

Stacy Majors Staff Manager & Regulatory Counsel 4001 Rodney Parham Road 1170 B1F03-53A Little Rock, AR 72212

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May 16, 2011
Via Electronic and Overnight Delivery

Ms. Sharla Dillon filed electronically in docket office on 05/16/11

Dockets and Records Office Docket No. 11-00079

Tennessee Regulatory Authority

460 James Robertson parkway

Nashville, TN 37243-0505

Re: Notice of Name Change for Norlight, Inc. Company ID #115897

Dear Ms. Dillon:

Please accept the original and four (4) copies and electronic email of this letter as a request for a name change submitted on behalf of Norlight, Inc. On December 15, 2010 an Application for Approval of a Transfer of Control of Q-Comm Corporation, Kentucky Data Link, Inc., Norlight Telecommunications, Inc., Norlight Inc., Knoxville Data Link, Inc. and Windstream Corporation was approved in Docket No. 10-00166. As a result of this Transfer of Control, Norlight, Inc. is changing its name to Windstream Norlight, Inc. In Tennessee, Windstream Norlight is authorized to provide faciliaties-based and resold local exchange and interexchange telecommunications services pursuant to Authority Order in Docket No. 01-00112 issued on April 4, 2001, as amended in Docket No. 07-00236 on November 20,2007.

Approximately 10,000 customers are affected by this name change. As requried by Commission rule, Windstream communicated this name change to customers by mail. A copy of the customer notice is included with this letter.

Also included is a copy of the Certificate issued by Secretary of State of State Division of Business Services. Windstream Norlight, Inc. also includes Bond #CMS257145 in the amount of \$20,000. Upon approval of this name change, the Company will submit revisions to its tariffs. An updated "Small & Minority Business Plan" reflecting the new company name is included with this letter.

Ms. Sharla Dillon May 16, 2011 Page 2

A check in the amount of \$25.00, representing the filing fee for this notification is included herein.

Sincerely,

Stacy J. Majors

Regulatory Counsel

Encl.

cc: Jayne Eve, Vice President - State Government Affairs

Abby Sydlow, Staff Manager – Local Tariffs Chris Cranford – Manager, Wholesale Pricing

3183

TENNESSEE REGULATORY AUTHORITY PO BOX 198907 NASHVILLE TN 37243-0505

#### TENNESSEE REGULATORY AUTHORITY

Invoice Date	Invoice Number	Description	Gross Amount	Discount Amount	Net Amount
031111	WCR27648	Filing Fee	25.00		25.00
					**************************************
		Totals	25.00		25.00

VERIFY THE AUTHENTICITY OF THIS MULTI-TONE SECURITY DOCUMENT.

CHECK BACKGROUND AREA CHANGES COLOR GRADUALLY FROM TOP TO BOTTOM.

64-1278

windstream

WINDSTREAM CORPORATION PO BOX 18315 LITTLE ROCK, AR 72222 AP HELPDESK 1-800-615-6227 Opt.3

Check Number: 344131

Pay to the order of:

TENNESSEE REGULATORY AUTHORITY PO BOX 198907 NASHVILLE TN 37243-0505 
 Control Number
 Date
 Pay this Amount

 3183
 03/14/11
 \$\*\*\*\*\*\*\*25.00

NOT VALID AFTER 180 DAYS

Bank of America, N.A. Atlanta, Dekalb County, Georgia

AUTHORIZED SIGNATURE

# CUSTOMER NOTICE

# NORLIGHT.inc.



December 1, 2010

Customer Name Address 1 Address 2 City, State Zip

# Norlight is now part of Windstream.

As you may have heard, Norlight is now part of Windstream Communications. We are excited about the combination of Norlight and Windstream and want to take a moment to briefly introduce Windstream to you.

Windstream is a communication and technology company that provides next generation data, voice, MPLS networking, data centers, managed services and communication systems to over 400,000 businesses across 29 states. We at Windstream welcome the opportunity to continue serving your business technology needs.

