

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

In the Matter of the Waiver of                    )  
Certain Rules and Statutes to                    )     **File No. TE-2012-0073**  
Telecommunications Companies                    )

**NOTIFICATION OF ELECTION OF WAIVERS  
MARK TWAIN COMMUNICATIONS COMPANY**

COMES NOW Mark Twain Communications Company (“Company”) and hereby notifies the Commission of its election to waive and be exempt from the application and enforcement of all commission rules and statutes as set forth in §§392.240.1 and 392.461 RSMo, as delineated in paragraph 4 of Staff’s Motion of October 18, 2012. Company states as follows.

1. On August 28, 2008, §392.245.5(8) and §392.420 RSMo were amended by H.B. 1779, allowing telecommunications companies to elect waivers of certain provisions of statutes and regulations.
2. On August 28, 2010, 2010 H.B. 338 added §392.461, which provided for further election of waivers of certain provisions of statutes and regulations.
3. In earlier proceedings in this docket Staff has requested that all future elections of waivers be filed in this docket for administrative efficiency.
4. Company, as a CLEC, has received certain waivers in the past. Company hereby notifies the Commission that it elects waiver of the application and enforcement of all statutes and rules listed in paragraph 4 of Staff’s Motion of October 18, 2011 filed in this docket, to the extent not already waived for the Company. A complete list of waivers elected by Company, in

order to be set forth in a single document (as one of the waivers elected herein is a waiver of the requirement to maintain a tariff page listing waivers), is as follows:

- 392.210.2 Accounting requirements (system of accounts)
- 392.240.1 Reasonableness of rates
- 392.270 Accounting requirements (valuation of property)
- 392.280 Accounting requirements (depreciation rates/accounts)
- 392.290 Issuance of stocks, bonds and other indebtedness
- 392.300 Transfer of property and ownership of stock
- 392.310 Approval of issuing stocks, bonds and other indebtedness
- 392.320 Certificate of Commission to be recorded-stock dividends
- 392.330 Accounting requirements (proceeds of sales of stock, bonds, notes, etc.)
- 392.340 Company reorganization
- 4 CSR 240-3.520 Applications to sell or transfer assets
- 4 CSR 240-3.525 Applications to merge or consolidate
- 4 CSR 240-3.530 Applications to issue stocks, obtain loans
- 4 CSR 240-3.535 Applications to acquire stock
- 4 CSR 240-3.545(8)(C) Listing of Waivers in Tariff
- 4 CSR 240-3.550 Telco Records and Reports (except (5)(B), (D) and (E))
- 4 CSR 240-3.555 Residential Customer Inquiries
- 4 CSR 240-3.560 Procedure for Ceasing Operations
- 4 CSR 240-10.020 Depreciation Records
- 4 CSR 240-30.020 Residential Telephone Underground Systems
- 4 CSR 240-30.040 Uniform System of Accounts
- 4 CSR 240-32.010 General Provisions
- 4 CSR 240-32.040 Metering, Inspections and Tests
- 4 CSR 240-32.050 Customer Services
- 4 CSR 240-32.060 Engineering and Maintenance
- 4 CSR 240-32.070 Quality of Service
- 4 CSR 240-32.080 Service objectives and surveillance levels
- 4 CSR 240-32.090 Connection of equipment and Inside Wiring
- 4 CSR 240-32.100 Provision of Basic Local and Interexchange Services
- 4 CSR 240-32.130-170 Prepaid Calling Cards (except 32.140 and 32.150(1))
- 4 CSR 240-32.180-190 Caller ID blocking requirements
- 4 CSR 240-33.010 Service and Billing Practice General Provisions
- 4 CSR 240-33.040 Billing and Payment standards
- 4 CSR 240-33.045 Clear identification and placement of charges on bills
- 4 CSR 240-33.050 Deposits
- 4 CSR 240-33.060 Residential Customer Inquiries
- 4 CSR 240-33.070 Discontinuance of service
- 4 CSR 240-33.080 Disputes by Residential Customers
- 4 CSR 240-33.090 Settlement agreements with residential customers
- 4 CSR 240-33.130 Operator service requirements
- 4 CSR 240-33.140 Payphone requirements (except (2))
- 4 CSR 240-33.150 "Anti-slamming" requirements
- 4 CSR 240-33.160 Customer Proprietary Network Information

5. Company is a Missouri corporation duly authorized to conduct business in Missouri, with its principal office located at Highway 6 East, P.O. Box 128, Hurdland, MO 63547. Company is a competitive local exchange telecommunications company duly authorized to provide telecommunications service within the State of Missouri.

6. All correspondence, communications, and orders and decisions of the Commission issued in this matter should be sent to the following counsel for Company:

Craig S. Johnson  
Mo Bar # 28179  
Johnson & Sporleder, LLP  
304 E. High St., Suite 200  
P.O. Box 1670  
Jefferson City, MO 65102  
(573) 659-8734  
(573) 761-3587 FAX  
[cj@cjlaw.com](mailto:cj@cjlaw.com)

7. All correspondence, communications, and orders and decisions of the Commission issued in this matter should be sent to the following representative of the Company:

Bill Rohde  
General Manager  
Mark Twain Communications Company  
P.O. Box 68  
Highway 6 East  
Hurdland, MO 63547  
(660) 423-5211 telephone  
(660) 423-5496 fax

8. Company has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court that involve customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of the Application. No Missouri annual reports or assessment fees are overdue.

9. By electing the waivers set forth herein, the Company does not waive any right or opportunity to seek additional waivers in the future, or to seek to rescind or relinquish specific waivers in the future.

Respectfully Submitted;

/s/Craig S. Johnson  
Craig S. Johnson  
Mo Bar # 28179  
Johnson & Sporleder, LLP  
304 E. High St., Suite 200  
P.O. Box 1670  
Jefferson City, MO 65102  
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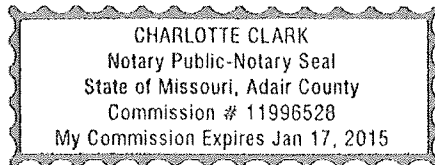
VERIFICATION

STATE OF MISSOURI     )  
                                  ) ss  
COUNTY OF KNOX)

I, William Rohde, Executive Vice President & General Manager of Mark Twain Communications Company, hereby verify and affirm that I have read the foregoing Notice of Election for Waiver of Commission rules and of Statutes, and that the statements contained therein are true and correct to the best of my information and belief.

  
\_\_\_\_\_  
William Rohde

Subscribed and sworn to before me this 3rd day of April, 2012.



  
\_\_\_\_\_  
Notary Public

My commission expires: JAN. 17, 2015

**CERTIFICATE OF SERVICE**

A copy of this document was served on the following parties by e-mail on this 3rd day of April, 2012, to:

General Counsel  
Missouri Public Service Commission  
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\_\_\_\_\_/s/\_\_\_\_\_  
Craig S. Johnson