

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

In the Matter of the Application of)	
Access Fiber Group, Inc. for)	
Certificate of Service Authority to Provide)	
Basic Local Exchange, Non-Switched Local)	Case No. TA-2010-0283
Exchange and Interexchange)	
Telecommunications Services in the)	
State of Missouri and to Classify Said)	
Services and the Company as Competitive)	

APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY

COMES NOW Access Fiber Group, Inc. ("Applicant" or "AFG"), by its undersigned counsel, and pursuant to Sections 392.245.5 (8), 392.361, 392.410, 392.420, 392.430, 392.440 and 392.450 RSMo., the Federal Telecommunications Act of 1996, 4 CSR 240-2.060 and 4 CSR 240-3.510, and files this verified Application requesting that the Missouri Public Service Commission (hereinafter, "the Commission") issue an order that:

- (a) grants Applicant certificate of service authority to provide basic local exchange, non-switched local exchange and interexchange telecommunications services, pursuant to Chapter 392 RSMo;
- (b) grants competitive status to Applicant and Applicant's requested services; and
- (c) waives certain Commission rules and statutory provisions pursuant to Sections 392.420, 392.361 and 392.245.5 (8), RSMo, consistent with the Commission's past treatment of other certificated providers of competitive telecommunications services, including the "new" waivers provided for in HB 1779 (2008).

In support of its Application, AFG states as follows:

1. Access Fiber Group, Inc. is a "C" corporation duly organized and existing under and by virtue of the laws of the State of Delaware, and is duly authorized to conduct business in Missouri. The nature of Applicant's business is telecommunications. Applicant's principal place of business is 201 Summit Parkway, Birmingham, Alabama (AL) 35209. Its

telephone number is 205-271-2477 and its fax number is (205) 940-9067. Pursuant to 4 CSR 240-2.060(1)(C), a Certificate of Good Standing, issued by the Missouri Secretary of State, is attached hereto as **Exhibit A**.

2. All correspondence, communications, pleadings, notices, orders and decisions relating to this Application should be addressed to:

William D. Steinmeier
WILLIAM D. STEINMEIER, P.C.
2031 Tower Drive
P.O. Box 104595
Jefferson City, Missouri (MO) 65110-4595
Telephone: (573) 659-8672
Facsimile: (573) 636-2305
Email: wds@wdspsc.com

With a copy to:

Daniel T. Moore
President and CEO
Access Fiber Group, Inc.
201 Summit Parkway
Birmingham, AL 35209
Telephone: (205) 271-2477
Facsimile: (205) 940-9067
Email: dan.moore@accessfiber.com

All inquiries or communications regarding the ongoing operations of Access Fiber should be addressed to:

Tony Vande Linde
Business Operations Manager
Access Fiber Group, Inc.
201 Summit Parkway
Birmingham, AL 35209
Telephone: (205)-271-8420
Facsimile: (205)-940-9067
Email: Tony.vandelinde@accessfiber.com

3. By this Application, AFG requests a certificate of service authority to provide competitive basic local exchange services to customers throughout all exchanges in the

state of Missouri of all incumbent local exchange companies (ILECs). The exchanges in which AFG seeks authority are listed in the approved tariffs of the ILECs, and will be listed in Applicant's tariff. AFG's proposed service areas will follow the respective exchange boundaries of each incumbent LEC and shall be no smaller than an exchange as required by Section 392.455(3) RSMo.

4 Upon certification, Applicant will offer services that include non-switched local exchange telecommunications services, intraLATA, and interLATA interexchange telecommunication services, including non-switched, private line services, facilities-based point-to-point, and point-to-multipoint, and multipoint-to-multipoint services and dark fiber, conduit, innerduct and last-mile dedicated connectivity for the provision of voice, data and information services to and between telecommunications service providers and business customers, through the installation, construction, lease, management and sale of fiber optics networks in the State of Missouri. Applicant plans to deploy metropolitan fiber optic networks in Missouri, and to lease and sell the dark fiber, innerduct and/or conduit that comprise these networks to telecommunication service providers and business customers.

5. Applicant possesses the technical and managerial expertise and experience necessary to provide the services it proposes as required by Section 392.455(1), RSMo. Information concerning Applicant's principal management employees and their qualifications is attached hereto and incorporated herein as **Exhibit B**.

6. Applicant possesses the necessary financial resources and abilities to provide the services it proposes as required by Section 392.455(1), RSMo and has the necessary capital to conduct its proposed operations in Missouri. Applicant's financial statements are filed separately, with this Application, as **Exhibit C**. Applicant's financial information is

“Highly Confidential” (HC) information pursuant to 4 CSR 240-2.135.

