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

In the Matter of the Application of Jay Teutenberg     )  
d/b/a Advertisnet Internet Services for a Certifi-     ) **Case No. TA-99-68**  
cate of Authority to Provide Competitive Intrastate     ) (Tariff #9900140)  
Interexchange Telecommunications Service in the     )  
State of Missouri.     )

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

Jay Teutenberg d/b/a Advertisnet Internet Services (Adnet or Applicant) applied to the Public Service Commission on August 19, 1998, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994<sup>1</sup>. Adnet 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 sole proprietorship, with his principal office located at #12 Time Square, Osage Beach, Missouri 65065.

The Commission issued a Notice of Applications and Opportunity to Intervene on September 1, directing parties wishing to intervene to file their requests by September 16. 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 Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989). Since no one has asked permission

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

to intervene or requested a hearing, the Commission may grant the relief requested based on the verified application.

Applicant filed a proposed tariff in conjunction with his application and filed substitute sheets on September 18. The tariff's effective date is October 12. Applicant's tariff describes the rates, rules, and regulations he intends to use, identifies Adnet as a competitive company, and lists the waivers requested. Adnet intends to provide interexchange telecommunications services including 1+, 800/888/877, directory assistance and travel card services.

In its Memorandum filed on October 1, the Staff of the Commission stated that Adnet's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant Adnet 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 October 12.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and Adnet should be granted a certificate of service authority. The Commission finds that the services Adnet proposes to offer are competitive and Adnet 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 Applicant's proposed tariff details the services, equipment, and pricing he proposes to offer, and is similar to tariffs approved for other Missouri certificated interexchange carriers.

The Commission finds that the proposed tariff filed on August 19 shall be approved as amended to become effective on October 12.

**IT IS THEREFORE ORDERED:**

1. That Jay Teutenberg d/b/a Advertisnet Internet Services 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 Jay Teutenberg d/b/a Advertisnet Internet Services 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 Tariff No. 9900140 filed by Jay Teutenberg d/b/a Advertisnet Internet Services on August 19, 1998, is approved as amended to become effective on October 12, 1998. The tariff approved is:

**P.S.C.MO. No. 1**

4. That this order shall become effective on October 12, 1998.
5. That this case may be closed on October 19, 1998.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

(S E A L)

Shelly A. Register, 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 8th day of October, 1998.

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COMMISSION COUNCIL  
PUBLIC SERVICE COMMISSION