#### Key reasons why businesses choose Windstream:

- Investing in the future. Windstream is an S&P 500 company and invests significant capital annually to grow solutions for business customers. The company invests more than \$400 million a year to fortify our advanced network and data centers.
- A proven track record. Windstream's broad industry expertise encompasses such areas as healthcare, finance, hospitality, retail, education, government, services and agriculture.
- Customer focused. Nothing is more important to Norlight than taking care of its customers. That commitment remains unchanged as Windstream and Norlight join together. Whether you run a small business or a major enterprise, we will work with you to develop the right customized solutions.
- Convenience. One company for all your next generation data, voice, MPLS networking, data center, managed services and communication system needs.

The team that supports your account is not changing, and no action is required on your part. Please continue to use the same phone numbers for billing questions, technical support and customer service. For additional information you may also visit windstreambusiness.com/FAQ.

While the name is changing, our commitment to providing you with the best products and services is exactly the same. We look forward to continuing our relationship with you for years to come.

Sincerely,

Jeff Gardner

President and Chief Executive Officer

Windstream Communications

Iffor R. Hardner

# CERTIFICATE ISSUED BY SECRETARY OF STATE DIVISION OF BUSINESS SERVICES



## Bepariment of State Corporate Filings

Corporate Filings
312 Rosa L. Parks Avenue
6th Floor, William R. Snodgrass Tower
Nashville, TN 37243

# APPLICATION FOR AMENDED CERTIFICATE OF AUTHORITY 2011 FEB 23 AM 8: 21 (FOR PROFIT)

2011 FEB 23 AH 8:21
SELECTARY DE STATE

MEED

Pur applies	rsuant to the provisions of Section 48-25-10 for an amended certificate of authority to	04 of the Tennessee Bus transact business in the	iness Corporation Act, the undersign State of Tennessee, and for that pur	ed corporation hereby pose sets forth:
	he name of the corporation is Norlight, In different, the name under which the certif		oc obtained is Windstream Norlight	, Inc.
	he state or country under whose law it is in	<del></del>		
3. Ti	he date of its incorporation is 12/21/1977 ther than perpetual, is	(mus	t be month, day, and year), and the p	period of duration, if
4	he complete street address (including zip co 001 Rodney Parham treet	de) of its principal offic Little Rock City	AR State/Country	72212 Zip Code
$\frac{8}{50}$	he complete street address (including the co 800 S. Gay Street, Suite 2021 treet egistered agent <u>C T Corporation System</u>	unty and the zip code) of Knoxville City	its registered office in Tennessee is TN/Knox Count State/Country	
6. Th <u>S</u> —	ne names and complete business addresses See attached.	(including zip code) of	ts current officers are: (Attach separa	te sheet if necessary.)
7. Th	ne names and complete business addresses (i ee attached.	ncluding zip code) of its c	urrent board of directors are: (Attach s	eparate sheet if necessary.)
8. Th	ne corporation is a corporation for profit.			
			(date)(time	).
INOTE	E: A delayed effective date shall not be later that	nn the 90th day after the d	ate this document is filed by the Secreta	ry of State.]
standing	2: This application must be accompanied by a cg) duly authenticated by the Secretary of States incorporated. The certificate shall not bear a see.	or other official having c	ustody of corporate records in the state	or country under whose
Signat Assist	2/  / /	Norligi Name c Signatu	f Corporation	
SS-4435	(Rev. 8/03)	Kristi M Name (i Filing Fee; \$20.00	foody (yped or printed)	

