

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY**

**May 17, 1999**

**CASE NO: TA-2000-656**

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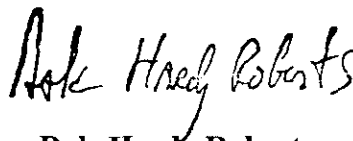
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**Enclosed find certified copy of an ORDER in the above-numbered case(s).**

**Sincerely,**



**Dale Hardy Roberts**

**Secretary/Chief Regulatory Law Judge**

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

In the Matter of the Application of	)	
Siesta Telecom, Inc. for a Certificate	)	
of Service Authority to Provide	)	<b>Case No. TA-2000-656</b>
Interexchange Telecommunications	)	<b>Tariff No. 200000954</b>
Services	)	

**ORDER APPROVING INTEREXCHANGE CERTIFICATE OF SERVICE**  
**AUTHORITY AND ORDER APPROVING TARIFF**

Siesta Telecom, Inc. (Siesta) applied to the Public Service Commission on April 17, 2000, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994<sup>1</sup>. Siesta asked the Commission to classify it as a competitive company and to waive certain statutes and rules as authorized by Sections 392.361 and 392.420. Applicant is a Florida corporation, with its principal office located at 5951 Cattleridge Blvd., Suite 100, Sarasota, Florida 34232.

The Commission issued a Notice of Applications and Opportunity to Intervene on April 25, directing parties wishing to intervene to file their requests by May 10. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the opportunity to present evidence. State ex rel. Rex

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<sup>1</sup>All statutory references are to the Revised Statutes of Missouri 1994 unless otherwise indicated.

Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989). Since no one has asked permission to intervene or requested a hearing, the Commission may grant the relief requested based on the application.

Siesta filed a proposed tariff in conjunction with its application and filed substitute sheets on May 2. The tariff's effective date is June 1. Siesta's tariff describes the rates, rules, and regulations it intends to use, identifies Siesta as a competitive company, and lists the waivers requested. Siesta intends to provide interexchange telecommunications services including 1+, 800/888/877 services, directory assistance, debit card and travel card services.

In its recommendation and memorandum filed on May 12, the Staff of the Commission stated that Siesta's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant Siesta a certificate of service authority, competitive status, and waiver of the statutes and rules listed in the Notice. Staff recommended that the Commission approve the proposed tariff as amended to become effective on June 1, 2000.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and that Siesta should be granted a certificate of service authority. The Commission finds that the services Siesta proposes to offer are competitive and that Siesta should be classified as a competitive company. The Commission finds that waiving the statutes and Commission

rules set out in the ordered paragraph below is reasonable and not detrimental to the public interest.

The Commission finds that Siesta's proposed tariff details the services, equipment, and pricing it proposes to offer, and is similar to tariffs approved for other Missouri certificated interexchange carriers. The Commission finds that the proposed tariff filed on April 17 shall be approved as amended to become effective on June 1.

**IT IS THEREFORE ORDERED:**

1. That Siesta Telecom, Inc. is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to all applicable statutes and Commission rules except as specified in this order.

2. That Siesta Telecom, Inc. is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

**Statutes**

392.210.2  
392.240(1)  
392.270  
392.280  
392.290  
392.300.2  
392.310  
392.320  
392.330, RSMo Supp. 1999  
392.340

Commission Rules

- 4 CSR 240-10.020
- 4 CSR 240-30.010(2) (C)
- 4 CSR 240-30.040
- 4 CSR 240-33.030
- 4 CSR 240-35

3. That the tariff filed by Siesta Telecom, Inc., on April 17, 2000, and assigned tariff number 200000954 is approved as amended to become effective on June 1, 2000. The tariff approved is:

**P.S.C. Mo. No. 1**

- 4. That this order shall become effective on June 1, 2000.
- 5. That this case shall be closed on June 2, 2000.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

(S E A L)

Morris L. Woodruff, Regulatory Law  
Judge, by delegation of authority  
pursuant to 4 CSR 240-2.120(1),  
(November 30, 1995) and Section 386.240,  
RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 17th day of May, 2000.

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

**I have compared the preceding copy with the original on file in this office and**

**I do hereby certify the same to be a true copy therefrom and the whole thereof.**

**WITNESS my hand and seal of the Public Service Commission, at Jefferson City,  
Missouri, this 17<sup>th</sup> day of May 2000.**



A handwritten signature in cursive script that reads "Dale Hardy Roberts".

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**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**