

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

In the Matter of the Application of)	
Twin City Capital, LLC d/b/a American)	
Select for Certificate of Service Authority)	
to Provide Intrastate Interexchange and)	Case No. XA-2011-0110
Non-Switched Local Exchange)	Tracking No. YX-2011-0215
Telecommunications Services within the)	
State of Missouri and for Competitive)	
Classification.)	

**APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY
AND FOR COMPETITIVE CLASSIFICATION**

Comes now Twin City Capital, LLC d/b/a American Select ("American Select" or "Applicant"), by undersigned counsel, and pursuant to Sections 392.245.5 (8), 392.361, 392.410, 392.420, 392.430, 392.440 RSMo, and 4 CSR 240-2.060 and 4 CSR 240-3.510, and files this verified Application for certificate of service authority to provide competitive interexchange and non-switched local exchange telecommunications service, requesting that the Missouri Public Service Commission (hereinafter "the Commission") issue an order that:

- (a) grants Applicant certificate of service authority to provide intrastate resold, interexchange and non-switched local exchange telecommunications services, pursuant to Chapter 392 RSMo;
- (b) grants competitive status to Applicant and Applicant's requested services;
- (c) waives certain Commission rules and statutory provisions pursuant to Sections 392.245.5 (8), 392.420 and 392.361 RSMo.

In support of its request, Applicant states as follows:

1. Applicant is a limited liability company formed and operating under the laws of the State of Minnesota and is duly authorized to transact business in the State of Missouri.

The nature of the business performed by Applicant is telecommunications. Pursuant to 4 CSR 240-2.060 (1) (C), a certificate of registration from the Missouri Secretary of State's Office is attached hereto and incorporated herein by reference as **Appendix A**. Applicant's principal place of business is:

Twin City Capital, LLC d/b/a American Select
7300 Hudson Blvd N, #265
Oakland, MN 55128.
Tel: (651) 649-3575
Fax: (651) 649-3580

2. All communications, notices, orders and decisions relating to this Application and proceeding should be addressed to:

William D. Steinmeier
William D. Steinmeier, P.C.
2031 Tower Drive
Jefferson City, Missouri 65109

Tel: (573) 659-8672
Fax: (573) 636-2305
Email: wds@wdspc.com

Patrick D. Crocker
Crocker & Crocker, P.C.
The Kalamazoo Building
107 W. Michigan Avenue, 4th Floor
Kalamazoo, Michigan 49007-4752

Tel: (269) 381-8893
Fax: (269) 381-4855
Email: patrick@crockerlawfirm.com

Questions concerning Applicant's ongoing operations should be directed to Mr. Crocker at the above address and phone number. Questions regarding Applicant's proposed tariff should be directed to Mr. Steinmeier.

3. By this Application, Applicant proposes to provide various types of intrastate interexchange and non-switched local exchange (dedicated private line) telecommunications services throughout the state of Missouri on a resold basis. Specifically, Applicant seeks authority to provide a full range of "1+" interexchange services, MTS, out-WATS, in-WATS, and Calling Card Services, and where appropriate, non-switched local exchange/private line services. Applicant will provide telecommunications services to residential and business customers. Applicant provides

high quality transmission services with very competitive rates, flexible end user billing, professional customer service and excellent reporting to create a unique blend, which meets individualized needs of such customers. Applicant will arrange for the traffic of underlying subscribers to be routed directly over the networks of Applicant's network providers.

4. Applicant requests that the Company and all American Select services proposed herein be classified as competitive with accompanying reduced regulation pursuant to Section 392.361 RSMo and 4 CSR 240-3.510(1)(A). Applicant believes that American Select proposed services will be subject to sufficient competition to justify a lesser degree of regulation and that granting this request will allow greater price and service options for telephone users.

5. As a new market entrant, Applicant requests streamlined regulatory treatment afforded similarly situated telecommunications carriers in Missouri. Likewise, to the extent the Commission has granted other competitive interexchange and local exchange carriers waiver of certain of the Commission's rules and regulations, Applicant respectfully requests that it be granted the same waivers.

6. Consistent with the Commission's treatment of other certificated telecommunications companies¹, Applicant respectfully requests that, pursuant to §392.245.5 (8), §392.361.5 and §392.420, RSMo, the following statutes and regulations be waived with respect to American Select interexchange and non-switched local exchange service offerings:

¹ These requested waivers are consistent with those granted by the Commission to other Interexchange/non-switched local exchange telecommunications carriers in the recent past, including: Common Point, LLC, File No. LA-2009-0278 (effective March 28, 2009); and Kingdom Telecommunications, Inc., File No. LA-2010-0144 (effective December 21, 2009).

STATUTES

- § 392.210.2 Accounting requirements (system of accounts)
- § 392.240.1 Reasonableness of rates
- § 392.270 Accounting requirements (valuation of property)
- § 392.280 Accounting requirements (depreciation rates/accounts)
- § 392.290 Issuance of stocks, bonds and other indebtedness
- § 392.300 Transfer of property and ownership of stock
- § 392.310 Approval of issuing stocks, bonds and other indebtedness
- § 392.320 Certificate of Commission to be recorded-stock dividends
- § 392.330 Accounting requirements (proceeds of sales of stock, bonds, etc.)
- § 392.340 Company reorganization

COMMISSION RULES

- 4 CSR 240-3.550(4), (5)(A) Held order records, quality of service reports
- 4 CSR 240-10.020 Depreciation Records
- 4 CSR 240-30.040 Uniform System of Accounts
- 4 CSR 240-32.060 Engineering and maintenance
- 4 CSR 240-32.070 Quality of Service
- 4 CSR 240-32.080 Service objectives and surveillance levels
- 4 CSR 240-33.040(1-3) and (5-10) Billing and payment standards
- 4 CSR 240-33.045 Clear identification and placement of charges on bills
- 4 CSR 240-33.080(1) Company name and toll-free number on bills
- 4 CSR 240-33.130(1), (4) and (5) Operator service requirements

7. Applicant will comply fully with all applicable Commission rules except those that are specifically waived by the Commission pursuant to the Company's request herein. To the extent that the Commission may modify its waiver policies in the future, Applicant respectfully reserves the right to seek additional waivers accordingly.

