

HENDREN AND ANDRAE, L.L.C.  
ATTORNEYS AT LAW

RIVERVIEW OFFICE CENTER  
221 BOLIVAR STREET, SUITE 300  
P.O. BOX 1069

JEFFERSON CITY, MISSOURI 65102

www.hendrenandrae.com

(573) 636-8135

(573) 636-5226 (Facsimile)

HENRY ANDRAE (Retired)

JOHN H. HENDREN (1907-1988)  
CHARLES H. HOWARD (1925-1970)  
JOHN E. BURRUSS, JR. (1933-1985)  
GERALD E. ROARK (1956-1995)

E-MAIL

richardb@hendrenandrae.com

RICHARD S. BROWNLEE III  
MICHAEL A. DALLMEYER  
DOUGLAS L. VAN CAMP  
MICHAEL G. BERRY  
JOHN W. KUEBLER  
SARA C. MICHAEL  
RODNEY D. GRAY  
SHANE L. FARROW  
KEITH A. WENZEL  
KELLIE R. BERTELS  
DANIEL W. FOLLETT  
CARI D. COLLINS

October 22, 2003

FILED

OCT 22 2003

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Executive Secretary  
Missouri Public Service Commission  
200 Madison Street, PO Box 360  
Jefferson City, MO 65102-0360

RE: In the Matter of the Application of Dial-Around  
Telecom, Inc. for a Certificate of Authority to  
Provide Interexchange Telecommunications Services in  
the State of Missouri  
Case No. XA-2004-0085  
Tariff File No. YX-2004-0318

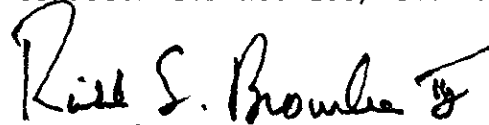
Dear Mr. Roberts:

Enclosed please find for filing the original plus five (5)  
copies of the substitute sheet 40 of the tariff filed on behalf  
of Dial-Around Telecom, Inc., in the above-captioned matter.  
The purpose of this filing is to revise the requested statutory  
and regulatory waivers to comply with the Second Amended  
Application filed this date with the Commission.

If you should have any questions concerning the enclosed  
filing, please do not hesitate to contact me. Thank you.

Very truly yours,

HENDREN AND ANDRAE, L.L.C.

  
Richard S. Brownlee, III

RSB\sa  
Enclosures  
Public Counsel  
General Counsel  
Mark Angell

---

INTRASTATE TELECOMMUNICATION SERVICES

---

**SECTION 5.0 – STATEMENT OF COMPETITIVE CARRIER STATUS**

Dial-Around Telecom, Inc. is classified as a competitive telecommunications company in the state of Missouri for which the following statutory and regulatory requirements are waived.

- |                       |  |
|-----------------------|--|
| 4 CSR 240-3.545(2)(C) | - Filing Requirements for Telecommunications<br>Company Rate Schedules |
| 4 CSR 240-10.020      | - Depreciation fund income   |
| 4 CSR 240.30.040      | - Uniform system of accounts   |
| 4 CSR 240-33.030      | - Minimum charge rule  |
| Section 392.210.2     | - System of Accounts   |
| Section 392.240(1)    | - Rates—reasonable average return on investment                        |
| Section 392.270       | - Property rates   |
| Section 392.280       | - Depreciation rates   |
| Section 392.290       | - Issuance of securities   |
| Section 392.300.2     | - Stock ownership and bonds  |
| Section 392.310       | - Issuance of stocks and bonds   |
| Section 392.320       | - Stock dividends  |
| Section 392.330       | - Issuance of securities, debt and notes                               |
| Section 392.340       | - Reorganization   |

---

Issued: September 15, 2003

Effective Date: October 29, 2003

By:

Mark J. Angell, General Counsel  
1075 Rosewood Drive  
Grapeview, TX 76051