

TENNESSEE PUBLIC SERVICE COMMISSION

460 JAMES ROBERTSON PARKWAY
NASHVILLE, TENNESSEE 37243-0505

KEITH BISSELL, CHAIRMAN
STEVE HEWLETT, COMMISSIONER
SARA KYLE, COMMISSIONER



PAUL ALLEN, EXECUTIVE DIRECTOR

Company ID: 00116001
SouthernNet, Inc.
1801 Pennsylvania Ave. N.W.
Washington, DC 20006

BEFORE THE TENNESSEE PUBLIC SERVICE COMMISSION
Nashville, Tennessee November 10, 1995

IN RE: CASE NUMBER: 95-03311

Application for Authority for Operator Services and/or Resell Interexchange (Long Distance) Telecommunications Service and/or Telecommunications Operator Services in Tennessee Pursuant to Rule 1220-4-2-.57.

---ORDER---

This matter is before the Tennessee Public Service Commission upon the application of the above-mentioned company for certification as a long distance/interexchange reseller or telecommunication operator service provider in Tennessee. The Commission considered this application at its regularly scheduled Commission Conference held on November 7, 1995 and concluded that the applicant has met all the requirements for certification and should be authorized to provide the resell of interexchange telecommunications service and/or an operator service on an intrastate basis.

IT IS THEREFORE ORDERED:

1. That the above-mentioned company is issued a Certificate of Convenience and Necessity as an interexchange telecommunications reseller and/or an operator service provider for state-wide service in Tennessee as specified in its application on file with the Commission.
2. That said company shall comply with all applicable Commission rules and regulations.
3. That this order shall be retained as proof of certification with this Commission, and may be used to obtain appropriately tariffed access service and billing arrangements from Commission authorized telecommunications service providers.
4. That any party aggrieved with the Commission's decision in this matter may file a Petition for Reconsideration with the Commission within ten (10) days from and after the date of this Order.
5. That any Party aggrieved with the Commission's decision in this matter has the right of judicial review by filing a petition with the Tennessee Court of Appeals, Middle Section within sixty (60) days from and after the date of this Order.

Marcia Stevens
Executive Director's
Office

Keith Bissell
Chairman
Steve Hewlett
Commissioner
Sara Kyle
Commissioner

EXHIBIT A

TENNESSEE PUBLIC SERVICE COMMISSION

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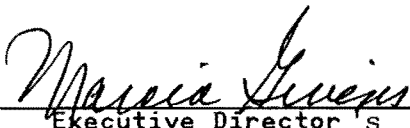
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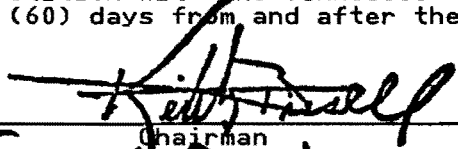
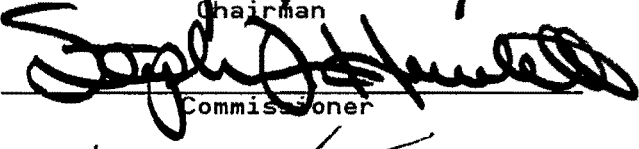
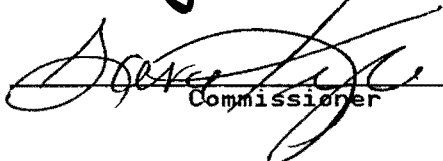
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Executive Director's
Office


Chairman

Commissioner

Commissioner

TENNESSEE PUBLIC SERVICE COMMISSION

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NASHVILLE, TENNESSEE 37243-0505

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PAUL ALLEN, EXECUTIVE DIRECTOR



APPLICATION FOR CERTIFICATE TO PROVIDE OPERATOR SERVICES AND/OR RESELL INTEREXCHANGE TELECOMMUNICATION SERVICES IN TENNESSEE [RULE 1220-4-2-.57]

SECTION A

Part 1: General Information

A. Name of Applicant SouthernNet, Inc. d/b/a Teleconnect and Telecom*USA
Address 1801 Pennsylvania Avenue, N.W.
State Washington, DC Zip Code 20006 Phone No. (202) 872-1600

B. Owner, Partners, or Corporate Officer - SEE ATTACHMENT I

NAME	ADDRESS	CITY	STATE	ZIP CODE

C. Name and telephone number of Tennessee contact person authorized to respond to Commission inquiries Monday through Friday.

Martha Martha McMillin (404) 843-6375 or (800) 283-6140 (404) 250-5992
Name Tennessee Phone No. Fax No.

D. List a toll-free telephone number that consumers can call to report service problems and/or request refunds or adjustments. Residential (800) 866-3311
Commercial (800) 866-3322

E. Check the type of telecommunication services you plan to provide in Tennessee.

☒ Resell Interexchange long distance services
☒ Operator Services
Other (describe below)

F. If providing operator services, list company name, address and contact person for all reseller carriers you serve in Tennessee. Provide the above information on Appendix I.

G. List the state(s) you are authorized to operate in at this time. Alabama, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, South Carolina, Virginia, and West Virginia

(To be filled out by PSC) 11/6001/15-3311
Company ID Number
Date Approved
Evaluator

Mail the completed application and a check for \$50.00 to: Tennessee Public Service Commission, P.O. Box 3412, Nashville, TN 37219-0412. Should you have any questions, call (615)741-3939.

H. List all states that you have been denied authority to provide service.

NONE

I. Areas in Tennessee to be served.

Statewide

J. What type of customers will the company serve?

a. Business ☒

b. Residential ☒

c. Aggregators ☒

(e.g. Hotels, Payphones)

d. Other (specify) _____

K. Do you allow a property imposed fee (PIF) to be added to the price of intrastate telephone calls over your network? If yes, specify amount. ☒ NO

L. Are your prices for intrastate services plus any PIF equal to or less than the dominant carriers price for similar services? Yes ☒ No _____

M. Describe the type of services and price that the applicant will be offering in Tennessee on the Informational Tariff Form found in Appendix II¹.

N. What is the applicant's 10XXX or 800 access code? 10852, 10224, 10826

O. Does the applicant now have or plan to have any telecommunication's facilities (e.g. switches, fiber lines) in Tennessee? ☒ No

P. What facility-based network will the applicant be reselling? MCI Telecommunications

Q. Will the applicant be utilizing the local telephone company's billing system or billing customers direct²? Local Exchange Carrier Billing System

R. Describe briefly how the applicant plans to market their services in Tennessee? If an independent telemarketer is going to be used, state company name and address.

Services will be marketed by way of MCI's Telemarketing Division.

S. Describe the procedures the applicant will use to switch a consumer's preferred interexchange service. Applicant will follow MCI's procedures for Telemarketing which include third party verification of customers request to change carriers.

¹Applicant is required to fill out an Informational Tariff form. Failure to fill out this form will cause the applicant's request to be rejected.

²A copy of a bill is required if the applicant is going to bill the customer direct.

T. Applicant has the ability and agrees to honor the form of call blocking that the consumer has subscribed to with their local telephone company. Yes ☒ No ☐

U. Applicant gives permission to the local telephone company to provide the Commission a periodic sample of the reseller's intrastate toll calls. The purpose of this analysis is to audit the reseller's rates to assure they are at or below the dominant carrier's tariffed rates. Yes ☒ No ☐

Part II: Organization Structure

A. Type of Organization

☐ Individual ☒ Corporation

☐ Partnership ☐ Other (Explain on separate sheet)

B. If partnership and/or Non-resident SEE ATTACHMENT II

(1) Attach a copy of Articles of Incorporation and current by-laws.

(2) Attach a copy of Certification of Authority issued by Tennessee Secretary of State showing corporation's authority to engage in business in Tennessee.

Part III: Financial Information SEE ATTACHMENT II

A. Attach a current financial statement showing in detail the applicant's financial condition, including balance sheet and income statement, or a copy of IRS form 1120 or 1065 filed by your business for the previous year. Attach, if available, a copy of your company's 10K and/or stockholder reports.

Part IV: Display Card SEE ATTACHMENT II

Attach a copy of the display card to be placed on the aggregators telephone which shows what operator services are to be provided. The card must contain all required information listed in the attached Rule (1220-4-2-.57, B)³, which includes a toll-free number consumers can call for service problems and refunds.

³It is the responsibility of the reseller or operator service provider to assure that the appropriate display card is affixed to the aggregates telephones.

Part V: Rule Compliance Agreement

A. The Interexchange Reseller or Operator Service Provider applicant, hereby, affirms the following:

- Has received, read, and understands the Tennessee Public Service Commission's (TPSC) Interexchange Reseller Rules and Regulations, (Appendix III)
- Understands the penalties for non-compliance, and all associated fees to provide such service.
- Will comply with the TPSC Interexchange Reseller Rules and all other applicable Commission Rules and state laws, including T.C.A. Section 65-5-206 (Appendix IV),
- That all information provided in the attached registration document is true to the best of my knowledge.

SOUTHERNET, INC.
Company Name Date
[Signature] ASST. SECY
Company Official Title

Subscribed and sworn
before me this 17th day
of Sept., 1995

[Signature]
Notary Public
DOLORES VISMARA
DISTRICT OF COLUMBIA

seal

my commission expires 6/14/99.

