

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

In the Matter of the Application of)	
IRU Networks, LLC for a Certificate of)	
Service Authority to Provide Interexchange)	<u>File No. XA-2017-0301</u>
Telecommunications Services and to)	
Classify Such Services and the Company)	
as Competitive)	

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission and for its recommendation, states as follows:

1. On May 18, 2017, IRU Networks, LLC (“the Company”) applied for a certificate of service authority to provide interexchange telecommunications service in the State of Missouri.

2. The Application included sufficient information for the Staff to conclude that the Company possesses sufficient financial, technical and managerial resources to be certificated.

3. In lieu of a Memorandum, the Staff herein recommends that the Commission grant the Company’s request for interexchange telecommunications service authority. The Commission shall grant an application for a certificate of telecommunications service authority upon a finding that the grant of authority is in the public interest. §§ 392.430 and 392.440 RSMo 2000.

4. The Staff also recommends that the Commission classify the Company’s services as competitive.

5. The Staff further recommends that the Commission state in its order that, pursuant to §392.410, the authority conferred by the certificate of service authority shall be null and void unless it is exercised within one year of its issuance.

6. The Company submitted a tariff (Tracking No. YX-2017-0243) requesting waiver of the following rules and regulations:

- 392.210.2 Establish Uniform System of Accounts for Annual reports
- 392.240(1) Setting just and reasonable rates
- 392.270 Ascertain Property values
- 392.280 Establish Depreciation accounts
- 392.290 Issuance of securities
- 392.300.2 Acquisition of stock
- 392.310 Issuance of stock and debt
- 392.320 Stock Dividend Payment
- 392.330 Issuance of securities, debts and notes
- 392.340 Reorganization(s)
- 4 CSR 240-10.020 Depreciation fund income
- 4 CSR 240-30.040 Uniform System of Accounts

Staff recommends that the tariff be approved with the requested waivers.

7. The Company is not delinquent in filing an annual report, paying the PSC assessment, MoUSF, and Relay Missouri.

8. The Staff recommends that the application be granted with the following conditions:

The Company will undertake all necessary measures to ensure its contracts with underlying carriers do not contain provisions preventing delivery of traffic to any telephone exchange area of Missouri. Such measures include but are not limited to:

1) Prevention of call blocking and/or call gapping based on the cost of traffic termination.

2) Preventing the alteration or stripping of Calling Party Number identification.

3) Ensuring sufficient network capacity exists to process all traffic according to industry accepted practices.

9. Pursuant to §392.461 RSMo Supp. 2012, the company is not subject to Commission rules pertaining to the installation, provisioning or termination of retail service unless it elects, in written notice to the Commission, to be subject to such rules.

WHEREFORE, the Staff recommends that the Commission grant IRU Networks, LLC's Application for interexchange telecommunications service authority and approve their initial tariff on the conditions set forth above.

Respectfully submitted,

/s/ Casi Aslin

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 13th day of June, 2017.

/s/ Casi Aslin