7. AFG seeks classification of itself and its services as competitive, with accompanying reduced regulation pursuant to Section 392.361 RSMo and 4 CSR 240-3.510(1)(A). Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation and that granting this request will allow greater price and service options for telephone users.

8. Access Fiber Group, Inc. will offer basic local telecommunications services as a separate and distinct service in accordance with applicable law. AFG will give consideration to equitable access for all Missourians, regardless of where they might reside or their income, to affordable telecommunications services in AFG’s proposed service areas in accordance with applicable law.

9. Applicant is willing to, and will, comply with all applicable Commission rules and is willing to, and will, meet all relevant requirements and standards in a manner consistent with the Commission’s requirements for incumbent local exchange carrier(s) with whom AFG seeks authority to compete. Additionally, AFG agrees that, pursuant to Section 392.455(3) and (4), RSMo, its service area shall be no smaller than an exchange. Consistent with the Commission’s treatment of other certificated competitive local exchange telecommunications companies, Applicant requests the following statutes and regulations be waived for Access Fiber Group, Inc. and its basic and interexchange service offerings:

STATUTES

392.210.2	- Uniform System of Accounts
392.240.1	- Just and Reasonable Rates
392.270	- Ascertain Property Values
392.280	- Depreciation Accounts
392.290	- Issuance of Securities
392.300	- Transfer of Property and Ownership

	of Stock
392.310	- Issuance of Stock & Debt
392.320	- Stock dividend payment
392.330	- Issuance of securities, debt and notes
392.340	- Reorganization(s)

COMMISSION RULES:

4 CSR 240-3.550(4)	- Company Records and Reports
4 CSR 240-3.550(5)(A)	- Company Records and Reports
4 CSR 240-3.550(5)(C)	- Exchange boundary maps
4 CSR 240-10.020	- Depreciation fund income
4 CSR 240-30.040	- Uniform system of accounts
4 CSR 240-32.060	- Engineering and Maintenance Standards
4 CSR 240-32.070	- Quality of Service
4 CSR 240-32.080	- Service Objectives and Surveillance Levels
4 CSR 240-33.040 (1) through (3), and (5) through (10)	- Billing and Payment Standards
4 CSR 240-33.045	- Requiring Clear Identification and Placement of Separately Identified Charges on Customer Bills
4 CSR 240-33.080(1)	- Disputes by Residential Customers
4 CSR 240-33.130(1)	- Operator Service
4 CSR 240-33.130(4)	- Operator Service
4 CSR 240-33.130(5)	- Operator Service

10. Applicant acknowledges 4 CSR 240-3.510(1)(C), which requires that a tariff and any applicable interconnection agreements must be filed with the Commission and approved before service can be provided. Applicant will file appropriate proposed tariffs with a forty-five (45) day effective date as soon as possible.

11. Applicant submits that the public interest will be served by Commission approval of this Application because Applicant's proposed services will create and enhance competition and expand customer service options, consistent with the legislative goals set forth in the Telecommunications Act of 1996 and Chapter 392, RSMo. Prompt approval of

this Application also will expand the availability of innovative, high quality and reliable telecommunications services within the State of Missouri.

12. Notwithstanding the provisions of Section 392.500, RSMo., as a condition of certification and competitive classification, AFG agrees that, unless otherwise ordered by the Commission, its originating and terminating switched exchange access rates will be no greater than the lowest Commission-approved corresponding access rates in effect for each ILEC within those service area(s) in which Applicant seeks authority to provide service. Additionally, pursuant to the Commission's Report and Order in Case No. TO-99-596, AFG agrees that if the ILEC in whose service area the Applicant is operating decreases its originating and/or terminating access service rates, the Applicant shall file an appropriate tariff amendment to reduce its originating and/or terminating access rates within thirty (30) days of the ILEC's reduction of its originating and/or terminating access rates in order to maintain the cap on switched access rates.

13. AFG has no pending or final judgments or decisions against it from any state or federal agency or court that involves customer rates or service.

14. AFG has no annual report or assessment fees that are overdue.

WHEREFORE, Applicant Access Fiber Group, Inc. respectfully requests that the Commission grant it certificate of service authority to provide basic local exchange, non-switched local exchange and interexchange telecommunications services as herein requested, classify Applicant and Applicant's proposed services as competitive, and grant the requested waivers of aforesaid statutes and regulations.

Respectfully submitted,

/s/ William D. Steinmeier

William D. Steinmeier MoBar #25689
WILLIAM D. STEINMEIER, P.C.
2031 Tower Drive
P.O. Box 104595
Jefferson City MO 65110-4595
Telephone: 573-659-8672
Facsimile: 573-636-2305
Email: wds@wdspc.com

ATTORNEY FOR APPLICANT
Access Fiber Group, Inc.

Dated: April 9, 2010

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been served electronically on the Office of Public Counsel at opcservice@ded.mo.gov and on the General Counsel's office at gencounsel@psc.mo.gov this 9th day of April 2010.

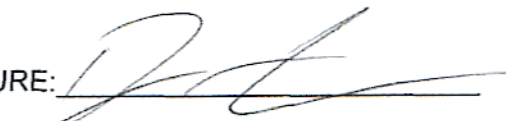
/s/ William D. Steinmeier

William D. Steinmeier

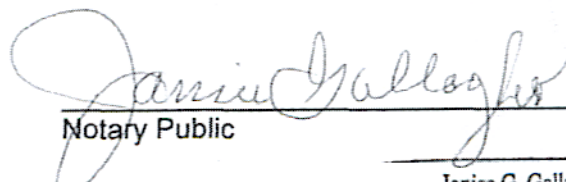
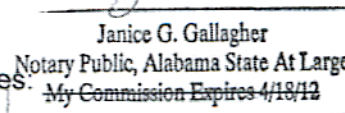
State of Alabama)
) ss.
County of Jefferson)

VERIFICATION

I, Daniel T. Moore, being duly sworn according to law, depose and say that I am President and C.E.O. of Access Fiber Group, Inc.; that I am authorized to and do make this verification for it; and that the facts set forth in the above Application are true and correct to the best of my knowledge, information and belief.

SIGNATURE: 
TITLE: President and C.E.O.

Subscribed and sworn to before me this 6th day of April, 2010.


Notary Public
My Commission expires. 

ACCESS FIBER GROUP, INC.

EXHIBIT A

Certificate of Authority
from
Missouri Secretary of State

STATE OF MISSOURI



Robin Carnahan
Secretary of State

**CORPORATION DIVISION
CERTIFICATE OF GOOD STANDING**

I, ROBIN CARNAHAN, Secretary of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

ACCESS FIBER GROUP, INC.

using in Missouri the name

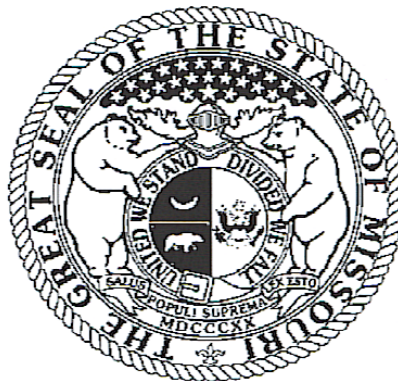
**ACCESS FIBER GROUP, INC.
F01011494**

a DELAWARE entity was created under the laws of this State on the 17th day of November, 2009, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 3rd day of April, 2010

A handwritten signature in cursive script that reads "Robin Carnahan".

Secretary of State



ACCESS FIBER GROUP, INC.

EXHIBIT B

Profiles of Key Management Employees

Executive Management Team

Access Fiber Group, Inc.

3/1/2010

Dan Moore

President & CEO

Prior to founding Access Fiber Group, Mr. Moore co-founded Fiberlincs LLC, a regional CLEC / dark fiber provider, and served as managing partner through October, 2006. Prior to Fiberlincs, Dan served as the indirect sales manager for southeast markets for ICG Communications, a nationwide wholesale broadband and CLEC organization. Dan served as the primary marketing contact for all wholesale and agent sales organizations serving southeast markets. Prior to ICG, Dan served in various direct and indirect sales and marketing positions in the telecommunications industry spanning 8 years with KMC Telecom, BTI and Cable and Wireless covering southeast and mid Atlantic territories. Prior to entering the telecommunications industry in 1996, Dan served as an air traffic controller in the US Navy serving aboard the USS Roosevelt and FASFAC Vacapes, Oceanea VA.

Dan holds a Bachelor of Science from the University of the State of New York, Cum Laude honors.

Mark W. Senda

Stockholder / Advisor

Mark W. Senda has spent his entire professional career building successful technology companies. Most recently he served as President and CEO, of St. Louis based Xspedius Communications LLC, a competitive communications company operating in 20 states, with revenues in excess of \$220m. Prior to Xspedius, Mark was Division President for AT&T Canada, where he ran AT&T's fastest growing business unit, local services. AT&T Canada was the successor to MetroNet Communications where Mark was Chief Operating Officer for Canada's first national competitive communications company. Mark was an early implementer and operator of competitive local access and exchange networks throughout the United States. With MFS Communications he served as Senior Vice President of Network Services and later, with Brooks Fiber Properties as Senior Vice President of Operations & Engineering. He also spent nine years with MCI Communications Corp. in various management roles dating back to the divestiture of the Bell Companies. He currently is a member of the board of directors of Atreus Systems, Inc. a leading IP based software company with headquarters in Ottawa, Canada and the Technology Entrepreneur Center, a St. Louis, Missouri based business incubator providing support to IT and communications start-ups.

Mark earned a BS degree in Business from The University of the State of New York and an MS in Telecommunications Policy from The George Washington University.

Robert C. Bicksler

Stockholder / Advisor

Bob has over 30 years of operational and financial background in telecommunications and technology companies. His track record is one of continued success in growing companies and mergers and acquisitions. Bob began his career and track record of strong performance at PriceWaterhouseCoopers LLP in the audit and tax department where he remained for 19 years. Since PriceWaterhouseCoopers, Bob has led and developed many companies as CEO, Vice President, and/or Chief Financial and Administrative Officer including AT&T Canada, Global Metro Networks, Performance Awareness Corp., Seer Technologies, Inc., and Netifice Communications. Bob's experience providing strategic merger and acquisition consulting services also comes from his role as former Principal of Catalina Consulting.

Bob is a Certified Public Accountant, has an MS of Accounting from the University of North Texas, a BS in Business Administration from Pennsylvania State University, and Certificate of Attendance, ESAN from Lima, Peru.

Management Team

Access Fiber Group, Inc.

3/1/2010

Tony Vande Linde

Business Operations Manager

Tony Vande Linde began his telecommunications career in 1999 with ACSI Network Technologies in Atlanta, GA functioning as Sales Operations Manager. Mr. Vande Linde was tasked with projecting network construction costs, sales planning and revenue reporting. Other telecommunications industry experiences were obtained as Business Manager with Xspedius Fiber Group, a subsidiary of Xspedius Communications, LLC and Senior Business Manager with FiberLight, LLC where he managed purchasing and contracting, customer implementation, disaster recovery and network damage recovery, network access and NOC services for six metropolitan networks covering 5 states and Washington, DC. Prior to his telecommunications career, Tony successfully performed management, sales and operations positions for companies headquartered in VA and NC.

Tony was educated at the University of Richmond where he majored in Economics.

Ed Fleming

Vice President Business Development – Midwest

Ed Fleming is an accomplished finance and network services professional with over 30 years experience in telecommunications. Prior to joining Access Fiber Group, Ed spent 13 years at Verizon Business (formerly MCI Telecommunications) in a variety of financial and network planning roles. As an operations and technology leader, he oversaw a team that managed a \$100M capital budget for local market network expansion. He also directed the development of business cases, capital approval guidelines and recommendations for national and global network builds.

Ed's telecommunications career began at Centel Communications, where he ultimately served as General Manager overseeing financial, shareholder and SEC reporting as well as analysis and reporting on acquisitions and divestitures. Ed holds a Bachelor of Science degree from the Ohio State University, Columbus, Ohio completed Post Baccalaureate studies at the University of Akron, Akron, Ohio and is a Certified Public Accountant (CPA) and a Certified Financial Planner (CFP).

William French

Vice President Business Development – Southeast

Bill French brings over 20 years of telecommunications experience to Access Fiber Group. Prior to joining Access Fiber Group, Inc, Bill spent three years with Fiberlincs, LLC as Director of Operations Southeast and was directly responsible for day-to-day network operations, network planning & management; cost analysis, regulatory, vendor and customer relations. Before joining Fiberlincs, Bill's responsibility at Slappey Telephone involved regulatory, business development, contract analysis, sales support and product line P&L responsibility for Slappey Telephones.

Prior to leaving BellSouth in 2003, Bill held the title of Sales Support Manager; his teams were responsible for the over-sight of local interconnection agreements between BellSouth and 200+ CLECs (Competitive Local Exchange Carriers). Additionally while at BellSouth, Bill held the title of Sales Director and Systems Designer all within the Network & Carrier Services/Interconnection Services. In these positions Bill was responsible for sales and sales support to BellSouth's wholesale customers, these responsibilities included network design, network optimization, data analysis and account team management.

Bill holds a Bachelor of Science from the University of Alabama at Birmingham and a Masters of Public & Private Management from Birmingham-Southern College.

ACCESS FIBER GROUP, INC.

EXHIBIT C

Financial Information

*Financials are being filed as **Highly Confidential** (HC) as a separate pdf file.*

HC