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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of National)
Collegiate, Inc., for a Certificate of Service) Case No. TA-98-427
Authority to Provide Interexchange Telecommunica-)
tions Services.)
)

ORDER APPROVING INTEREXCHANGE CERTIFICATE OF SERVICE AUTHORITY
AND ORDER APPROVING TARIFF

National Collegiate, Inc. (National Collegiate) applied to the Public Service Commission on April 7, 1998, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 1994¹. National Collegiate 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. National Collegiate is a Indiana corporation, with its principal office located at 3900 Industrial Boulevard, Suite 5, Bloomington, Indiana 47403.

The Commission issued a Notice of Applications and Opportunity to Intervene on April 14, directing parties wishing to intervene to file their requests by April 29. 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 to intervene or

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

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

National Collegiate filed a proposed tariff in conjunction with its application with an effective date of May 22. National Collegiate's tariff describes the rates, rules, and regulations it intends to use, identifies National Collegiate as a competitive company, and lists the waivers requested. National Collegiate intends to provide interexchange telecommunications services including Debit card and Travel card services.

In its Memorandum filed on May 7 the Staff of the Commission stated that National Collegiate's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant National Collegiate 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 May 22.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and National Collegiate should be granted a certificate of service authority. The Commission finds that the services National Collegiate proposes to offer are competitive and National Collegiate 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 National Collegiate'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 7 should be approved to become effective on May 22.

IT IS THEREFORE ORDERED:

1. That National Collegiate, Inc. 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 National Collegiate, Inc. 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 National Collegiate, Inc. on April 7, 1998, is approved to become effective on May 22, 1998. The tariff approved is:

MO P.S.C. No. 1

4. That this order shall become effective on May 22, 1998.
5. That this case shall be closed on May 26, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Nancy Dippell, 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 13th day of May, 1998.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION