

In the Matter of the Application of Pelzer Communications Corporation for a Certificate of Service Authority to Provide Interexchange Telecommunications Services and to Classify Such Services and the Company as Competitive.)
)
) Case No. XA-2007-0110
) Tariff No. YX-2007-0189
)

¹ All statutory references are to the Revised Statutes of Missouri (RSMo), revision of 2000, unless otherwise indicated.

wishing to intervene to file their requests by October 18, 2006. No requests for intervention were filed.

Pelzer filed a proposed tariff in conjunction with its application and filed substitute sheets on September 21, 2006. The tariff's effective date is November 5, 2006. Pelzer's tariff describes the rates, rules, and regulations it intends to use, identifies Pelzer as a competitive company, and lists the waivers requested. Pelzer intends to provide interexchange telecommunications services including direct outbound dialing (1+ and 101XXXX), 800 and 888 (inbound Toll-Free), travel cards, and prepaid calling card services.

In its Memorandum filed on October 20, 2006, the Staff of the Commission recommended that the Commission grant Pelzer a certificate of service authority, competitive status, and waiver of the statutes and rules listed in the Notice. Staff recommended that the Commission approve the proposed tariff as amended to become effective on November 5, 2006.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and Pelzer shall be granted a certificate of service authority. The Commission finds that the services Pelzer proposes to offer are competitive, and Pelzer shall be classified as a competitive company. The Commission finds that waiving the statutes and Commission rules set out in the ordered paragraph below is reasonable and not detrimental to the public interest.

The Commission finds that Pelzer's proposed tariff details the services, equipment, and pricing it proposes to offer. The Commission finds that the proposed tariff

filed on September 21, 2006, shall be approved as amended to become effective on November 5, 2006.

The Commission reminds the company that failure to comply with its regulatory obligations may result in the assessment of penalties against it. These regulatory obligations include, but are not limited to, the following:

A) The obligation to file an annual report, as established by Section 392.210, RSMo 2000. Failure to comply with this obligation will make the utility liable to a penalty of \$100 per day for each day that the violation continues. 4 CSR 240-3.540 requires telecommunications utilities to file their annual report on or before April 15 of each year.

B) The obligation to pay an annual assessment fee established by the Commission, as required by Section 386.370, RSMo 2000.

C) The obligation to comply with all relevant laws and regulations, as well as orders issued by the Commission. If the company fails to comply, it is subject to penalties for noncompliance ranging from \$100 to \$2,000 per day of noncompliance, pursuant to Section 386.570, RSMo 2000.

D) The obligation to keep the Commission informed of its current address and telephone number.

Furthermore, the company is reminded that, if it is a corporation, non-attorneys may not represent the company before the Commission. Instead, the corporation must be represented by an attorney licensed to practice law in Missouri.

In addition, the company is reminded that Section 392.410.5, RSMo Supp. 2005, renders the company's certificate of service authority null and void one year from the date of this order unless it has exercised its authority under that certificate.

IT IS ORDERED THAT:

1. Pelzer Communications Corporation is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to all applicable statutes and Commission rules except as specified in this order.

2. The certification granted herein is conditioned upon the company's compliance with the regulatory obligations in this order.

3. Pelzer Communications Corporation is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules shall be waived:

Statutes

- 392.210.2 - uniform system of accounts
- 392.240.1 - rates-rentals-service & physical connections
- 392.270 - valuation of property (ratemaking)
- 392.280 - depreciation accounts
- 392.290 - issuance of securities
- 392.300.2 - acquisition of stock
- 392.310 - stock and debt issuance
- 392.320 - stock dividend payment
- 392.330 - issuance of securities, debts and notes
- 392.340 - reorganization(s)

Commission Rules

- 4 CSR 240-10.020 - depreciation fund income
- 4 CSR 240-30.040 - uniform system of accounts

4. The tariff filed by Pelzer Communications Corporation on September 21, 2006, under tariff number YX-2007-0189, is approved as amended to become effective on November 5, 2006. The tariff approved is:

P.S.C. MO. TARIFF NO. 1
Original Sheet 1 through Original Sheet 32

5. This order shall become effective on November 5, 2006.
6. This case may be closed on November 6, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Cherlyn Voss, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 23rd day of October, 2006.