

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
January 25, 2000**

CASE NO: TA-2000-380

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

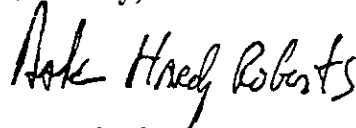
General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Judith A. Rau, Esq.
Rau & Rau
119 E Mill
Waterloo, IL 62298

Lance J.M. Steinhart, Esq.
6455 East Johns Crossings, Suite 285
Duluth, GA 30097

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)	
NetworkIP, LLC for a Certificate of)	<u>Case No. TA-2000-380</u>
Service Authority to Provide)	Tariff No. 200000581
Interexchange Telecommunications)	
Services.)	

ORDER APPROVING INTEREXCHANGE CERTIFICATE OF
SERVICE AUTHORITY AND APPROVING TARIFF

NetworkIP, LLC (NetworkIP) applied to the Public Service Commission on December 22, 1999, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994¹. NetworkIP 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. Applicant is a Texas limited liability company, with its principal office located at 119 West Tyler Street, Suite 168, Longview, Texas 75601.

The Commission issued a Notice of Applications and Opportunity to Intervene on December 28, 1999, 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 has requested the opportunity to present evidence. State

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

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.

NetworkIP filed a proposed tariff in conjunction with its application and filed substitute sheets on January 6, 2000. NetworkIP's tariff describes the rates, rules, and regulations it intends to use, identifies NetworkIP as a competitive company, and lists the waivers requested. NetworkIP intends to provide interexchange telecommunications services including 1+, 800/888/877, Directory Assistance, Debit Card, and Travel Card services.

In its Memorandum filed on January 14, 2000, the Staff of the Commission 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 as amended to become effective on February 6, 2000.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and NetworkIP should be granted a certificate of service authority. The Commission finds that the services NetworkIP proposes to offer are competitive and NetworkIP 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 NetworkIP'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 22, 1999, shall be approved as amended to become effective on February 6, 2000.

IT IS THEREFORE ORDERED:

1. That NetworkIP, 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 NetworkIP, 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. 1997	- 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 NetworkIP, LLC on December 22, 1999, tariff file number 200000581, is approved as amended to become effective on February 6, 2000. The tariff approved is:

P.S.C. Mo. No. 1

4. That this order shall become effective on February 4, 2000.

5. That this case shall be closed on February 7, 2000.

BY THE COMMISSION

(S E A L)



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Lewis Mills, Deputy Chief 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 25th day of January, 2000.

FYI: To Be Issued By Delegation

Att/Secy: Mills/Bayer

Date Circulated 1-21 Return by 1-26 3 p.m.
10am

CASE NO. TH-2000-380

1/2
Lump, Chair

Robert
Crump, Commissioner

me
Murray, Commissioner

SS
Schemenauer, Commissioner

me
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 25TH day of January 2000.

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

