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November 19, 2003

The Honorable Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102-0360

**FILED**

**NOV 19 2003**

**Missouri Public  
Service Commission**

Re: Advanced Telemanagement Group, Inc.  
Case No. XA-2004-0161

Dear Judge Roberts:

Enclosed for filing in the referenced matter please find the original and five copies of a Motion for Leave to Amend Application. I also enclose for filing a First Amended Application, without the exhibits. I suggest that the Commission refer to the original application for reference to those exhibits.

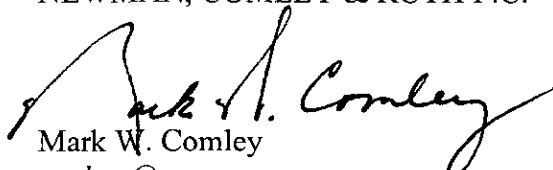
Would you please bring this filing to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this matter. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:

  
Mark W. Comley  
comleywm@ncrpc.com

MWC:ab

Enclosure

cc: Office of Public Counsel  
General Counsel's Office  
Bob Maguire  
Judith A. Riley

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED

NOV 19 2003

Missouri Public  
Service Commission

In the matter of the application of )  
Advanced Telemanagement Group, Inc. for a )  
certificate of service authority to provide ) Case No. XA-2004-0161  
interexchange and non-switched local )  
telecommunications services and for )  
competitive classification )

**FIRST AMENDED APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY  
TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICES**

Advanced Telemanagement Group, Inc. (Applicant), an Arizona corporation, files this verified first amended application respectfully requesting that the Missouri Public Service Commission (Commission) issue an order that:

- (a) grants Applicant a Certificate of Service Authority to provide interexchange and non-switched local telecommunications services pursuant to Chapter 392 of the Missouri Revised Statutes;
- (b) grants competitive status to Applicant; and
- (c) waives certain Commission rules and statutory provisions pursuant to Section 392.420, RSMo, 2000.

In support of its request, Applicant states:

1. The legal name and principal office or place of business of the Applicant are:

Advanced Telemanagement Group, Inc.  
8912 East Pinnacle Peak Rd, Suite 423  
Scottsdale, AZ 85255  
Telephone: (480) 515-9200

A copy of the Certificate of Authority from the Missouri Secretary of State to transact business in Missouri was attached to the initial Application as Exhibit I, and it is incorporated by reference herein as if attached and fully set forth herein.

2. The name and address of Applicant's in-state attorney is:

Mark W. Comley  
Newman, Comley & Ruth P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537  
573/634-2266  
573/636-3306 FAX  
comleym@ncrpc.com

3. Correspondence or communications pertaining to this Application should be addressed to:

Mark W. Comley  
Newman, Comley & Ruth, P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, MO 65102  
Telephone: 573/634-2266  
FAX: 573/636-3306  
Email: comleym@ncrpr.com

AND

Judith A. Riley, Regulatory Consultant  
2912 Lakeside Dr.  
Oklahoma City, OK 73120  
Telephone: 405/755-8177  
FAX: 405/755-8377  
Email: jriley@telecompliance.net

4. Applicant proposes to provide interexchange and non-switched local telecommunications services within the State of Missouri and they are generally described on Exhibit II, which was attached to its initial Application, and it is incorporated by reference herein as if attached and fully set forth herein. Applicant proposes to provide service to prospective customers throughout the State of Missouri.

5. Applicant will provide its services through the resale of its underlying carriers.

6. Applicant is currently certificated and providing intrastate services in nine states as well as interstate and international services. Applicant has the technical and managerial expertise to provide intrastate toll services within the State of Missouri. Summaries of the business and managerial

experience of Applicant's principals were provided in Exhibit III attached to its initial Application, and it is incorporated by reference herein as if attached and fully set forth herein. Applicant is in the process of filing for intrastate long distance authority throughout the United States. Applicant has not been denied authorization by any state.

7. Applicant has the financial soundness and ability to provide intrastate toll services within the State of Missouri.

8. Applicant's proposed tariff was attached as Exhibit IV to its initial Application, and it is incorporated by reference herein as if attached and fully set forth herein. The proposed tariff, which has a 45-day effective date, contains the rules and regulations applicable to its customers, a description of the services offered, and a list of rates associated with such services. Applicant has extended the effective date of the proposed tariff to December 21, 2003.

