

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

In the Matter of the Application of Comcast)	
Phone of Missouri, LLC, d/b/a Comcast)	
Digital Phone for Certificate of Service)	Case No. _____
Authority to Provide Basic Local, Local)	
Exchange, and Interexchange)	
Telecommunications Services Throughout)	
the State of Missouri and to Classify the)	
Company as Competitive)	

**APPLICATION FOR AMENDMENT OF CERTIFICATE OF SERVICE AUTHORITY
TO PROVIDE BASIC LOCAL, LOCAL EXCHANGE, AND INTEREXCHANGE
TELECOMMUNICATIONS SERVICES AND FOR COMPETITIVE CLASSIFICATION**

Comes now Comcast Phone of Missouri, LLC, d/b/a Comcast Digital Phone (“Comcast Phone-MO” or “Applicant”), by its undersigned counsel, and hereby applies pursuant to Chs. 392.361, 392.410, 392.420, 392.430, 392.450, and 392.455, RSMo, the federal Telecommunications Act of 1996, and 4 CSR 240-2.060, for an amendment to its certificate of service authority to provide basic local, local exchange, and interexchange telecommunications services throughout the State of Missouri, and for designation as a competitive telecommunications carrier.

On July 7, 2005, in Docket No. LA-2005-0417, the Commission granted Applicant a certificate of service authority to provide basic local, local exchange and interexchange telecommunications services in the state of Missouri and classified those services and the Applicant as competitive. In this Amendment, Applicant seeks to expand its certificate and competitive classification to include the exchanges served by incumbent local exchange provider Cass County Telephone. In support of its Application, Comcast Phone-MO states as follows:

1. Comcast Phone-MO is a limited liability company duly organized and existing under and by virtue of the laws of the State of Delaware. Its headquarters and principal place of business are located at 1500 Market Street, Philadelphia, PA 19102-2148, and its telephone number is 215/665-1700. A copy of the Applicant's Certificate of Formation; a copy of the Applicant's Certificate to transact business within the State of Missouri as a foreign business entity; a copy of its Certificate of Good Standing; and a copy of its registration of the fictitious name "Comcast Digital Phone" were filed with the Commission in Docket No. LA-2005-0417 and those documents are incorporated by reference herein, pursuant to 4 CSR 240-060(G).

2. All inquiries, correspondence, communications, pleadings, notices, orders, and decisions relating to the case should be addressed to:

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In addition, please provide copies to:

John G. Sullivan
Vice President and Chief Counsel
Comcast Phone of Missouri, LLC
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Philadelphia, PA 19102
215/320-8816
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John_Sullivan@comcast.com

3. Comcast Phone-MO seeks to amend its Commission certification to provide the telecommunications services described below on a facilities and resold basis to include all

exchanges currently served in Missouri by Cass County Telephone. The exchanges within which Comcast Phone-MO proposes to offer service are listed in that company's local exchange tariffs.

4. Pursuant to this application, Comcast Phone-MO seeks authorization to offer and provide basic local, local exchange, and interexchange telecommunications services, pursuant Ch. 392.430, 392.440, 392.450, and 392.455, RSMo, in the Cass County Telephone exchanges. Initially, Comcast Phone-MO intends to offer local exchange access services, including transport and termination of interexchange and local exchange calls.

5. Comcast Phone-MO possesses the technical, financial, and managerial resources and abilities necessary to provide the proposed services. Description of the backgrounds of Comcast Phone-MO management who will be involved in its business operations and documents demonstrating the Applicant's financial resources were filed with the Commission in Docket No. LA-2005-0417 and those documents are incorporated by reference herein.

6. Comcast Phone-Mo seeks local exchange and interexchange certification in the Cass County Telephone exchanges. The Commission may grant Comcast Phone-Mo a certificate of service authority to provide local exchange and interexchange telecommunications service if the Commission finds such authority to be in the public interest. Ch. 392.440, RSMo. Competition in the intrastate interexchange and local exchange telecommunications markets is in the public interest.

7. Initially, Comcast Phone-MO does not intend to provide basic local telecommunications services in the Cass County Telephone exchanges, but in the event such services are offered, Comcast Phone-MO will offer basic local telecommunications service as a separate and distinct service that satisfies the minimum standards established by the

Commission, will provide service that follows the Cass County Telephone exchange boundaries, and will be no smaller than an exchange, and will give due consideration to equitable access for all Missourians to affordable telecommunications services regardless of their income or place of residence.

