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## STATE OF MISSOURI PUBLIC SERVICE COMMISSION

At a Session of the Public Service Commission held at its office in Jefferson City on the 8th day of January, 1998.

In the Matter of the Application of	)	
Millennium Group Telemanagement LLC	)	
for a Certificate of Service Authority	)	
to Provide Competitive Interexchange	)	
Telecommunications Services, to be	)	Case No. TA-98-195
Classified as a Competitive Telecommuni-	)	
cation Company (§ 392.410 RSMo and	)	
§ 392.361 RSMo) and for Approval of its	)	
Initial Tariff.	)	

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

The Millennium Group Telemanagement LLC (Millennium) applied to the Public Service Commission on November 10, 1997, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under § 392.440, RSMo 1994<sup>1</sup>. Millennium asked the Commission to classify it as a competitive company and waive certain statutes and rules as authorized by §§ 392.361 and 392.420. Applicant is a Wisconsin corporation, with its principal office located at 165 Bishops Way, Suite 149, Brookfield, Wisconsin 53005.

The Commission issued a Notice of Applications and Opportunity to Intervene on November 25, directing parties wishing to intervene to file their requests by December 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

<sup>&</sup>lt;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 verified application.

Millennium filed a proposed tariff in conjunction with its application and filed substitute sheets on December 15 and 23. The tariff's effective date is January 9, 1998. Millennium's tariff describes the rates, rules, and regulations it intends to use, identifies Millennium as a competitive company, and lists the waivers requested. Millennium intends to provide interexchange telecommunications services including 1+ direct dial, 800 number services and travel card services.

In its Memorandum filed on December 31, the Staff of the Commission stated that Applicant's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant Applicant 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 January 9, 1998.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and Applicant should be granted a certificate of service authority. The Commission finds that the services Applicant proposes to offer are competitive and Applicant should be classified as a competitive company. The Commission finds that waiving the statutes and Commission rules set out in Ordered Paragraph 2 is reasonable and not detrimental to the public interest.

The Commission finds that Millennium'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 November 10 shall be approved as amended to become effective on January 9, 1998.

### IT IS THEREFORE ORDERED:

- 1. That The Millennium Group Telemanagement 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 The Millennium Group Telemanagement LLC is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

### **Statutes**

392.240(1) 392.270	<ul><li>ratemaking</li><li>evaluation of property</li><li>(ratemaking)</li></ul>
392.280	- depreciation accounts
392.290	- issuance of securities
392.310	<ul> <li>stock and debt issuance</li> </ul>
392.320	<ul> <li>stock dividend payment</li> </ul>
392.340	<ul><li>reorganization(s)</li></ul>
392.330, RSMo Supp. 1996	<ul> <li>issuance of securities, debts and notes</li> </ul>

#### 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 The Millennium Group Telemanagement LLC on November 10, 1997, is approved as amended to become effective on January 9, 1998. The tariff approved is:

### P.S.C. Mo. No. 1

- 4. That this order shall become effective on January 9, 1998.
- 5. That this case shall be closed on January 21, 1998.

BY THE COMMISSION

Ask Hoed Roberts

Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Murray, and Drainer, CC., concur.

Hennessey, Regulatory Law Judge