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In the Matter of the Application of OneStar Long Distance, Inc. for a Certificate of Authority to Provide Competitive Interexchange, Intrastate Telecommunications Within the State of Missouri.)
) Case No. TA-98-50
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The Commission issued a Notice of Applications and Opportunity to Intervene on August 19, directing parties wishing to intervene in the case to file their requests by September 3. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party

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

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

OneStar filed a proposed tariff in conjunction with its application and filed substitute sheets on September 22. The tariff's effective date was September 18 and was extended to October 10. OneStar's tariff describes the rates, rules, and regulations it intends to use, identifies OneStar as a competitive company, and lists the waivers requested. OneStar intends to provide interexchange telecommunications services including 1+ direct dial, travel card, directory assistance, and 800 number services.

In its Memorandum filed on September 22, the Staff of the Commission stated that OneStar's proposed services are similar to existing IXC offerings. Staff recommended that the Commission grant OneStar 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 10.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and OneStar should be granted a certificate of service authority. The Commission finds that the services OneStar proposes to offer are competitive and OneStar should be classified as a competitive company. The Commission is of the opinion that waiving the statutes and Commission rules

set out in Ordered Paragraph 2 is reasonable and not detrimental to the public interest.

The Commission determines, by authority of Section 392.470, that OneStar should comply with the following regulatory requirements as reasonable and necessary conditions of certification:

- (1) OneStar must comply with reasonable requests by Staff for financial and operating data to allow Staff to monitor the intraLATA toll market. § 386.320.3.
- (2) OneStar must file tariffs containing rules and regulations applicable to customers, a description of the services provided, and a list of rates associated with those services in accordance with 4 CSR 240-30.010 and Section 392.220, RSMo Supp. 1996.
- (3) OneStar may not unjustly discriminate between its customers. §§ 392.200, RSMo Supp. 1996, 392.400.
- (4) OneStar must comply with all applicable rules of the Commission except those specifically waived by this order. §§ 386.570, 392.360.
- (5) OneStar must file a Missouri-specific annual report. §§ 392.210, 392.390.1.
- (6) OneStar must comply with jurisdictional reporting requirements as set out in each local exchange company's access services tariffs. § 392.390.3.
- (7) OneStar must submit to the Staff, on a confidential basis, a copy of the jurisdictional report it submits to local exchange companies. The report must be submitted within ten days of

the date on which it is submitted to the local exchange company.

The Commission finds that OneStar'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 August 4 should be approved as amended to become effective on October 10.

IT IS THEREFORE ORDERED:

1. That OneStar Long Distance, Inc. d/b/a OneStar Long Distance is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to the conditions of certification set out above.

2. That OneStar Long Distance, Inc. d/b/a OneStar Long Distance is classified as a competitive telecommunications company. 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. 1996 - 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

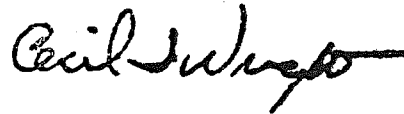
4 CSR 240-32.050(6)	- telephone number changes
4 CSR 240-32.070(4)	- public coin telephone
4 CSR 240-33.030	- minimum charges rule
4 CSR 240-33.040(5)	- financing fees

3. That the tariff filed by OneStar Long Distance, Inc. d/b/a OneStar Long Distance on August 4, 1997, is approved as amended to become effective on October 10, 1997. The tariff approved is:

P.S.C. Mo. No. 1

4. That this order shall become effective on October 10, 1997.

BY THE COMMISSION



**Cecil I. Wright
Executive Secretary**

(S E A L)

Lumpe, Ch., Crumpton, Drainer
and Murray, CC., concur.

Hennessey, Regulatory Law Judge