

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

2000.11.06 15:51:48
Kansas Corporation Commission
/5/ Jeffrey S. Masaman

Before Commissioners: John Wine, Chair
 Cynthia L. Claus
 Brian J. Moline

In the Matter of the Application of Zone)
Telecom, Inc. for a Certificate of Convenience)
and Authority to Transact the Business of an) Docket No. 01-ZTIC-218-COC
Interexchange Services Provider Within the)
State of Kansas.)

ORDER

NOW, the above-captioned matter comes before the State Corporation Commission of the State of Kansas (“Commission”). Having examined its files and records, and being duly advised in the premises, the Commission finds and concludes as follows:

1. In its Order of April 30, 1984, in Docket No. 127,140-U, the Commission found that resellers were public utilities and subject to Commission regulation. As part of that regulation, the Commission directed resellers of interexchange telecommunications services to file applications for Certificates of Convenience and Authority and accompanying tariffs for approval.

2. In its Order of March 21, 1994, in Docket No. 187,168-U, the Commission adopted revised streamline rules and regulations governing resellers and interexchange carriers, hereinafter referred to as interexchange carriers or IXCs, designed to reflect changes occurring in the marketplace.

3. On September 18, 2000, Zone Telecom, Inc. (“Zone”) filed an application to engage in the business of a reseller of interexchange telecommunications services within the state of Kansas. No party or company has filed an intervention in this proceeding.

4. On November 01, 2000, the Commission Staff (“Staff”) submitted a memorandum

recommending the Commission grant Zone's application for a Certificate of Convenience and Authority to provide facilities-based and resold intrastate interexchange and private line telecommunications services to residential and business customers throughout the state of Kansas. Specifically, Zone seeks authority to provide both retail and switched long distance service, retail and wholesale calling card and private line services, prepaid calling card services, and alternative operator services. Staff finds support for the conclusion that the company has the technical, managerial and financial capabilities to provide the range of telecommunications services described in its application. Zone is "active and in good standing" with the Secretary of State's office to do business in Kansas.

5. The applicant proposes to assess a 1.5% fee on amounts not previously assessed a late fee and to assess a \$25.00 fee whenever a check or draft presented for payment for service is not accepted by the institution on which it is written. Zone did not include a sample billing with its application, but understands that it must submit a sample billing statement for Commission approval prior to providing telecommunications services in the state of Kansas. Staff determined Zone's application complies with the IXC Resellers Docket (No. 187,168-U) and the Billing Standards Docket (No. 120,408-U).

6. The Commission finds and concludes that the public convenience will be promoted by the increased consumer options provided by Zone. The Commission therefore grants the authority requested by Zone in this docket, without a public hearing, subject to all other rules, regulations, or statutes of, by, or governing the Commission, in particular those set out in Docket Nos. 187,168-U and 120,408-U.

7. Zone is required to file an annual report with the Commission and to notify the

Commission of any changes in its structure or operation. Zone shall also report its revenues, using the KUSF Carrier Remittance Worksheet, and any changes in its name or corporate structure, to the KUSF Administrator for Kansas Universal Service purposes.

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The application of Zone Telecom, Inc., for a Certificate of Convenience and Authority to transact business as an interexchange telecommunications services provider in Kansas is hereby granted. Zone Telecom, Inc., must submit a sample billing statement to the Commission and have it approved prior to providing service in the state of Kansas.

B. Zone Telecom, Inc. is hereby reminded of its ongoing obligation to provide telephone relay services to its customers.

C. Any party may file a petition for reconsideration of this order within fifteen days of the date this order is served. If service is by mail, service is complete upon mailing and three days may be added to the above time frame.

D. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order or orders as it may deem necessary.


BY THE COMMISSION IT IS SO ORDERED.

Wine, Chr.; Claus, Corn.; Moline, Corn.

Dated: NOV 06 2000

ORDER MAILED

NOV 07 2000

 Executive Director
Jeffrey S. Wagaman
Executive Director

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