

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

In the Matter of the Application of)	
Qwest Communications Company, LLC)	
To Expand its Certificate of Service Authority to)	File No. CA-2011-0263
Provide Basic Local Exchange Telecommunications)	Tariff Tracking No. YC-2011-0414
Service in the State of Missouri and to Classify)	
Said Service and the Company as Competitive)	

**APPLICATION TO EXPAND CERTIFICATE
OF SERVICE AUTHORITY**

COMES NOW Qwest Communications Company, LLC, ("Applicant" or "QCC"), by its undersigned counsel, and pursuant to sections 392.245.5 (8), 392.361, 392.410, 392.420, 392.430, 392.440, 392.450 and 392.455, RSMo. and 4 CSR 240-2.060 and 4 CSR 240-3.510, and hereby applies to expand its certificate of basic local telecommunications service authority to include provision of basic local exchange telecommunications service throughout all exchanges in the State of Missouri, as authorized by Section 392.450.3, RSMo.

Pursuant to Sections 392.420, 392.245.5(8) and 392.361, RSMo and 4 CSR 240-32.010(2), QCC also seeks a waiver of certain Commission rules and statutory provisions. In support of its Application, QCC states as follows:

1. Qwest Communications Company, LLC is a Delaware limited liability company whose principal office and place of business is located at 1801 California Street, 51ST Floor, Denver, Colorado 80202. The telephone number is (303) 922-6010. The nature of the Applicant's business is telecommunications.

QCC is an affiliate of Qwest Corporation ("QC"), an Incumbent Local Exchange Carrier in 14 western states, and both QCC and QC are wholly-owned by the same ultimate corporate parent, Qwest Communications International Inc. ("QCI"), a Delaware

corporation whose stock is publicly traded on the New York Stock Exchange under the symbol "Q."

QCC provides competitive voice, video and data services principally to retail and wholesale enterprise, government and business customers throughout the United States. QCC is authorized to provide various forms of telecommunications services in all 50 states, in Puerto Rico and in the District of Columbia. In Missouri, QCC is authorized to provide basic local exchange, interexchange and operator service pursuant to certificate of service authority granted by this Commission.¹

2. Pursuant to 4 CSR 240-2.060(1)(C), a current Certificate of Good Standing, issued by the Missouri Secretary of State, is attached to this Application as **Exhibit A**.

3. The certificate of service authority granted in TA-2000-309 authorized QCC to provide basic local services in the portions of Missouri that are currently served by Southwestern Bell Telephone Company (now AT&T Missouri), Sprint/United Telephone Company (later Embarq, now part of CenturyLink), and GTE Midwest, Inc. (later Spectra and CenturyTel, now part of CenturyLink). QCC now seeks to expand that authority to provide service throughout all exchanges in the state of Missouri of all incumbent local exchange companies (ILECs).

4. An officer's verification of the information contained in the Application is attached hereto.

¹ See MoPSC Case No. TA-2000-309 (Order effective June 13, 2000), MoPSC Case No. TA-98-8 (Order effective October 28, 1997), MoPSC Case No. TA-95-196 (Order effective May 22, 1995), MoPSC Case No. 9400038 (Order effective August 18, 1993), MoPSC Case No. TM-2001-628 (Order effective November 9, 2001); Case No. TM-2007-0433 (Order effective July 20, 2007); Case No. TN-2009-0168 (Order issued January 30, 2009).

5. All correspondence, communications, pleadings, notices, orders and decisions relating to this Application should be addressed to:

William D. Steinmeier
William D. Steinmeier, P.C.
P.O. Box 104595, 2031 Tower Drive
Jefferson City, Missouri (MO) 65110-4595
Telephone: (573) 659-8672
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With a copy to:

Adam L. Sherr, Esq.
Qwest
1600 7th Ave, Suite 1506
Seattle, Washington (WA) 98191
Telephone: (206) 398-2507
Facsimile: (206) 343-4040
Email: adam.sherr@qwest.com

All inquiries or communications regarding the ongoing operations of QCC should be addressed to:

Marjorie Herlth
Qwest
1801 California St., 10th Fl.
Denver, Colorado (CO) 80202
Telephone: (303) 383-6680
Facsimile: (303) 298-8197
Email: marjorie.herlth@qwest.com

6. By this Application, and pursuant to Section 392.450.3, RSMo, QCC requests an expansion of its certificate of service authority to provide competitive facilities-based and resold basic local exchange services to customers throughout all exchanges in the state of Missouri of all incumbent local exchange companies (ILECs). The exchanges in which QCC seeks authority are listed in the approved tariffs of the ILECs, and will be listed in Applicant's basic local service tariff. QCC's proposed service areas will follow the

respective exchange boundaries of each incumbent LEC and shall be no smaller than an exchange as required by Section 392.455(3), RSMo.

