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April 13, 2005

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

FILED

APR 13 2005

Missouri Public
Service Commission

Re: Case No. CA-2005-0354

Dear Judge Roberts:

Enclosed for filing please find the original and five copies of a Supplement and Amendment by Interlineation to Application.

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

Please contact me if you have any questions regarding this filing. Thank you for your attention to this matter.

Sincerely,

NEWMAN, COMLEY & RUTH P.C.

By:


Mark W. Comley

MWC:ab

Enclosure

cc: Office of Public Counsel
General Counsel's Office
Karly E. Baraga

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

APR 13 2005

Missouri Public
Service Commission

In the Matter of the Application of)
)
KMC Data LLC)
)
for Re-Establishment and Expansion)
of its Certificate of Service)
Authority to Provide Basic Local)
Telecommunication Services)
in the State of Missouri and to)
Classify Such Services and the Company)
As Competitive)

Case No. CA-2005-0354

SUPPLEMENT AND AMENDMENT BY
INTERLINEATION TO APPLICATION

Comes now, KMC Data LLC ("KMC Data," "Applicant" or "Company"), by its undersigned counsel, pursuant to 4 CSR 240-2.080(14), and in supplement and amendment to its filed application in the referenced matter submits the following:

1. KMC has no overdue annual reports or assessment fees.
2. KMC will offer its basic local service as a separate and distinct service in accordance with Section 392.455(4) RSMo.
3. Section 392.240(1) should be added and Rule 4 CSR 240-32.050(3)-(6) should be removed from the waivers listed in paragraph 21 of the original application. Accordingly, paragraph 21 is amended to read as follows:

21. KMC Data is willing to comply with all applicable Commission rules, and is willing to meet all relevant service standards, including but not limited to, billing, quality of service, and tariff filing and maintenance. However, consistent with the Commission's treatment of other certificated competitive local exchange telecommunications

companies, KMC Data requests that the following statutes and regulations be waived for its basic local exchange telecommunications service offerings, in accordance with MO. REV. STAT. § 392.420 and MO. CODE REGS. ANN. tit. 4 § 240-32.010(2):

STATUTES

MO. REV. STAT. § 392.210.2	--	Uniform System of Accounts
MO. REV. STAT. § 392.240(1)	--	Just & Reasonable Rates
MO. REV. STAT. § 392.270	--	Valuation of Property (Ratemaking)
MO. REV. STAT. § 392.280	--	Depreciation Accounts
MO. REV. STAT. § 392.290	--	Issuance of Stocks and Bonds
MO. REV. STAT. § 392.300.2	--	Acquisition of Stock
MO. REV. STAT. § 392.310	--	Stock and Debt Issuance
MO. REV. STAT. § 392.320	--	Stock Dividend Payment
MO. REV. STAT. § 392.330	--	Issuance of Securities, Debts and Notes
MO. REV. STAT. § 392.340	--	Reorganization(s)

RULES

MO. CODE REGS. ANN. tit. 4 § 240-3.550(5)(c)	--	Exchange Boundary Maps
MO. CODE REGS. ANN. tit. 4 § 240-10.020	--	Income on Depreciation Fund Investments
MO. CODE REGS. ANN. tit. 4 § 240-30.040	--	Uniform System of Accounts

WHEREFORE, Applicant respectfully requests the Commission to consider the above in supplement to its filed application in the referenced matter, further considering said application amended to the extent altered or modified by the above, and incorporates by reference herein the prayer for relief in its filed application.

Respectfully submitted,

KMC Data LLC

By: 

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Its Attorneys

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 13th day of April, 2005, to General Counsel's Office at gencounsel@psc.state.mo.us; Office of Public Counsel at opcservice@ded.state.mo.us.