Managers: Jeffery R. Gardner

John P. Fletcher

#### Officers:

President and Chief Executive Officer Jeffery R. Gardner Chief Operating Officer Brent Whittington Chief Financial Officer Anthony W. Thomas Executive Vice President - Chief Marketing Officer Richard J. Crane Executive Vice President, Secretary and General Counsel John P. Fletcher Executive Vice President - Network Operations William G. Raney Senior Vice President - Human Resources Susan Bradley Senior Vice President - Treasurer Robert G. Clancy Senior Vice President - Government Affairs Michael D. Rhoda Senior Vice President - Consumer Sales Gregg Richey Chief Information Officer Cynthia B. Nash Controller John C. Eichler Senior Vice President - Business Sales John Leach Senior Vice President - Customer Service Joe Marano Senior Vice President - Network Services Bill Bellando Vice President - Tax Willis Kemp Vice President - Regulatory Strategy Cesar Caballero Assistant Secretary Kristi Moody

all @ 4001 Rodney Parham, Little Rock, AR 72212

2011 FEB 23 AM 8: 21

# Commonwealth of Kentucky Trey Grayson, Secretary of State

Trey Grayson Secretary of State P. O. Box 718 Frankfort, KY 40602-0718 (502) 564-3490 http://www.sos.ky.gov

#### Certificate of Existence

Authentication number: 108771

Visit http://apps.sos.ky.gov/business/obdb/certvalidate.aspx.to authenticate this certificate.

I, Trey Grayson, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

# WINDSTREAM NORLIGHT, INC.

is a corporation duly incorporated and existing under KRS Chapter 271B, whose date of incorporation is December 21, 1977 and whose period of duration is perpetual.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that Articles of Dissolution have not been filed; and that the most recent annual report required by KRS 271B.16-220 has been delivered to the Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 5th day of January, 2011, in the 219th year of the Commonwealth



Trey Grayson Secretary of State Commonwealth of Kentucky 108771/0085590



# STATE OF TENNESSEE Tre Hargett, Secretary of State

Division of Business Services William R. Snodgrass Tower 312 Rosa L. Parks AVE, 6th FL Nashville, TN 37243-1102

## Windstream Norlight, Inc.

4001 Rodney Parham Little Rock, AR 72212 February 24, 2011

# Filing Acknowledgment

Please review the filing information below and notify our office immediately of any discrepancies.

Control #: 291171

Status:

Active

Filing Type: Corporation For-Profit - Foreign

**Document Receipt** 

Receipt #: 353732

Filing Fee:

\$20.00

Payment-Account - WINDSTREAM CORPORATION, LITTLE ROCK, AR

\$20.00

Amendment Type: Articles of Amendment

Image #: 6835-2161

Filed Date:

02/23/2011 8:21 AM

This will acknowledge the filing of the attached articles of amendment with an effective date as indicated above. When corresponding with this office or submitting documents for filing, please refer to the control number given above.

Secretary of State

Processed By: Jeff Cook

Field Name

Changed From

Changed To

Filing Name

NORLIGHT, INC.

Windstream Norlight, Inc.

Commenced Doing Business in TN Date

No value

02/23/2011

BOND

# TENNESSEE REGULATORY AUTHORITY

## TENNESSEE TELECOMMUNICATIONS SERVICE PROVIDER'S SURETY BOND

Bond #: CMS 257145	
WHEREAS, Windstream Norlight, Inc.	(the "Principal"), has
	or authority to provide telecommunications services in the State of Tennessee; and
required to file this bond in order to obtain such	hapter 4, Section 125(j) of the Tennessee Code Annotated, as amended, the Principal is authority and to secure the payment of any monetary sanction imposed in any enforcement usee Code Annotated or the Consumer Telemarketing Act of 1990 by or on behalf of the and
WHEREAS, RLI Insurance Company	
(the "Surety"), a corporation licensed to do busi Insurance to engage in the surety business in thi	ness in the State of Tennessee and duly authorized by the Tennessee Commissioner of is state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, has agreed to comply with the provisions of Title 65, Chapter 4, Section 125(j) of the Tennessee Code
accordance with the provisions of Tennessee Codollars (\$20,000.00) lawful money of the United imposed against the Principal, its representative Tennessee Code Annotated or the Consumer Tourselves, our representatives, successors and a This bond shall become effective on the annual renewal period or portion thereof shall contable liability of the Surety shall not be cumulative bond shall not exceed Twenty Thousand Dollars (	stitute a new bond term. Regardless of the number of years this bond may remain in force, and the aggregate liability of the Surety for any and all claims, suits or actions under this \$20,000.00). The Surety may cancel this bond by giving thirty (30) days written notice of ortified mail, it being understood that the Surety shall not be relieved of liability that may
PRINCIPAL	SURETY
Windstream Norlight, Inc.	RLI Insurance Company
Name of Company authorized by the TRA	Name of Surety
	9025 N. Lindbergh Drive, Peoria, IL 61615
Company ID # as assigned by TRA	Address of Surety
SIGNATURE OF PRINCIPAL  Name: Mark Bernage  Title:  Director	SIGNATURE OF SURETY AGENT  Name: Christy M. McCart  Title: Attorney-in-Fact
THE CHOIC	Address of Surety Agent: Lockton Companies, LLC  444 W. 47th Street, Suite 900  Kansas City, MO 64112

THIS BOND IS ISSUED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 125, CHAPTER 4, TITLE 65 OF THE TENNESSEE CODE ANNOTATED AS AMENDED BY CHAPTER NO. 586, 2000 PUBLIC ACTS. SHOULD THERE BE ANY CONFLICT WITH THE TERMS HEREOF AND THE STATUTE OR REGULATIONS PROMULGATED THEREUNDER, THE STATUTE OR REGULATIONS SHALL PREVAIL. (POWER OF ATTORNEY FROM AN APPROVED INSURANCE COMPANY MUST BE ATTACHED.)

## ACKNOWLEDGMENT OF PRINCIPAL

STATE OF TENNESSEE  COUNTY OF Saline
Before me, a Notary Public of the State and County aforesaid, personally appeared Mcuk Benney & with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of winds leave to be a same.
WITNESS my hand and seal this 35 day of February, 2011.  WITNESS my hand and seal this 35 day of February, 2011.  ARKAMSAS No. 12358352  SALINE COUNTY  My Commission Expires:  Notary Public  OFFICIAL SEAL  LEIGH A. ANDERSON  No. 12358352  SALINE COUNTY  Notary Public
ACKNOWLEDGMENT OF SURETY
MISSOURI STATE OF XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
Before me, a Notary Public of the State and County aforesaid, personally appeared Christy M. McCart with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of RLI Insurance Company, the within named Surety, a corporation licensed to do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, and that he as such an individual being authorized to do so, executed the foregoing bond, by signing the name of the corporation by himself and as such individual.  WITNESS my hand and seal this 23rd day of February , 20 11.
My Commission Expires:  July 27, 2012  , ***FFANY C. MASSEX July C. Musey  Notary Public - Notary Seal  STATE OF MISSOURI  Jackson County  My Commission Expires: July 26, 2012  Commission # 08379380  APPROVAL AND INDORSEMENT
AFFROVAL AND INDORSEMENT
This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the sureties on the same are good and worth the penalty thereof, and that the same has been filed with the Tennessee Regulatory Authority, State of Tennessee, this day of, 20
Name: Title:



RLI Surety
P.O. Box 3967 | Peoria, IL 61612-3967
Phone: (800)645-2402 | Fax: (309)689-2036
www.rlicorp.com

# **POWER OF ATTORNEY**

# **RLI Insurance Company**

## Know All Men by These Presents:

That this Power of	Attorney is n	not valid or in	effect unless	attached to	the bond	which it authorizes	executed, but	may be detached	by the
approving officer if	desired.							·	•

approving officer if desired.		
That RLI Insurance Company, an Illinoi		e, constitute and appoint: ugh, Claudia Mandato, Mary T. Flanigan, Christy M. McCart,
		issa D. Lecuyer, Kathleen M. Coen jointly or severally.
in the City of Kansas City power and authority hereby conferred, to bond.	, State ofMissouri o sign, execute, acknowledge ar	its true and lawful Agent and Attorney in Fact, with full and deliver for and on its behalf as Surety, the following described
Any and all bonds provided the bond pe	enalty does not exceed Twenty I	Five Million Dollars (\$25,000,000.00).
The acknowledgment and execution of successed and acknowledged by the regular		Fact shall be as binding upon this Company as if such bond had been any.
The RLI Insurance Company further cer of RLI Insurance Company, and now in		and exact copy of the Resolution adopted by the Board of Directors
the Company by the President, Secretary of Directors may authorize. The Pres Attorneys in Fact or Agents who shall ha	y, any Assistant Secretary, Treasisident, any Vice President, Secave authority to issue bonds, poliny bonds, policies, undertakings	ons of the corporation shall be executed in the corporate name of urer, or any Vice President, or by such other officers as the Board cretary, any Assistant Secretary, or the Treasurer may appoint icies or undertakings in the name of the Company. The corporate s, Powers of Attorney or other obligations of the corporation. The cosimile."
IN WITNESS WHEREOF, the <b>RLI Insu</b> corporate seal affixed this27th day		nese presents to be executed by its <u>Vice President</u> with its
State of Illinois  SSS	CORPORATE SEAL	By: Roy C. Die Vice President
County of Peoria		CERTIFICATE
On this 27th day of January, 2011 personally appeared Roy C. Die whacknowledged that he signed the above Powe officer of the RLI Insurance Company and ache the voluntary act and deed of said corporation.  By: Cherie L. Montgomery	no being by me duly sworn, or of Attorney as the aforesaid ocknowledged said instrument to	I, the undersigned officer of <b>RLI Insurance Company</b> , a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the <b>RLI Insurance Company</b> this day of
"OFFICIAL SEA  NOTARY CHERIE L. MONTGO STATEOF COMMISSION EXPIRES 0	AL." DMERY 12/02/12	By: Roy C. Die Vice President

# SMALL AND MINORITY OWNED TELECOMMUNICATIONS BUSINESS PARTICIPATION PLAN

#### SMALL AND MINORITY-OWNED TELECOMMUNICATIONS

#### **BUSINESS PARTICIPATION PLAN**

#### PURPOSE

- 1.1 This Small and Minority-owned Telecommunications Business Participation Plan ("Plan") is submitted by Windstream Norlight, Inc. ("WIN-Norlight" or "Company") as required by T.C.A. §65-5-212.
- 1.2 The purpose of the Plan is to provide opportunities for small and minority-owned businesses to provide goods and services to Telecommunications service providers. The Company is committed to the goals of T.C.A. §65-5-212 and to taking steps, where possible, to support the participation of small and minority-owned telecommunications businesses in competing for contracts and subcontracts for goods and services.
- 1.3 The administration of this Plan is the responsibility of WIN-NORLIGHT. As a competitive vendor of telecommunications service, WIN-NORLIGHT is non-dominant in its industry. The nature of WIN-NORLIGHT's business limits its opportunity to support the use of small and minority businesses in Tennessee. However, the submission of this Plan evidences the Company's desire to participate as practically possible.

#### 2. DEFINITIONS

- 2.1 Windstream Norlight, Inc. is a private corporation who resells interexchange telecommunication Services in the State of Tennessee. The Company is based in Little Rock, Arkansas and has no employees or property in Tennessee at this time.
- 2.2 Minority-Owned Business For the purpose of this Plan, "minority-owned business" means a business that is solely owned, or at least fifty-one percent (51%) of its assets or outstanding stock of which is owned, by an individual who personally manages and controls the daily operations of such business and who is impeded from normal entry into the economic mainstream because of race, religion, sex or national origin and such business has annual gross receipts of less than four million dollars (\$4,000,000) per T.C.A. §65-5-212.
- 2.3 Small Business For the purpose of this Plan, "small business" means a business with annual gross receipts of less than four million dollars (\$4,000,000).
- 3. WIN-NORLIGHT'S RESPONSIBILITY FOR SMALL AND MINORITY-OWNED TELECOMMUNICATION BUSINESS PARTICIPATION PLAN AND POLICY STATEMENT.
  - 3.1 WIN-NORLIGHT intends to afford Small and Minority-Owned Telecommunications Businesses the maximum practicable opportunity to participate in the performance of contracts in accordance with T.C.A. §65-5-212.

3.2 WIN-NORLIGHT is a reseller of telecommunications services whose business operations include:

The provision of local and long distance telecommunications services.

- 3.3 Initial Small and Minority-Owned Telecommunications Business contacts for WIN-NORLIGHT would be made through its Coordinator who will seek to identify and include firms in Tennessee through the Department of Economic and Community Development's office of Minority Business Enterprise and Small Business office.
- 4. SMALL AND MINORITY-OWNED TELECOMMUNICATIONS BUSINESS PARTICIPATION PLAN PERIOD OF EFFECTIVENESS.
  - 4.1 WIN-NORLIGHT will maintain a proactive and continuous approach toward inclusion of such firms in its supplier base. Consequently, its Plan and the associated duties and activities would not have a fixed time period for effectiveness, but rather would represent WIN-NORLIGHT's ongoing policies and procedures. WIN-NORLIGHT has not physical presence in Tennessee. When and if is business plans change in Tennessee, the effectiveness of this Plan would be modified.

#### PLAN ADMINISTRATION

5.1 WIN-NORLIGHT's Plan Administrator is:

Kristin Rankin

- 5.2 The Administrator manages the Plan, as described below in the Administrator's duties. The Administrator has direct interface with procurement personnel, contract administrators, and program and project personnel to ensure compliance with the provisions of the Plan.
- 5.3 The Administrator's specific job duties, as they relate to this Plan and WIN-NORLIGHT's business operations in the state of Tennessee, are as follows:
  - a) Reviewing WIN-NORLIGHT policies and procedures to ensure that Small and Minority-Owned Telecommunications Businesses in Tennessee have an equitable opportunity to be awarded contracts when possible.
  - b) Allowing for the inclusion of Small and Minority-Owned Telecommunications Businesses in those solicitations for products or service which they are capable of providing.
  - c) Coordinating activities during the conduct of any compliance review by Tennessee state agencies.

d) Preparing and submitting periodic contracting reports as required.

#### 6. PLAN TO ASSURE EQUITABLE OPPORTUNITY

- 6.1 The Administrator shall ensure that appropriate source listings and services are properly utilized in support of the Plan. Sources/listings include but are not limited to the following:
  - a) The WIN-NORLIGHT approved Master Supplier List.
  - b) Sourcing information received from the Department of Economic and Community Development's Office of Minority Business Enterprise and Small Business Office in Nashville.

#### 6.2 Outreach efforts will be made as follows:

- a) The Administrator shall cultivate and maintain a relationship with the Community Development's Office of Minority Business Enterprise and Small Business Office in an effort to locate and quantify capable Small and Minority-Owned Telecommunications Businesses for participation in contracting opportunities.
- b) The Administrator shall ensure that WIN-NORLIGHT provides adequate and timely consideration of the potentialities of Small and Minority-Owned Telecommunications Businesses in "make-or-buy" decisions.
- c) The Administrator shall ensure that WIN-NORLIGHT counsels and discusses contracting opportunities with representatives of Small and Minority-Owned Telecommunications Businesses.
- d) The Administrator shall ensure that WIN-NORLIGHT offers assistance to Small and Minority-Owned Telecommunications Businesses to explain: requests for quotations, progress payments, technical and quality assurance programs, advise on types of business typically being contracted, and he mechanics of procurement requirements and quality expectations.

#### 7. PLAN REPORTING

- 7.1 WIN-NORLIGHT will submit such periodic reports and cooperate in those studies or surveys as may be required to determine the extent of compliance with this Plan.
- 7.2 WIN-NORLIGHT Supplier Master List will identify Small and Minority-Owned Telecommunications Businesses in Tennessee. The Supplier Master List shall be utilized in identifying potential contractor.