9. Neither Applicant nor any person identified in this Application has a pending action or final unsatisfied judgment or decision against it or them from any state or federal agency or court which involves customer service or rates, within the past three (3) years.

10. Applicant hereby certifies that it has no overdue annual reports or assessment fees.

11. Applicant believes that granting the requested certificate is in the public interest for the following reasons:

(a) Applicant's proposed intrastate telecommunications services are developed to serve the long distance needs of subscribers who can not otherwise realize similar cost savings through major carriers.

(b) An increase in the traffic generated through provision of Applicant's proposed intrastate services over existing major carriers' communications facilities will improve the efficiency and reduce major carriers' costs in provision of these services.

(c) The public will benefit from greater consumer choice created through the broadening of innovative telecommunications service alternatives and ongoing affordable rates maintained by the additional competitive pressure placed on other competitors.

(d) Local Exchange Carriers will realize greater access charge revenues through the increase in traffic utilizing local access.

12. Applicant requests classification as a competitive telecommunications company within the State of Missouri. Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation. Granting of this application will allow greater price and service options for telecommunication users.

13. Applicant also requests, pursuant to Section 392.420, RSMo 2000, that the Commission waive the application of the following rules and statutory provisions as it relates to the regulation of Applicant:

#### STATUTES

392.210.2	-	Uniform System of Accounts
392.240(1)	-	Just & Reasonable Rates
392.270	-	Ascertain Property Values
392.280	-	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 & notes
392.340	-	Reorganizations

#### REGULATIONS

4 CSR 240-3.545(2)(C)	-	Rate schedules should be posted at central office
4 CSR 240-10.020	-	Depreciation fund income
4 CSR 240-30.040	-	Uniform system of accounts
4 CSR 240-33.030	-	Inform customers of lowest price

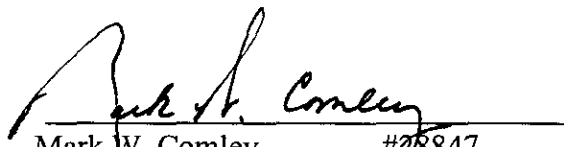
The above-referenced rules and statutory provisions have been waived for other interexchange

and non-switched local carriers in prior cases. Advanced Telemanagement Group, Inc. would like to receive the same allowances as the other companies that have received these waivers.

14. Applicant, pursuant to Section 386.570, RSMo 2000, will comply with all applicable Commission rules except those which are specifically waived by the Commission pursuant to a request filed by the Applicant.

WHEREFORE, Applicant respectfully requests that the Missouri Public Service Commission grant it a certificate of service authority to provide interexchange and non-switched local telecommunications services within the State of Missouri. Applicant also requests classification as a competitive telecommunications company. In addition Applicant requests a waiver of the above-referenced rules and statutory provisions.

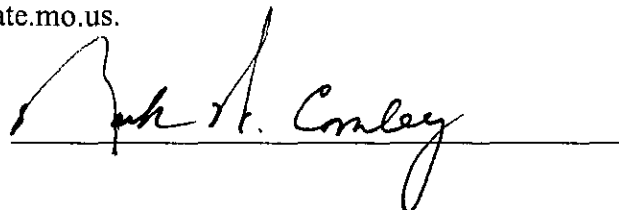
Respectfully submitted,

  
Mark W. Comley #28847  
NEWMAN, COMLEY & RUTHERFORD P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537  
(573) 634-2266  
(573) 636-3306 FAX

Attorneys for Advanced Telemanagement Group, Inc.

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 19<sup>th</sup> day of November, 2003, to General Counsel's Office at [gencounsel@psc.state.mo.us](mailto:gencounsel@psc.state.mo.us); and Office of Public Counsel at [opcservice@ded.state.mo.us](mailto:opcservice@ded.state.mo.us).



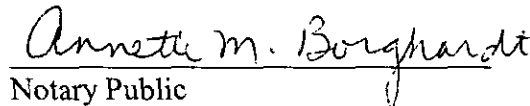
ATTORNEY VERIFICATION

STATE OF MISSOURI     )  
                                  ) ss.  
COUNTY OF COLE       )

I, Mark W. Comley, being first duly sworn, do hereby certify, depose and state that I am the attorney for Advanced Telemanagement Group, Inc., applicant in this proceeding; that I have read the above and foregoing Application and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicant.

  
Mark W. Comley

Subscribed and sworn to before me, a Notary Public, this 19<sup>th</sup> day of November, 2003.

  
Notary Public