7. Pursuant to this Application, QCC seeks authority to offer and provide all forms of facilities-based and resold basic local telecommunications service to customers within Missouri as defined in 386.020(4) RSMo.

8. Applicant continues to possess sufficient technical and managerial resources and abilities to provide basic local telecommunications service as required by Section 392.455(1), RSMo, as found by the Commission in Case No. TA-2000-309. A listing of Applicant's current officers and their qualifications is attached as **Exhibit B**.

9. Applicant continues to possess the necessary financial resources and abilities to provide the services it proposes as required by Section 392.455(1), RSMo and has the necessary capital to conduct its proposed operations in Missouri, as found in Case No. TA-2000-309. This is evidenced by the Commission's prior determination in that case and by Applicant's successful business since that time. In addition, an affidavit of a corporate officer is attached to this Application as **Exhibit C**.

10. QCC seeks continued classification as a competitive company, including classification of its expanded basic local exchange telecommunications services as competitive, pursuant to Section 392.361 and Section 392.420, RSMo and 4 CSR 240-3.510(1)(A), with the accompanying reduced regulation that accompanies such classification. Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation and that granting this request will allow greater price and service options for telephone users. In the Commission's previous orders granting certificates of service authority, the Commission classified QCC and its services as competitive.

11. QCC will offer basic local telecommunications services as a separate and distinct service in accordance with applicable law. QCC will give consideration to equitable access for all Missourians, regardless of where they might reside or their income, to affordable telecommunications services in QCC's proposed service areas in accordance with the law.

12. Applicant is willing to comply with all applicable Commission rules, except those that are waived, in providing basic local service in the expanded service area. Specifically, QCC will file and maintain tariffs and meet applicable minimum standards established by the Commission. QCC will make reports to and other informational filings with the Commission as required. Pursuant to Section 392.420, RSMo and Section 392.245.5(8), which provide good cause for this request, Applicant requests the following statutes and regulations be waived for QCC and its basic exchange service offerings:

STATUTES

392.210.2	- Uniform System of Accounts
392.240.1	- Just and Reasonable Rates
392.270	- Ascertain Property Values
392.280	- Depreciation Accounts
392.290	- Issuance of Securities
392.300	- Transfer of Assets and Acquisition of Stock
392.310	- Issuance of Stock & Debt
392.320	- Stock dividend payment
392.330	- Issuance of securities, debt and notes
392.340	- Reorganization(s)

REGULATIONS

4 CSR 240-3.550(4)	- Held order records
4 CSR 240-3.550(5)(A)	- Quality of service reports

4 CSR 240-10.020	- Depreciation fund income
4 CSR 240-30.040	- Uniform system of accounts
4CSR 240-32.050(4)(B)	- Provide telephone directories, as per File No. CE-2010-0077 ²
4 CSR 240-32.060	- Engineering and maintenance
4 CSR 240-32.070	- Quality of service
4 CSR 240-32.080	- Service objectives and surveillance levels
4 CSR 240-33.040(1) through (3) and (5) through (10)	- Billing and payment standards
4 CSR 240-33.045	- Customer bills
4 CSR 240-33.080(1)	- Company name for billing disputes
4 CSR 240-33.130(1), (4) and (5)	- Operator service

13. Applicant acknowledges 4 CSR 240-3.510(1)(C), which requires that a tariff and any applicable interconnection agreements must be filed with the Commission and approved before service can be provided.

14. Applicant submits that the public interest will be served by Commission approval of this Application because Applicant's proposed service will create and enhance competition and expand customer service options, consistent with the legislative goals set forth in the Telecommunications Act of 1996 and Chapter 392, RSMo. Prompt approval of this Application also will expand the availability of innovative, high quality and reliable telecommunications services within the State of Missouri.

² *In the Matter of the Application of tw telecom of kansas city llc for Partial Waiver of Commission Rule 4 CSR 240-32.050(4)(B)*, File No. CE-2010-0077, Order issued October 7, 2009, effective October 17, 2009. As per that Order, QCC requests the Commission find that good cause exists to grant a partial waiver of 4 CSR 240-32.050(4)(B) to the same extent that waiver was granted to AT&T-Missouri in Case No. IE-2009-0357, with the exception that QCC may opt to instruct its end-user customers to use AT&T's toll-free number to receive a copy of the directory.

