$.4000

Buzz Telecom Super Saver Program

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.1390	\$.1390

A monthly service fee of \$4.90 applies.

Buzz Telecom Super Saver for Seniors Program The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.1390	\$.1390

A monthly fee of \$4.65 applies.

Buzz Telecom Small Business Advantage The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.2000	\$.2000

A monthly service fee of \$4.90 applies.

Buzz Telecom Customer Service Preferred The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.1390	\$.1390

A monthly service fee of \$3.90 applies.

**Dedicated Access Services** 

Buzz Direct 1

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.0900	\$.0900

A monthly service fee of \$10.00 applies

# Buzz Telecom, Corporation Services

Dedicated Access Services (cont'd)

Buzz Direct 2

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.0900	\$.0900

A monthly service fee of \$10.00 applies.

### **Inbound Services**

Switched Access Services

Toll Free Buzz 1 - Rate Plan A and Rate Plan U

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.0900	\$.0900

Toll Free Buzz 2 - Rate Plan A and Rate Plan U The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.0900	\$.0900

### **Dedicated Access Services**

Buzz 800 Direct 1 and Buzz 800 Direct 2

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.0900	\$.0900

### Calling Card Services

Contact Card

The usage charges are as follows:

Initial 1 Minute or Fraction Thereof	Additional 1 Minute or Fraction Thereof
\$.2300	\$.2300

If a customer subscribes to the Contact Card and does not also subscribe to one of the company's outbound interstate services, the customer is subject to a minimum monthly usage charge of \$5.00 per card per month. If the total monthly billing for all calls charged to the Contact Card is less than \$5.00, the customer is billed \$5.00.