8. Comcast Phone-MO seeks classification of itself and its services as competitive. Pursuant to Ch. 392.361.3, RSMo, the Commission may designate a company as competitive if it finds that all of the services the company provides are subject to sufficient competition to justify a lesser degree of regulation, and that such lesser regulation is consistent with the protection of ratepayers and promotes the public interest. As the services which Comcast Phone-MO proposes to provide are local exchange services in the service area of Cass County Telephone, in which that company and many others provide the same or similar services, there is sufficient competition to justify designation of those services as competitive. As all of the services which Comcast Phone-MO proposes to provide should be designated as competitive, Comcast Phone-MO should be designated as a competitive telecommunications company.

9. Comcast Phone-MO commits that it will comply with all applicable Commission rules and will meet all relevant service standards, including, but not limited to billing, quality of service, tariff filing, and maintenance standards, in a manner consistent with the Commission's requirements for incumbent local exchange carrier(s) with which Comcast Phone-MO seeks authority to compete. Consistent with the Commission's treatment of other certificated competitive local exchange telecommunications companies, Comcast Phone-MO requests that the following statutes and regulations be waived for Comcast Phone-MO with respect to its local exchange and interexchange service offerings, pursuant to Ch. 392.361.5 and 392.420, RSMo:

StatutesMissouri Public Service Commission Rules

392.210.2	4 CSR 240-10.020
392.240.1	4 CSR 240-30.040
392.270	4 CSR 240-3.550(5) (C)
392.280	
392.290	
392.300.2	
392.310	
392.320	
392.330	
392.340	

10. The tariffs of Comcast Phone-MO were approved by the Commission on September 13, 2005. Comcast Phone-MO will extend the application of that tariff to the Cass County Telephone service territory upon approval of this Application.

11. Comcast Phone-MO submits that the public interest will be served by Commission approval of this application because Comcast Phone-MO's proposed services will create and enhance competition and expand customer service options in the Cass County Telephone exchanges, consistent with the legislative goals set forth in the federal 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.

12. Consistent with 4 CSR 240-2.060(1)(K), Comcast Phone-MO does not have any pending action or final unsatisfied judgment or decisions against it from any state or federal agency or court which involves customer service or rates, which action, judgment or decision has occurred within 3 years of the date of application.

13. Consistent with 4 CSR 240-2.060(1)(L), Comcast Phone-MO does not have any overdue annual reports or assessment fees.

14. Notwithstanding the provisions of Ch. 392.500, RSMo., as a condition of certification and competitive classification, Comcast Phone-MO agrees that, unless otherwise ordered by the Commission, its 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 whose service area(s) Comcast Phone-MO seeks authority to provide service. Additionally, pursuant to the Commission's Report and Order in Case No. TO-99-596, Comcast Phone-MO agrees that if the ILEC in whose service area Comcast Phone-MO is operating decreases its originating and/or terminating access service rates, Comcast Phone-MO 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 exchange access rates.

WHEREFORE, applicant Comcast Phone of Missouri, LLC, d/b/a Comcast Digital Phone respectfully requests that the Commission amend its certificate of service authority to provide basic local, local exchange, interexchange telecommunications services as herein requested, classify Comcast Phone of Missouri, LLC, d/b/a Comcast Digital Phone as a competitive telecommunications company, grant a waiver of the aforesaid statutes and regulations, and for such other relief as the Commissions deems appropriate.

Respectfully submitted,

/s/ Mark P. Johnson

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ATTORNEYS FOR APPLICANT
COMCAST PHONE OF MISSOURI, LLC

VERIFICATION

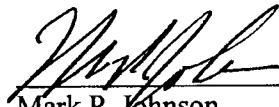
STATE OF MISSOURI)
)
COUNTY OF JACKSON) ss.

Comes now Mark P. Johnson, being of lawful age and duly sworn, who swears and affirms as follows:

1. My name is Mark P. Johnson, and I am an attorney for Comcast Phone of Missouri, LLC, the Applicant herein. I have been authorized by the Applicant to verify this Application on its behalf.

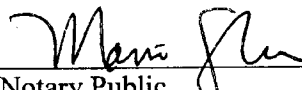
2. I have read the foregoing Application, and its contents are true and correct to the best of my knowledge and belief.

Further affiant sayeth not.



Mark P. Johnson

Subscribed and sworn to before me this 17th day of October, 2005.



Notary Public

My commission expires:

