

BINGHAM

RECEIVED

2007 DEC -5 PM 1:12

T.R.A. DOCKET ROOM

William P. Wilhelm, Jr.  
Brett P. Ferenczak  
Kimberly A. Lacey  
william.wilhelm@bingham.com  
brett.ferenczak@bingham.com  
kimberly.lacey@bingham.com

December 4, 2007

**By Overnight Mail**

Chairman Sara Kyle  
c/o Sharla Dillon, Docket Room Manager  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

**Re: Docket No. 07-00256: Joint Petition of Computer Network Technology Corporation and Bandwidth.com CLEC, LLC for Authority to Complete the Transfer of the Certificate of Public Convenience and Necessity to Provide Competitive Telecommunications Services of Computer Network Technology Corporation to Bandwidth.com CLEC, LLC**

Dear Chairman Kyle:

On behalf of Bandwidth.com CLEC, LLC, enclosed for filing with the Commission are an original and thirteen (13) copies of the Authorization to Transact Business ("Authorization") and Registration of Trade Name ("Registration") for Bandwidth.com CLEC, LLC. The Authorization and Registration were referenced as Exhibit B and Exhibit C respectively in the above-referenced Application filed on November 15, 2007, which has been designed as Docket No. 07-00256. Copies of the Authorization and Registration are being filed as supplements to that Application.

Please date-stamp the enclosed extra copy of this filing and return it in the envelope provided. Should you have any questions concerning this filing, please do not hesitate to contact the undersigned at (202) 373-6000.

Respectfully submitted,



William B. Wilhelm  
Brett P. Ferenczak  
Kimberly A. Lacey

Boston  
Hartford  
Hong Kong  
London  
Los Angeles  
New York  
Orange County  
San Francisco  
Santa Monica  
Silicon Valley  
Tokyo  
Walnut Creek  
Washington

Bingham McCutchen LLP  
2020 K Street NW  
Washington, DC  
20006-1806

T 202.373.6000  
F 202.373.6001  
bingham.com

A/72338369.1

**EXHIBIT B - SUPPLEMENT**

**Authorization to Transact Business of Bandwidth**

**Secretary of State**  
**Division of Business Services**  
**312 Eighth Avenue North**  
**6th Floor, William R. Snodgrass Tower**  
**Nashville, Tennessee 37243**

DATE: 11/30/07  
REQUEST NUMBER: 6163-0628  
TELEPHONE CONTACT: (615) 741-2286  
FILE DATE/TIME: 11/29/07 1441  
EFFECTIVE DATE/TIME: 11/29/07 1441  
CONTROL NUMBER: 0564220

TO:  
BANDWIDTH.COM CLEC LLC  
4001 WESTON PARKWAY  
SUITE 100  
CARY, NC 27513

RE:  
BANDWIDTH.COM CLEC, LLC  
APPLICATION FOR CERTIFICATE OF AUTHORITY -  
LIMITED LIABILITY COMPANY

WELCOME TO THE STATE OF TENNESSEE. THE ATTACHED LIMITED LIABILITY COMPANY  
CERTIFICATE OF AUTHORITY HAS BEEN FILED WITH AN EFFECTIVE DATE AS INDICATED  
ABOVE.

A LIMITED LIABILITY COMPANY ANNUAL REPORT MUST BE FILED WITH THE SECRETARY OF  
STATE ON OR BEFORE THE FIRST DAY OF THE FOURTH MONTH FOLLOWING THE CLOSE OF THE  
LIMITED LIABILITY COMPANY'S FISCAL YEAR. ONCE THE FISCAL YEAR HAS BEEN  
ESTABLISHED, PLEASE PROVIDE THIS OFFICE WITH WRITTEN NOTIFICATION. THIS OFFICE  
WILL MAIL THE REPORT DURING THE LAST MONTH OF SAID FISCAL YEAR TO THE LIMITED  
LIABILITY COMPANY AT THE ADDRESS OF ITS PRINCIPAL OFFICE OR TO A MAILING  
ADDRESS PROVIDED TO THIS OFFICE IN WRITING. FAILURE TO FILE THIS REPORT OR TO  
MAINTAIN A REGISTERED AGENT AND OFFICE WILL SUBJECT THE LIMITED LIABILITY  
COMPANY TO ADMINISTRATIVE REVOCATION OF ITS CERTIFICATE OF AUTHORITY.

WHEN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR FILING, PLEASE  
REFER TO THE LIMITED LIABILITY COMPANY CONTROL NUMBER GIVEN ABOVE.

FOR: APPLICATION FOR CERTIFICATE OF AUTHORITY -  
LIMITED LIABILITY COMPANY

ON DATE: 11/29/07

FROM:  
CAPITAL FILING SERVICE (CFS)  
8161 HIGHWAY 100  
#172  
NASHVILLE, TN 37221-0000

RECEIVED: FEES \$300.00 \$0.00  
TOTAL PAYMENT RECEIVED: \$300.00

RECEIPT NUMBER: 00004294903  
ACCOUNT NUMBER: 00101230



SS-4458

*Riley C. Darnell*

RILEY C. DARNELL  
SECRETARY OF STATE

RECEIVED  
STATE OF TENNESSEE

**State of Tennessee**  
  
**Department of State**  
Corporate Filings  
312 Eighth Avenue North  
6th Floor, William R. Snodgrass Tower  
Nashville, TN 37243

**APPLICATION FOR  
CERTIFICATE OF AUTHORITY  
(Limited Liability Company)  
(For use on and after 1/1/2006)**

2007 NOV 29 PM 2:41  
For Office Use Only

RILEY DARNELL  
SECRETARY OF STATE

**FILED**

To the Secretary of State of the State of Tennessee:

Pursuant to the provisions of 548-249-904 of the Tennessee Revised Limited Liability Company Act, the undersigned hereby applies for a certificate of authority to transact business in the State of Tennessee, and for that purpose sets forth:

1. The name of the Limited Liability Company is: Bandwidth.com CLBC, LLC

If different, the name under which the certificate of authority is to be obtained is: \_\_\_\_\_

**NOTE: The Secretary of State of the State of Tennessee may not issue a certificate of authority to a foreign Limited Liability Company if its name does not comply with the requirements of § 48-249-106 of the Tennessee Revised Limited Liability Company Act. If obtaining a certificate of authority under an assumed Limited Liability Company name, an application must be filed pursuant to § 48-249-106(d).**

2. The state or country under whose law it is formed is: Delaware

and its date of its formation is: 01/09/2007 (must be month, day and year)

3. The complete street address (including zip code) of its principal executive office is:  
4001 Weston Parkway, Suite 100 Cary, NC 27513  
Street City/State Zip Code

4. The complete street address (including the county and the zip code) of its registered office in Tennessee:  
2908 Poston Avenue, Nashville, TN 37203 (Davidson County)  
Street City/State County Zip Code

The name of its registered agent at that office is: Corporation Service Company

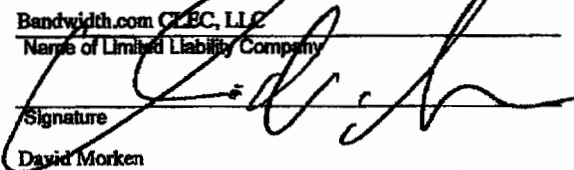
5. If the provisions of TCA 548-249-309(l) (relating to foreign series LLCs) apply, then the information required by that section should be attached as part of this document.

6. The number of members at the date of filing if more than six (6): \_\_\_\_\_

7. If the limited liability company commenced doing business in Tennessee prior to the approval of this application, the date of commencement (month, day and year) \_\_\_\_\_

**NOTE: This application must be accompanied by a certificate of existence (or a document of similar import) duly authenticated by the Secretary of State or other official having custody of the Limited Liability Company records in the state or country under whose law it is organized. The certificate shall not bear a date of more than two (2) months prior to the date the application is filed in this state.**

11/28/2007  
Signature Date  
  
President of Member, Bandwidth.com, Inc.  
Signer's Capacity

Bandwidth.com CLBC, LLC  
Name of Limited Liability Company  
  
Signature  
David Morken  
Name (typed or printed)

6153.0628

# Delaware

PAGE 1

## The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "BANDWIDTH.COM CLEC, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-NINTH DAY OF NOVEMBER, A.D. 2007.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE NOT BEEN ASSESSED TO DATE.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "BANDWIDTH.COM CLEC, LLC" WAS FORMED ON THE NINTH DAY OF JANUARY, A.D. 2007.

6163-0629

4281536 8300

071267350

You may verify this certificate online  
at [corp.delaware.gov/authvar.shtml](http://corp.delaware.gov/authvar.shtml)



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6195968

DATE: 11-29-07

**EXHIBIT C - SUPPLEMENT**

**Registration of Trade Name**

**Secretary of State**  
**Division of Business Services**  
**312 Eighth Avenue North**  
**6th Floor, William R. Snodgrass Tower**  
**Nashville, Tennessee 37243**

DATE: 11/30/07  
REQUEST NUMBER: 6163-0630  
TELEPHONE CONTACT: (615) 741-2286  
FILE DATE/TIME: 11/29/07 1441  
EFFECTIVE DATE/TIME:  
CONTROL NUMBER: 0288347

TO:  
BANDWIDTH.COM CLEC LLC  
4001 WESTON PKWY  
SUITE 100  
CARY, NC 27513

RE:  
BANDWIDTH.COM  
APPLICATION FOR REGISTRATION OF ASSUMED NAME -  
LIMITED LIABILITY COMPANY

THIS WILL ACKNOWLEDGE THE FILING OF THE ATTACHED DOCUMENT WITH AN EFFECTIVE  
DATE AS INDICATED ABOVE.

WHEN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR FILING, PLEASE  
REFER TO THE LIMITED LIABILITY COMPANY CONTROL NUMBER GIVEN ABOVE.

-----  
FOR: APPLICATION FOR REGISTRATION OF ASSUMED NAME -  
LIMITED LIABILITY COMPANY

ON DATE: 11/29/07

FROM:  
CAPITAL FILING SERVICE (CFS)  
8161 HIGHWAY 100  
#172  
NASHVILLE, TN 37221-0000

	FEES	
RECEIVED:	\$20.00	\$0.00
TOTAL PAYMENT RECEIVED:		\$20.00

RECEIPT NUMBER: 00004294907  
ACCOUNT NUMBER: 00101230


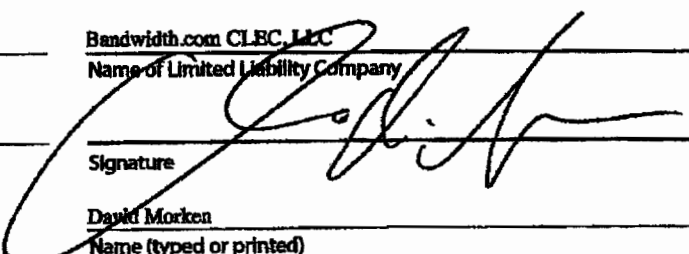


SS-4458

*Riley C. Darnell*

RILEY C. DARNELL  
SECRETARY OF STATE

RECEIVED  
STATE OF TENNESSEE

<p style="text-align: center;"><b>State of Tennessee</b></p> <p style="text-align: center;"></p> <p><b>Department of State</b> Corporate Filings 312 Eighth Avenue North 6<sup>th</sup> Floor, William R. Snodgrass Tower Nashville, TN 37243</p>	<div style="text-align: right; font-size: small;">For Office Use Only</div> <div style="text-align: right;">2007 NOV 29 PM 2:41</div> <div style="text-align: right; margin-top: 10px;">RILEY DARNELL SECRETARY OF STATE</div>
<b>APPLICATION FOR REGISTRATION OF ASSUMED LIMITED LIABILITY COMPANY NAME</b>	
<p>Pursuant to the provisions of §48-207-101 (d) of the Tennessee Limited Liability Company Act or §48-249-106(d) of the Tennessee Revised Limited Liability Company Act, the undersigned Limited Liability Company hereby submits this application:</p>	
<p>1. The true name of the Limited Liability Company is: <u>Bandwidth.com CLEC, LLC</u></p>	
<p>2. The state or country of organization is: <u>Delaware</u></p>	
<p>3. The Limited Liability Company intends to transact business under an assumed Limited Liability Company name.</p>	
<p>4. The assumed Limited Liability Company name the Limited Liability Company proposes to use is:</p> <p><u>Bandwidth.com</u></p>	
<p><b>NOTE: The assumed Limited Liability Company name must meet the requirements of §48-207-101 of the Tennessee Limited Liability Company Act or §48-249-106 of the Tennessee Revised Limited Liability Company Act, as applicable.</b></p>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <p><u>11/28/2007</u> Signature Date</p> <p><u>President of Member, Bandwidth.com, Inc.</u> Signer's Capacity</p> </div> <div style="width: 55%;"> <p><u>Bandwidth.com CLEC, LLC</u> Name of Limited Liability Company</p> <p> Signature</p> <p><u>David Morken</u> Name (typed or printed)</p> </div> </div>	
<div style="display: flex; justify-content: space-between; font-size: small;"> <span>SS-4230 (Rev. 01/06)</span> <span>Filing Fee: \$20.00</span> <span>RDA 2468</span> </div>	

**FILED**

6163.0630