8. Applicant acknowledges 4 CSR 240-3.510(1)(C), which requires that a tariff and any applicable interconnection agreements must be filed with the Commission and approved before service can be provided. Applicant is separately filing American Select proposed interexchange (IXC) and non-switched local exchange (LE) tariff, designated as P.S.C. Mo. No. 1. Applicant's proposed tariff contains the rules, conditions and description of services and rates, and bears an effective date forty-five (45) days after the issued date. Applicant respectfully requests approval of American Select IXC and non-switched local exchange tariff, P.S.C. Mo. No. 1.

9. Pursuant to 4 CSR 240-2.060 (1) (K), Applicant states that it does not have any pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of this Application.

10. Pursuant to 4 CSR 240-2.060 (1) (L), Applicant states that no Commission annual report or assessment fees are overdue.

11. Applicant is financially capable of providing the services proposed. Applicant also possesses the technical and managerial expertise and experience necessary to provide the services it proposes to offer at standards that will meet or exceed all service standards established by the Commission.

12. Applicant submits that the public interest will be served by Commission approval of this application because Applicant's proposed services will create and enhance competition and expand customer service options 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.

13. Applicant acknowledges that 4 CSR 240-4.020 (2) requires any regulated entity to give 60-days' notice prior to filing any case "likely to be a contested case." 4 CSR 240-4.020 (2) (B) provides that a party may request a waiver of that section for good cause. Applicant hereby requests a waiver of the 60-day notice requirement because: (1) this application is unlikely to result in a hearing; (2) the typical non-contested nature of this type of application provides good cause for waiving the requirement; and (3) no communication has occurred with the Commission within the scope of 4 CSR 240-4 prior to the filing of this Application.

WHEREFORE, Twin City Capital, LLC d/b/a American Select respectfully requests that the Commission: (1) grant it certificate of service authority to provide intrastate interexchange and non-switched local exchange telecommunications services within the State of Missouri; (2) grant Applicant and its proposed services competitive status; (3) waive the application of the above-referenced statutes and Commission rules; (4) approve American Select's separately-submitted tariff; and (5) grant a waiver of 4 CSR 240-4.020(2) if deemed applicable.

Respectfully submitted,

/s/ William D. Steinmeier

William D. Steinmeier, MoBar #25689

WILLIAM D. STEINMEIER, P.C.

2031 Tower Drive

P.O. Box 104595

Jefferson City, MO 65110-4595

Phone: (573) 659-8672

Fax: (573) 636-2305

Email: wds@wdspsc.com

ATTORNEY FOR TWIN CITY CAPITAL, LLC
D/B/A AMERICAN SELECT

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Verified Application has been served electronically on the General Counsel's Office and the Office of the Public Counsel this 22nd day of October 2010.

/s/ William D. Steinmeier

William D. Steinmeier

APPENDIX A

Missouri Secretary of State Certificate of Registration

STATE OF MISSOURI



Robin Carnahan
Secretary of State

CERTIFICATE OF REGISTRATION FOREIGN LIMITED LIABILITY COMPANY

WHEREAS,

TWIN CITY CAPITAL, LLC
FL1043680

Using in Missouri the name

TWIN CITY CAPITAL, LLC

and existing under the laws of the State of Minnesota has filed with this state its Application for Registration and whereas this Application for Registration conforms to the Missouri Limited Company Act.

NOW, THEREFORE, I, ROBIN CARNAHAN, Secretary of State of the State of Missouri, by virtue of authority vested in me by law, do hereby certify and declare that on the 12th day of March, 2010, the above Foreign Limited Liability Company is duly authorized to transact business in the State of Missouri and is entitled to any rights granted Limited Liability Companies.

IN TESTIMONY WHEREOF, I hereunto
set my hand and cause to be affixed the
GREAT SEAL of the State of Missouri.
Done at the City of Jefferson, this
12th day of March, 2010.


Secretary of State



VERIFICATION

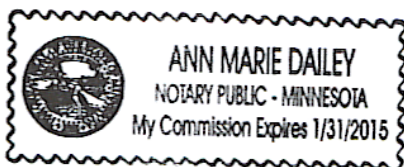
Jon Greene, Managing Member for TWIN CITY CAPITAL, LLC D/B/A AMERICAN SELECT first being duly sworn on oath, deposes and says that he has read the foregoing Application and verifies that the statements made therein are true and correct to the best of his knowledge, information and belief.

TWIN CITY CAPITAL, LLC
D/B/A AMERICAN SELECT

By: _____

Jon Greene
TWIN CITY CAPITAL, LLC
D/B/A AMERICAN SELECT
Its: Managing Member

The foregoing instrument was acknowledged before me this 7th day of October,
2010 by Jon Greene.



Notary Public:
Commission Expires: 1-31-2015
County of: Ramsey State: MN