

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: FAST PHONES OF NEBRASKA, CORP.	DOCKET NOS. TCU-99-47 WRU-00-4-3366 TF-00-8
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**ORDER GRANTING APPLICATION FOR CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY, APPROVING TARIFFS,
APPROVING CONCURRENCE IN MAPS, AND
GRANTING WAIVERS**

(Issued March 14, 2000)

On December 15, 1999, Fast Phones of Nebraska, Corp. (Fast Phones), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide resold basic local exchange service in the Iowa exchanges currently served by U S WEST Communications, Inc. (U S WEST), and GTE Midwest Incorporated (GTE).

Iowa Code § 476.29(2) (1999) provides that the local exchange carrier shall not be denied a certificate if the Utilities Board (Board) finds that the applicant "possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with public interest." The Board has carefully reviewed the application of Fast Phones and finds that Fast Phones has demonstrated that it has the necessary technical, financial, and managerial ability to provide local exchange service. It is in the public interest to grant a certificate to Fast Phones.

Fast Phones adopted by reference the U S WEST and GTE service area maps, which are on file with the Board.

On January 14, 2000, Fast Phones filed a proposed tariff with the Board, along with a service list demonstrating that notice has been given to all affected local exchange service providers. Revisions to its proposed tariff were filed with the Board on February 25, 2000. The Board has reviewed the proposed tariff, as revised, and finds it substantially complies with Board rules for local exchange service tariffs and that it is consistent with the application of Fast Phone and its map. The Board will approve the tariff effective on the date of this order.

Fast Phones, on January 14, 2000, filed a request for waiver of the dialing parity requirements 47 U.S.C. § 251"b"(3). Pursuant to 47 U.S.C. § 251"f"(2), a local carrier may petition a State commission for a suspension or modification, which the State commission shall grant, to the extent that the State commission determines the suspension or modification is necessary and is consistent with the public interest, convenience, and necessity. Fast Phones will be an alternative telephone company furnishing prepaid local dial tone service to individuals who have had their telephone disconnected, have voluntarily left their local exchange provider, or require certain money management schemes. In support of its waiver request, Fast Phones has indicated that, due to the high-risk credit status of most of prospective subscribers of Fast Phones, it will restrict toll access. Because of the restriction on toll access, it is unnecessary to require Fast Phones to provide dialing parity and pre-subscription.

Fast Phones also requested the Board waive the requirements of 199 IAC 16.5(2), which requires utilities to maintain accounts pursuant to a modified version of the system of accounts, stating that it would maintain its books and records in accordance with generally accepted accounting principles, and 199 IAC 22.3(1), which requires that it publish a directory.

The Board finds it reasonable to grant Fast Phones requests for waivers. Based on the nature of local exchange service Fast Phones will provide, the Board finds that none of these requirements are appropriate at this time. The Board will be able to adequately review its records if it becomes necessary. Until or unless Fast Phones serves a very large number of customers, it is unnecessary for it to publish a separate directory in Iowa.

IT IS THEREFORE ORDERED:

1. The application for a certificate of public convenience and necessity filed by Fast Phones of Nebraska, Corp., on December 15, 1999, identified as Docket No. TCU-99-47, is granted.
2. The tariff filing, identified as TF-00-8, filed by Fast Phones of Nebraska, Corp., on January 14, 2000, as revised by its February 25, 2000, filing, is approved.
3. Fast Phones of Nebraska, Corp.'s concurrence in the exchange maps of U S WEST Communications, Inc., and GTE Midwest Incorporated is approved.
4. The requests for waiver filed by Fast Phones of Nebraska, Corp., identified as Docket No. WRU-00-4-3366, are granted.

5. A certificate, identified as Certificate No. 0212, is issued to Fast
Phones of Nebraska, Corp., with this order.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 14th day of March, 2000.