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**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF MISSOURI**

In the Matter of the Application of Universal    )  
Access, Inc. for a Certificate of Service        ) Case No. TA-2000-483  
Authority to Provide Interexchange            ) Tariff No. 20000711  
Telecommunications Services                    )

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

Universal Access, Inc. (UAI) applied to the Missouri Public Service Commission (Commission) on February 8, 2000, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Sections 392.430 and 392.440, RSMo 1994<sup>1</sup>. UAI asked the Commission to classify it as a competitive company and waive certain statutes and rules as authorized by Sections 392.361 and 392.420, RSMo. UAI is a Delaware corporation, with its principal office located at 100 N. Riverside Plaza, Suite 2200, Chicago, Illinois 60606.

The Commission issued a Notice of Applications for Intrastate Certificates of Service Authority and Opportunity to Intervene on February 15, 2000, directing parties wishing to intervene to file their requests by March 1, 2000. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party

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

has requested the opportunity to present evidence. State ex rel. Rex 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 verified application.

UAI filed a proposed tariff in conjunction with its application with an effective date of March 25, 2000. UAI's tariff describes the rates, rules, and regulations it intends to use, identifies UAI as a competitive company, and lists the waivers requested. UAI intends to provide interexchange telecommunications services, including 1+, 800/888/877, Directory Assistance, Debit Card, and Travel Card services.

In its Memorandum filed on March 15, 2000, the Staff of the Commission (Staff) stated that UAI's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant UAI 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 to become effective on March 25, 2000.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and UAI should be granted a certificate of service authority. The Commission finds that the services UAI proposes to offer are competitive and UAI 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 UAI'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 February 8, 2000 should be approved to become effective on March 25, 2000.

**IT IS THEREFORE ORDERED:**

1. That Universal Access, 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 Universal Access, Inc. is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

**Statutes**

392.240.1 - ratemaking  
392.270 - valuation of property (ratemaking)  
392.280 - depreciation accounts  
392.290 - issuance of securities  
392.310 - stock and debt issuance  
392.320 - stock dividend payment  
392.340 - reorganization(s)  
392.330, RSMo Supp. 1999 - issuance of securities,  
debts and notes

**Commission Rules**

4 CSR 240-10.020 - depreciation fund income  
4 CSR 240-30.010(2)(C) - rate schedules  
4 CSR 240-30.040 - Uniform System of Accounts

- 4 CSR 240-32.030(1)(B) - exchange boundary maps
- 4 CSR 240-32.030(1)(C) - record-keeping
- 4 CSR 240-32.030(2) - in-state record-keeping
- 4 CSR 240-32.050(3) - local office record-keeping
- 4 CSR 240-32.050(4) - telephone directories
- 4 CSR 240-32.050(5) - call intercept
- 4 CSR 240-32.050(6) - telephone number changes
- 4 CSR 240-32.070(4) - public coin telephone
- 4 CSR 240-33.030 - minimum charges rule
- 4 CSR 240-33.040(5) - financing fees

3. That the tariff filed by Universal Access, Inc. on February 8, 2000, under tariff number 20000711, is approved to become effective on March 25, 2000. The tariff approved is:

P.S.C. MO. Tariff No. 1

- 4. That this order shall become effective on March 25, 2000.
- 5. That this case may be closed on March 26, 2000.

BY THE COMMISSION



Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

( S E A L )

Bill Hopkins, Senior 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 20th day of March, 2000.