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January 30, 2003

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

FILED⁴

JAN 30 2003

Missouri Public
Service Commission

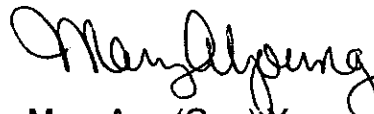
RE: Case No. _____
Application of Epixtar Communications Corp. for Interexchange Authority
and Initial Interexchange Tariff of Epixtar Communications Corp.

Dear Secretary:

Enclosed for filing with the Commission you will find an original and 5 copies of the **Application** of Epixtar Communications Corp. for Interexchange Authority for filing with the Commission. Also, an original and 5 copies of the **initial Interexchange tariff** of Epixtar Communications Corp. is provided herewith.

Thank you for assistance in the processing this filing. A copy is being served on the General Counsel and Public Counsel. Please contact me at 634-8109 if there are any questions.

Sincerely,


Mary Ann (Garr) Young

Enclosures

cc: General Counsel
Office of Public Counsel
Monica Borne Haab

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁴
JAN 30 2003
Missouri Public
Service Commission

Application of Epixtar Communications Corp.)
For a Certificate of Service Authority)
To Provide Interexchange Telecommunications)
Services in the State of Missouri and for)
Competitive Classification)

Case No. _____

APPLICATION

Epixtar Communications Corp. ("Epixtar" or "Applicant"), by its undersigned counsel, hereby submits this Application for certificate of service authority to provide resold interexchange telecommunications service in the State of Missouri, and for competitive classification, pursuant to Sections 392.410, 392.430 and 392.440 RSMo. and 4 CSR 240-2.060. Applicant respectfully requests the Commission issue an order that 1) grants Applicant a certificate of service authority to provide intrastate interexchange telecommunications services pursuant to Chapter 392 of the Revised Statutes of Missouri, 2) grants competitive status to Applicant pursuant to Section 392.361 RSMo., (3) waives certain Commission rules and statutory provisions pursuant to Sections 392.420 and 392.361 RSMo and 4) approves Epixtar's separately filed tariff. In support of its application, Epixtar states as follows:

1. Applicant is a corporation duly organized and existing under and by virtue of the laws of the State of Florida. The Company is authorized to conduct business as a foreign corporation within Missouri. In compliance with 4 CSR 240-2.060(1)(C), the Company has attached a copy of its certificate of authority from the Missouri Secretary of State as **Exhibit A**. The nature of Epixtar's business is the provision

of telecommunications services. The Company's legal name and principal address and telephone number are:

Epixtar Communications Corp.
11900 Biscayne Blvd., Suite 262
Miami, Florida 33181
Phone: (305) 503-8600
Fax: (305) 503-8610
Toll Free: 1-800-511-2012 (Customer Service)

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

Monica Borne Haab
Nowalsky, Bronston & Gothard
3500 N. Causeway Blvd., Suite 1442
Metairie, Louisiana 70002
Phone: (504) 832-1984
Fax: (504) 831-0892
E-Mail: mhaab@nbglaw.com

and to local counsel:

Mary Ann (Garr) Young
William D. Steinmeier, P.C.
2031 Tower Drive
P.O. Box 104595
Jefferson City, MO 65110-4595
Phone: (573) 634-8109
Fax: (573) 634-8224
E-Mail: myoung0654@aol.com

All general correspondence from the Commission after certification should be forwarded to the Company care of its regulatory contact as follows:

William D. Rhodes, Jr., President
Epixtar Communications Corp.
11900 Biscayne Blvd., Suite 262
Miami, FL 33181
Phone: (305) 503-8600
Fax: (305) 503-8610
E-mail: wrhodes@gahimail.com

3. The Company proposes to provide resold switched long distance interexchange service to business and residential customers on a statewide basis. The Company will not offer operator service or local exchange (non-switched private line) services.
4. The Company is a telecommunications company which possesses the technical and managerial expertise to provide the services it proposes.
5. The Applicant also possesses the necessary financial resources to provide the proposed services.
6. In accordance with 4 CSR 240-2.060(6)(C), Applicant is simultaneously submitting its proposed tariff with a forty-five day effective date for approval by the Commission. The tariff contains the rules and regulations applicable to its customers, description of services offered and list of rates associated with such services. The Company requests that the Commission approve its MO P.S.C. Tariff No. 1 simultaneously with granting a certificate of service authority in this case.
7. Applicant will not unjustly discriminate among its customers as is prohibited under Section 392.200 RSMo.
8. 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.

9. 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 certificated 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
392.240.1 - 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

10. Applicant submits that the public interest will be served by Commission approval of this application because Applicant's proposed services will create and enhance competition and expand 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. Prompt approval of this application also will expand the availability of innovative, high quality, and reliable telecommunications services within the State of Missouri.

12. The Company will not resell its services to other telecommunications companies.
13. Applicant does not have 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 the application.
14. No annual reports or assessment fees are overdue from Applicant.

WHEREFORE, Applicant, Epixtar Communications Corp., respectfully requests that the Commission 1) grant it a certificate of service authority to provide interexchange telecommunications services as requested herein; 2) classify the Company and its proposed services as competitive; 3) grant waivers of statutes and regulations as requested herein; and 4) approve its separately submitted tariff.

Respectfully submitted,

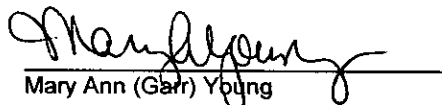


Mary Ann (Gar) Young Mo. Bar No. 27951
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Email: myyoung0654@aol.com

Counsel for Epixtar Communications Corp.

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been hand delivered or mailed by first class mail, postage prepaid to the Office of Public Counsel and the General Counsel's office on this 30th day of January 2003.



Mary Ann (Gar) Young

VERIFICATION OF APPLICANT

STATE OF _____)

SS: _____)

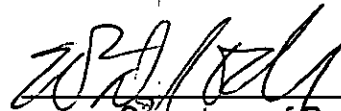
COUNTY OF _____)

I, William D. Rhodes, Jr. being first duly sworn, state that I am the President of Epixtar Communications Corp., the Applicant herein; that I am 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, except as to those matters which are stated on information or belief, and as to those matters I believe them to be true.

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

Executed this 16th day of December 20 02

Epixtar Communications Corp.



Signature of President

Sworn to and subscribed before me this 16th day of December, 2002.



Notary Public



Alicia Vitre

My Commission DD045541

Expires July 29, 2005

EXHIBIT A

MISSOURI SECRETARY OF STATE
CERTIFICATE OF AUTHORITY

No. F00515648

STATE OF MISSOURI



Matt Blunt
Secretary of State

CORPORATION DIVISION - CERTIFICATE OF AUTHORITY

WHEREAS,
EPIXSTAR COMMUNICATIONS CORP.

using in Missouri the name
EPIXSTAR COMMUNICATIONS CORP.

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 FLORIDA.

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 9th day of DECEMBER, 2002.




Secretary of State

\$155.00