

NEWMAN, COMLEY & RUTH

PROFESSIONAL CORPORATION

ATTORNEYS AND COUNSELORS AT LAW

MONROE BLUFF EXECUTIVE CENTER

601 MONROE STREET, SUITE 301

P.O. BOX 537

JEFFERSON CITY, MISSOURI 65102-0537

TELEPHONE: (573) 634-2266

FACSIMILE: (573) 636-3306

ROBERT K. ANGSTEAD
MARK W. COMLEY
CATHLEEN A. MARTIN
STEPHEN G. NEWMAN
JOHN A. RUTH
D. GREGORY STONEBARGER

September 6, 2000

FILED³

SEP 06 2000

Missouri Public
Service Commission

The Honorable Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

Re: 2nd Century Communications, Inc.
Case No. TA-2000-323

Dear Judge Roberts:

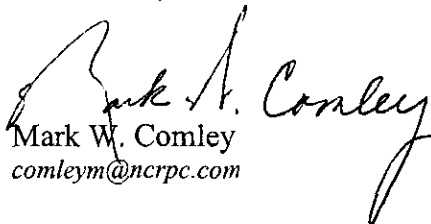
Enclosed for filing in the referenced matter please find the original and eight copies of a Motion to Reopen Case and to Amend Conditional Certificate to Reflect Change in Missouri Corporate Name.

Please contact me if there are any questions. Thank you very much for your attention.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley
comleym@ncrpc.com

MWC:ab

Enclosure

cc: Jade M. Maxwell
Bruce Bates
Office of Public Counsel
Paul G. Lane

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

SEP 06 2000

Missouri Public
Service Commission

In the Matter of the Application of)
)
2ND CENTURY COMMUNICATIONS, INC.)
)
for a Certificate of Service Authority)
to Provide Basic Local)
Telecommunication Services)
in the State of Missouri and to)
Classify Such Services and the Company)
As Competitive)

Case No. TA-2000-323

MOTION TO REOPEN CASE
AND TO AMEND CONDITIONAL CERTIFICATE TO
REFLECT CHANGE IN MISSOURI CORPORATE NAME

Comes now 2ND CENTURY COMMUNICATIONS, INC., ("2nd Century" or "Company") and for its above entitled motion states the following to the Commission:

1. On June 8, 2000, the Commission entered its order approving 2nd Century's application for a certificate of service authority to provide basic telecommunication services in the state of Missouri, on the condition, among others, that it file for Commission approval its tariffs setting forth the rates, terms and conditions upon which it will render service. The Commission's order was clear that 2nd Century's certificate of service authority would become effective when its tariff became effective. The order also stated that the case could be closed on June 20, 2000.

2. Although 2nd Century has filed an illustrative tariff for the Commission's consideration, it has not yet filed a tariff with "issued" and "effective" dates. As a result, 2nd Century's certificate is still conditional at this time.

3. 2nd Century is a privately-held corporation duly organized and existing under and by virtue of the laws of the State of Delaware. The Company was incorporated on July 14, 1998,

and is headquartered at: 7702 Woodland Center Boulevard Suite 50 Tampa, Florida 33614 (813) 935-8866. The Company acquired its conditional certificate in this case under the name "**2nd Century Communications, Inc.**" The Secretary of State has determined that 2nd Century cannot use this name in Missouri, and has approved for the Company's use the new name of "**2nd Century Communications Group, Inc.**" This is not a fictitious name for the Company. It is now the official corporate name of the company in Missouri. A copy of 2nd Century's current Certificate of Good Standing-Foreign Corporation issued by the Missouri Secretary of State is attached as Exhibit 1.

4. By this motion, 2nd Century seeks a Commission order which reopens the case for the purpose of changing the name of the certificate holder from **2nd Century Communications, Inc.** to **2nd Century Communications Group, Inc.**, thus amending the conditional certificate issued herein so that it reflects the proper and official corporate name-- as used in Missouri-- of the certificate holder.

5. Because 2nd Century has not commenced provision of basic local service, no customers will be affected by this change in name. In fact, waiting to change the name after tariff approval, by means of the procedures in 4 CSR 240-2.060(16), would have the potential of causing customer confusion, which will be avoided if the name is amended at this time.

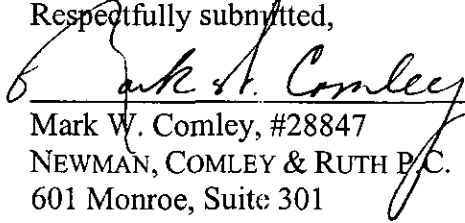
6. 2nd Century has filed on even date with this motion a proposed tariff bearing a forty-five (45) day effective date, and the tariff has been issued under the name "**2nd Century Communications Group, Inc.**", in anticipation of a favorable ruling on this motion, and in the interest of time.

WHEREFORE, 2nd Century respectfully requests the Commission to reopen this case strictly for the purpose of permitting an amendment to the conditional certificate reflecting a change in the name of the certificate holder from **2nd Century Communications, Inc.** to the **2nd Century**

Communications Group, Inc.

Respectfully submitted,

By:


Mark W. Comley, #28847

NEWMAN, COMLEY & RUTH P.C.

601 Monroe, Suite 301

P.O. Box 537

Jefferson City, MO 65101

Telephone: (573) 634-2266

Facsimile: (573) 636-3306

Jonathan E. Canis

Erin R. Swansiger

KELLEY DRYE & WARREN LLP

1200 19th Street, N.W., Suite 500

Washington, D.C. 20036

Attorneys for 2nd CENTURY COMMUNICATIONS
GROUP, INC.

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of September, 2000 a true and correct copy of the above and foregoing document was hand-delivered or sent by U.S. Mail, postage prepaid, to:

Office of Public Counsel

P.O. Box 7800

Jefferson City, MO 65102-7800

Bruce Bates

P.O. Box 360

Jefferson City, MO 65102

Paul G. Lane

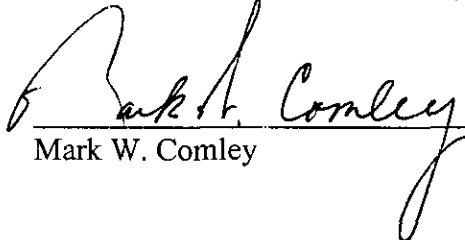
Leo J. Bub

Anthony K. Conroy

Mimi B. MacDonald

One Bell Center, Room 3520

St. Louis, Missouri 63101


Mark W. Comley

No. F00472226

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

CORPORATION DIVISION

CERTIFICATE OF CORPORATE GOOD STANDING -- FOREIGN CORPORATION

I, REBECCA McDOWELL COOK, Secretary of State of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that


2ND CENTURY COMMUNICATIONS, INC.

using in Missouri the name

2ND CENTURY COMMUNICATIONS GROUP, INC.

a DELAWARE corporation filed its Evidence of Incorporation with this State on the 22nd day of JULY, 1999, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 6th day of SEPTEMBER, 2000.


Secretary of State

