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BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

In the Matter of the Application of )  
KR&R Investment Corp., d/b/a UPLINK, for a )  
Certificate of Service Authority to Provide ) Case No. TA-98-408  
Intrastate Interexchange Telecommunications )  
Services to the Residents of an Apartment )  
Complex Within the State of Missouri. )  
)

ORDER APPROVING INTEREXCHANGE CERTIFICATE OF SERVICE AUTHORITY  
AND ORDER APPROVING TARIFF

KR&R Investment Corp., d/b/a UPLINK (Uplink) applied to the Public Service Commission on April 30, 1998, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994<sup>1</sup>. Uplink 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. Uplink is a Missouri corporation, with its principal office located at 1205 University Avenue, Columbia, Missouri 65201.

The Commission issued a Notice of Applications and Opportunity to Intervene on May 12, directing parties wishing to intervene to file their requests by May 27. 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.

Uplink filed a proposed tariff in conjunction with its application and filed substitute sheets on June 18. The tariff's effective date is July 15. Uplink's tariff describes the rates, rules, and regulations it intends to use, identifies Uplink as a competitive company, and lists the waivers requested. Uplink intends to provide interexchange telecommunications services including 1+ direct dial and directory assistance services.

In its Memorandum filed on June 25 the Staff of the Commission stated that Uplink's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant Uplink 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 July 15.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and Uplink should be granted a certificate of service authority. The Commission finds that the services Uplink proposes to offer are competitive and Uplink 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 Uplink'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 April 30 shall be approved as amended to become effective on July 15.

**IT IS THEREFORE ORDERED:**

1. That KR&R Investment Corp., d/b/a UPLINK 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 KR&R Investment Corp., d/b/a UPLINK 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 KR&R Investment Corp., d/b/a UPLINK on April 30, 1998, is approved as amended to become effective on July 15, 1998. The tariff approved is:

P.S.C. MO. NO. 1

4. That this order shall become effective on July 15, 1998.  
5. That this case shall be closed on July 16, 1998.

BY THE COMMISSION



Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

(S E A L)

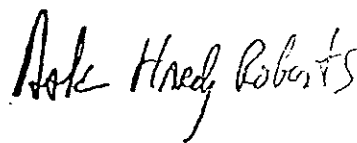
L. Anne Wickliffe, Deputy Chief  
Regulatory Law Judge, by delegation  
of authority pursuant to 4 CSR  
240-2.120(1) (November 30, 1995)  
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 2nd day of July, 1998.

**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 2nd day of July, 1998.



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

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
July 2, 1998**

**CASE NO: TA-98-408**

**Office of the Public Counsel**  
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312 East Capitol Avenue  
Jefferson City, MO 65102

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

Sincerely,



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

**Uncertified Copy:**

**KR & R Investment Corp., d/b/a UPLINK**  
1205 University Avenue  
Columbia, MO 65201

**RECEIVED**

JUL 02 1998

COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION