

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Campus	)	
Communications Group, Inc. for a Certificate of	)	
Service Authority to Provide Basic Local Exchange	)	<b><u>File No. CA-2016-0205</u></b>
and Non-Switched Local Exchange	)	
Telecommunications Services in the State of Missouri	)	

## ORDER GRANTING CERTIFICATE TO PROVIDE BASIC LOCAL AND NONSWITCHED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES

Issue Date: March 17, 2016

Effective Date: April 16, 2016

This order grants certificate of service authority to provide basic local and nonswitched local exchange telecommunications services in the state of Missouri, and classifies those services and the company as competitive.

On February 18, 2016, Campus Communications Group, Inc. applied for a certificate of service authority to provide basic local and non-switched local exchange telecommunications services within the state of Missouri, and for competitive classification.

On February 22, the Commission issued its Notice of Applications, establishing March 15 as the deadline for intervention. No applications to intervene were received. On March 14, the Staff of the Commission recommended that the requested certificate and classifications be granted.

The Commission may grant an application for a certificate of service authority to provide telecommunications service upon a showing that the applicant has met the

statutory requirements,<sup>1</sup> and that the grant of authority is in the public interest.<sup>2</sup> Based on the verified application and Staff's uncontested recommendation, the Commission finds that Campus Communications satisfies the requirements for a certificate and that granting such is in the public interest.

Campus Communications also requests that it and its services be classified as competitive. The Commission may classify a telecommunications service as competitive if the Commission determines that the applicant is subject to a sufficient degree of competition to justify a lesser degree of regulation.<sup>3</sup> The Commission may only classify a telecommunications carrier as competitive if it finds that a majority of its services are so classified.<sup>4</sup>

The Commission finds that Campus Communications will compete with incumbent local exchange carriers, as well as other competitive local exchange carriers in the exchanges in which it provides basic local telecommunications service. The Commission finds that Campus Communications will be subject to a sufficient level of competition to justify a lesser degree of regulation. Furthermore, a majority of the services Campus Communications will offer are qualified for classification as competitive services.

The Commission may also require a telecommunications company to comply with any conditions reasonably necessary to protect the public interest. Staff recommends that Campus Communications' application be granted subject to certain restrictions regarding switched access rates. These conditions are routinely recommended by Staff. The

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<sup>1</sup> See Sections 392.450, RSMo (Cum. Supp. 2013); 392.451, RSMo (Cum. Supp. 2013); and 392.455, RSMo 2000. All statutory references, unless otherwise specified, are to the Revised Statutes of Missouri (RSMo), revision of 2000.

<sup>2</sup> Sections 392.430 and 392.440.

<sup>3</sup> Section 392.361.2, RSMo (Cum. Supp. 2013)

<sup>4</sup> Section 392.361.3, RSMo (Cum. Supp. 2013)

conditions proposed by Staff are necessary to protect the public interest and will be adopted.

Campus Communications did not file a tariff along with its application, and will offer its retail services by means of a designated website as allowed by applicable rules. It will not offer exchange access service unless and until it has in place a Commission-approved tariff for access services.

Pursuant to section 392.461, RSMo, Campus Communications is not subject to Commission rules pertaining to the installation, provisioning, or termination of retail service unless it elects, in written notice to the Commission, to be subject to such rules.

The Commission places Campus Communications on notice that failure to comply with certain obligations pursuant to law may result in penalties assessed against the company. These obligations include, but are not limited to, the following:

- A) The obligation to file an annual report, as established by Section 392.210. Failure to comply with this obligation will make the utility liable for a penalty of \$100 per day for each day that the violation continues. Rule 4 CSR 240-28.040(2) requires telecommunications utilities to file their annual report on or before April 15 of each year.
- B) The obligation to pay an annual assessment fee established by the Commission, as required by Section 386.370, RSMo.
- C) The obligation to comply with all relevant laws and regulations, as well as orders issued by the Commission. If the company fails to comply it is subject to penalties for noncompliance ranging from \$100 to \$2,000 per day of noncompliance, under Section 386.570.

- D) The obligation to keep the Commission informed of its current address and telephone number.

The company is reminded that its officers may not represent it before the Commission. The company must be represented by an attorney licensed to practice law in Missouri.

In addition, Section 392.410.5, RSMo, provides that the company's certificate of service authority becomes null and void one year from the date of this order unless the company has exercised its authority under that certificate.

**THE COMMISSION ORDERS THAT:**

1. Campus Communications Group, Inc. is granted a certificate of service authority to provide basic local and non-switched local exchange telecommunications services throughout the State of Missouri, subject to the conditions and recommendations contained in the Staff's Memorandum.

2. Campus Communications Group, Inc. and its services are granted competitive classification.

3. Campus Communications Group, Inc.'s originating and terminating access rates shall not exceed the access rates of the incumbent local exchange company against whom the applicant is competing pursuant to Sections 392.361.6 and 392.370, RSMo.

4. If the directly competing ILEC, in whose service area the applicant is operating, decreases its originating and/or terminating access service rates, Campus Communications Group, Inc. shall file an appropriate tariff amendment to reduce its originating and/or terminating access rates in the directly competing ILEC's service area

within 30 days of the directly competing ILEC's reduction of its originating and/or terminating access rates in order to maintain the cap.

5. Campus Communications Group, Inc. shall undertake all necessary measures to ensure its contracts with underlying carriers do not contain provisions preventing delivery of traffic to any telephone exchange area of Missouri. Such measures include, but are not limited to:

- a) Prevention of call blocking and/or call gapping based on the cost of traffic termination;
- b) Preventing the alteration or stripping of Calling Party Number identification; and
- c) Ensuring sufficient network capacity exists to process all traffic according to industry accepted practices.

6. This order and Campus Communications Group, Inc.'s certificates shall become effective on April 16, 2016.

7. This file shall be closed on April 17, 2016.



**BY THE COMMISSION**

A handwritten signature in dark ink, reading "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Kennard L. Jones, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 17th day of March, 2016.