

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Cincinnati Bell Any Distance Inc. for a Certificate of Service Authority to Provide Basic Local and Non-Switched Local Exchange Telecommunications Services in the State of Missouri and to Classify Said Services and the Company as Competitive )  
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**File No. CA-2010-0098**

## ORDER DIRECTING FILING

Issue Date: October 22, 2009

Effective Date: October 22, 2009

In its application for authority to provide basic local and non-switched local exchange services, Cincinnati Bell Any Distance Inc. requested that certain statutes and Commission rules be waived. In its notice of applications, however, the Commission listed certain standard waivers, but did not include all of the waivers requested by the company. Finally, in the order granting the requested relief, the Commission waives those statutes and rules listed in the notice of application. The following statute and rules were requested to be waived but were not:

Section 392.300.1 RSMo

Commission Rules – 4 CSR 240-3.550(4)  
4 CSR 240-3.550(5)(A)  
4 CSR 240-32.060  
4 CSR 240-32.070  
4 CSR 240-32.080  
4 CSR 240-33.030  
4 CSR 240-33.040(1) through (3) and (5) through (10)  
4 CSR 240-33.045  
4 CSR 240-33.080(1)  
4 CSR 240-33.130(1)  
4 CSR 240-33.130(4) and  
4 CSR 240-33.130(5)

The Commission will require the Staff of the Commission to file a pleading stating whether it recommends that in addition to the statutes and rules already waived, those set out above should also be waived.

**THE COMMISSION ORDERS THAT:**

1. The Staff of the Commission shall file no later than November 2, 2009, a pleading as described in the body of this order.
2. This order shall become effective upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Kennard L. Jones, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 22nd day of October, 2009.