

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
January 27, 2000**

CASE NO: TA-2000-379

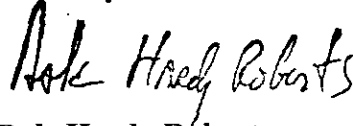
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Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copy:

William M. Wunderlich
Wunderlich & Associates
1504 Gravois
High Ridge, MO 63049

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of)	
W2COM International, LLC for a)	
Certificate of Service Authority to)	
Provide Resold Interexchange)	<u>Case No. TA-2000-379</u>
Telecommunications Services in the)	Tariff File No. 200000571
State of Missouri and to Classify Said)	
Services and the Company as Competitive.)	

ORDER APPROVING INTEREXCHANGE CERTIFICATE
OF SERVICE AUTHORITY AND ORDER APPROVING TARIFF

W2COM International, LLC (W2COM) applied to the Public Service Commission on December 21, 1999, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994¹. W2COM 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 an Ohio corporation, with its principal office located at 3500 Park Center Drive, Dayton, Ohio 45414.

The Commission issued a Notice of Applications and Opportunity to Intervene on December 28, directing parties wishing to intervene to file their requests by January 12, 2000. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party

¹All 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.

W2COM filed a proposed tariff in conjunction with its application and filed substitute sheets on January 14. The tariff's effective date is February 9. W2COM's tariff describes the rates, rules, and regulations it intends to use, identifies W2COM as a competitive company, and lists the waivers requested. W2COM intends to provide interexchange telecommunications services including 1+, 800/888/877, Directory Assistance, and Travel Card services.

In its Recommendation and Memorandum filed on January 24 the Staff of the Commission stated that W2COM's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant W2COM 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 February 9.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and W2COM should be granted a certificate of service authority. The Commission finds that the services W2COM proposes to offer are competitive and W2COM 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 W2COM'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 December 21 shall be approved as amended to become effective on February 9.

IT IS THEREFORE ORDERED:

1. That W2COM International, LLC 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 W2COM International, LLC 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 W2COM International, LLC on December 21, 1999, and assigned tariff number 200000571 is approved as amended to become effective on February 9, 2000. The tariff approved is:

P.S.C. Mo. No. 1

4. That this order shall become effective on February 9, 2000.
5. That this case may be closed on February 10, 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 27th day of January, 2000.

FYI: To Be Issued By Delegation

Atty/Sec'y:

Woodruff/Boyer

Date Circulated

1-25 1-28
Return by 3:00 pm
10 am

TH-2000-379
CASE NO.

[Signature]
Lumpé, Chair

[Signature]
Crump, Commissioner

[Signature]
Murray, Commissioner

[Signature]
Schenenauer, Commissioner

[Signature]
Drainer, Vice-Chair

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 27TH day of January 2000.

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