15. Notwithstanding the provisions of Section 392.500, RSMo., as a condition of certification and competitive classification, QCC agrees that, unless otherwise ordered by the Commission, QCC's originating and terminating switched exchange access rates will be no greater than the lowest Commission-approved corresponding access rates in effect for each ILEC within those service area(s) in which Applicant seeks authority to provide service. Additionally, pursuant to the Commission's Report and Order in Case No. TO-99-596, QCC agrees that if the ILEC in whose service area the Applicant is operating decreases its originating and/or terminating access service rates, the Applicant shall file an appropriate tariff amendment to reduce its originating and/or terminating access rates within thirty (30) days of the ILEC's reduction of its originating and/or terminating access rates in order to maintain the cap on switched access rates.

16. QCC has no pending or final judgments or decisions against it from any state or federal agency or court that involve customer rates or service.

17. QCC has no annual report or assessment fees that are overdue.

18. Applicant acknowledges that 4 CSR 240-4.020 (2) requires any regulated entity to give 60-days' notice prior to filing any case "likely to be a contested case." 4 CSR 240-4.020 (2) (B) provides that a party may request a waiver of that section for good cause. Applicant hereby requests a waiver of the 60-day notice requirement because: (1) this application is unlikely to result in a hearing; (2) the typical non-contested nature of this type of application provides good cause for waiving the requirement; and (3) no communication has occurred with the Commission within the scope of 4 CSR 240-4 prior to the filing of this Application.

WHEREFORE, Applicant, Qwest Communications Company, LLC, respectfully requests that the Commission: (1) grant it an expanded certificate of service authority to provide basic local telecommunications service as herein requested; (2) classify Applicant and Applicant's proposed services as competitive; (3) grant the requested waivers of aforesaid statutes and regulations; (4) approve the revised tariff sheets submitted contemporaneously with this Application; and (5) grant a waiver of 4 CSR 240-4.020 (2) if deemed applicable.

Respectfully submitted,

/s/ William D. Steinmeier

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ATTORNEY FOR APPLICANT
Qwest Communications Company, LLC

Dated: February 16, 2011

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been served electronically on the Office of Public Counsel at opcservice@ded.mo.gov and on the General Counsel's office at gencounsel@psc.mo.gov this 16th day of February 2011.

/s/ William D. Steinmeier

William D. Steinmeier

State of Colorado)
) ss.
County of Denver)

VERIFICATION

I, Nhung K. Van, being duly sworn according to law, depose and say that I am Vice President and Assistant Treasurer of Qwest Communications Company, LLC; that I am authorized to and do make this verification for it; and that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief.

SIGNATURE: 

TITLE: Vice President and Assistant Treasurer

Subscribed and sworn to before me this 11th day of February 2011.




Notary Public

My Commission expires: 9-25-2013

Qwest Communications Company, LLC

Exhibit A

Missouri Secretary of State

Certificate of Good Standing

STATE OF MISSOURI



Robin Carnahan
Secretary of State

CORPORATION DIVISION CERTIFICATE OF GOOD STANDING

I, ROBIN CARNAHAN, Secretary of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

QWEST COMMUNICATIONS COMPANY, LLC

using in Missouri the name

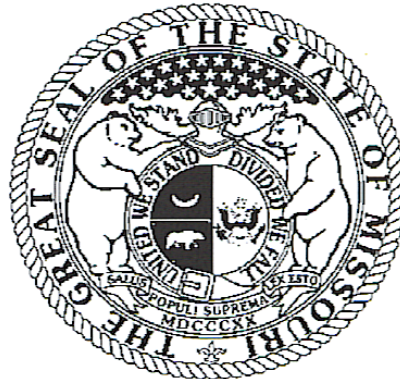
QWEST COMMUNICATIONS COMPANY, LLC
FL0939896

a DELAWARE entity was created under the laws of this State on the 8th day of January, 2009, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 5th day of January, 2011

A handwritten signature in cursive script that reads "Robin Carnahan".

Secretary of State



Certification Number: 13445222-1 Reference: Margie-Public Policy
Verify this certificate online at <https://www.sos.mo.gov/businessentity/soskb/verify.asp>

Qwest Communications Company, LLC

Exhibit B

Officer Profiles

(Attached as separate pdf file)

Qwest Communications Company, LLC

Exhibit C

Financial Affidavit

(Attached as separate pdf file)