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PRACTICE IN KANSAS AND MISSOURI

**FILED**<sup>3</sup>

MAY 23 2000

Missouri Public  
Service Commission

LEE M. SMITHYMAN  
JAMES P. ZAKOURA

DAVID J. ROBERTS  
WILLIAM A. WOLFF

May 22, 2000

**VIA UPS OVERNIGHT DELIVERY**

Mr. Dale Roberts  
Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
301 West High Street, Room 530  
Jefferson City, MO 65102-0360

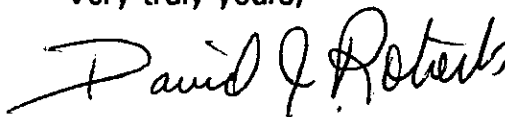
Re: Phone Bank, Inc. d/b/a Phone Banc, Inc.  
Application for Certificate of Service Authority  
and for Competitive Classification  
Case No. TA-2000-701

Dear Mr. Roberts:

Enclosed please find an original and 15 copies of the Supplemental Filing to Application of Phone Bank, Inc. d/b/a Phone Banc, Inc. for Certificate of Service Authority and for Competitive Classification for filing with the Commission. Please return the extra copy file-stamped to me in the enclosed self-addressed, stamped envelope.

Thank you for your attention to this matter.

Very truly yours,



David J. Roberts

For

SMITHYMAN & ZAKOURA, CHARTERED

DJR:pae  
Enclosures

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

**FILED<sup>3</sup>**

**MAY 23 2000**

*Missouri Public  
Service Commission*

In the matter of the Application of )  
Phone Bank, Inc. d/b/a Phone Banc, Inc. )  
for a certificate of service authority to )  
provide Basic Local Telecommunications )  
Service In portions of the State of )  
Missouri and to classify said services and )  
the company as competitive. )

Case No. TA-2000-701

**SUPPLEMENTAL FILING TO  
APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY  
AND FOR COMPETITIVE CLASSIFICATION**

Comes now Phone Bank, Inc. d/b/a Phone Banc, Inc. ("Phone Banc"), by its undersigned counsel, and hereby submits the instant Supplemental Filing to Application for Certificate of Service Authority and for Competitive Classification pursuant to the Commission's Notice of Deficiency and Order Directing Filing,<sup>1</sup> and states as follows:

1. Paragraph 2, page 2 of the Application for Certificate of Service Authority and for Competitive Classification should be amended by inserting the words "to Applicant at its Principal Office:" just before the name Kenneth E. Hoffman, Jr., President, Phone Bank, Inc., 3212 State Avenue, Kansas City, KS 66102, such that paragraph 2 of the the Application should now read:

"All Inquiries, correspondence, communications, pleadings, notices, orders and decisions relating to the case should be addressed to:

David J. Roberts  
James P. Zakoura  
William A. Wolff  
Smithyman & Zakoura, Chartered  
7400 West 110<sup>th</sup> Street, Suite 750  
Overland Park, KS 66210

and to Applicant at its Principal Office:

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<sup>1</sup> Although this Order was dated and mailed May 11, 2000, the U.S. Postal Service did not deliver it until today, May 22, 2000.

Kenneth E. Hoffman, Jr., President  
Phone Bank, Inc.  
3212 State Avenue  
Kansas City, KS 66102"

2. Paragraph 8, page 3 of the Application should be amended to correct typographical errors, such that the Regulation which was cited as "4 CSR 24G-10.020" should be changed to "4 CSR 240-10.020," and "4 CSR 240-3S" should be changed to "4 CSR 240-35."<sup>2</sup> As amended, paragraph 8 should read:

"Phone Banc is willing to comply with all applicable Commission rules and is willing to meet all relevant service standards, including, but not limited to billing, quality of service, and tariff filing and maintenance. Consistent with the Commission's treatment of other certificated competitive local exchange telecommunications companies, Phone Banc requests that the following statutes and regulations be waived for Phone Banc and its basic local exchange service offerings:

Statutes	Missouri Public Service Commission Rules
392.210.2	4 CSR 240-10.020
392.270	4 CSR 240-30.040
392.280	4 CSR 240-35
392.290.1	
392.300.2	
392.310	
392.320	
392.330	
392.340"	

WHEREFORE, Phone Bank, Inc. d/b/a Phone Banc, Inc. respectfully requests that the Commission amend the Application for Certificate of Service Authority and for Competitive Classification as stated herein.

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<sup>2</sup> This typographical error was not mentioned in the Commission's Order; however, Applicant's counsel discovered such error while preparing this document.

Respectfully submitted,

SMITHYMAN & ZAKOURA, CHARTERED

By David J. Roberts

David J. Roberts, KS Bar #14689, MO Bar #42272

James P. Zakoura, KS Bar #7644

750 Commerce Plaza II

7400 West 110<sup>th</sup> Street

Overland Park, KS 66210-2346

(913) 661-9800

(913) 661-9863 - FAX

Attorneys for Applicant

**VERIFICATION**

STATE OF KANSAS            )  
  ) ss.  
COUNTY OF JOHNSON        )

I, David J. Roberts, attorney for Phone Bank, Inc. d/b/a Phone Banc, Inc., being first duly sworn state that I have read the foregoing and know the contents thereof, and the facts stated therein are true and correct to the best of my knowledge, information and belief.

David J. Roberts  
David J. Roberts

Subscribed and sworn to before me this 22<sup>nd</sup> day of May, 2000.

Peggy A. Ernst  
Notary Public

My Appointment Expires:

April 21, 2004