SOUTHERNNET, INC. d/b/a Teleconnect and Telecom*USA

RESALE COMMON CARRIER SERVICE

Section D
RATES AND CHARGES

4. Operator Services

- A) The following per minute usage rates apply to all calls falling under Classifications A) through G) as described in Section C above.

<u>Mileage Band</u>	<u>Day Rate</u>		<u>Evening Rate</u>		<u>Night/Weekend Rate</u>	
	<u>Initial Minute</u>	<u>Add'l Minute</u>	<u>Initial Minute</u>	<u>Add'l Minute</u>	<u>Initial Minute</u>	<u>Add'l Minute</u>
1 - 10	\$.1200	\$.1300	\$.0700	\$.0800	\$.0500	\$.0600
11 - 22	.1400	.1500	.0800	.0900	.0600	.0700
23 - 30	.1500	.1600	.0800	.0900	.0800	.0900
31 - 55	.1500	.1600	.0800	.0900	.0800	.0900
56 - 85	.1800	.1900	.1300	.1400	.0900	.1000
86 - 124	.1800	.1900	.1300	.1400	.0900	.1000
125 - 196	.1900	.2000	.1400	.1500	.1100	.1200
197 - 292	.1900	.2000	.1400	.1500	.1100	.1200
293 - 430	.2100	.2200	.1400	.1500	.1100	.1200
431 - Over	.2300	.2400	.1400	.1500	.1200	.1300

- B) The following per call surcharges are applicable to all calls falling under Classifications A) through G) as described in Section C above.

Station-to-Station	\$1.94
Station-to-Station Collect	\$1.94
Person-to-Person	\$3.00
Person-to-Person Collect	\$3.00
Third Party Billed	\$1.94
LEC/Commercial Calling Card	\$0.80
Operator Dialed	\$1.00

ISSUED:

EFFECTIVE:

By: Julie L. Davis, Tariff Administrator
780 Johnson Ferry Road
Suite 700
Atlanta, Georgia 30342

RECEIVED
CONSUMER SERVICES DIV.
OCT 16 1993
TN PUBLIC SERVICE COMM.

BOULT
CUMMINGS
CONNERS
& BERRY

CLIENT DISBURSEMENT ACCOUNT
P.O. BOX 198062
NASHVILLE, TN 37219

FIRST UNION NATIONAL BANK of TENNESSEE

501346

DATE 09/08/95 CONTROL NO. 501346 AMOUNT \$50.00

AY Fifty and 00/100 Dollars

TO THE ORDER OF Tennessee Public Service Commission
460 James Robertson Parkway
Nashville, TN 37219

BOULT, CUMMINGS, CONNERS & BERRY

If over \$2,000.2 signatures required

⑈ 501346⑈ ⑆064101424⑆ 2079900000045⑈

SOUTHERNNET, INC. d/b/a Teleconnect and Telecom*USA

RESALE COMMON CARRIER SERVICE

CHECK SHEET

<u>PAGE NUMBER</u>	<u>REVISION NUMBER</u>
Title Page	Original
Check Sheet 1	First *
Reference Page	Original
Contents Page 1	Original
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	First *

ISSUED:

EFFECTIVE:

JAN 26 1996 By: Julie L. Davis, Tariff Administrator
780 Johnson Ferry Road
Suite 700
Atlanta, Georgia 30342

JAN 31 1996

SOUTHERNNET, INC. d/b/a Teleconnect and Telecom*USA

RESALE COMMON CARRIER SERVICE

SECTION C
RATES AND CHARGES

4. Operator Services

- A) The following per minute usage rates apply to all calls falling under Classifications A) through G) as described in Section B above.

Mileage Band	<u>Day Rate</u>			<u>Evening Rate</u>			<u>Night/Weekend Rate</u>	
	<u>Initial Minute</u>	<u>Add'l Minute</u>		<u>Initial Minute</u>	<u>Add'l Minute</u>		<u>Initial Minute</u>	<u>Add'l Minute</u>
1 - 10	\$.1200	\$.1299	R	\$.0700	\$.0799	R	\$.0500	\$.0599
11 - 22	.1399	R .1399		.0800	.0899		.0600	.0699
23 - 30	.1500	.1599		.0800	.0899		.0799	R .0799
31 - 55	.1500	.1599		.0800	.0899		.0799	.0799
56 - 85	.1799	R .1799		.1299	R .1299		.0800	.0899
86 - 124	.1799	R .1799		.1299	R .1299		.0899	R .0899
125 - 196	.1900	.1999		.1400	.1499		.1100	.1199
197 - 292	.1900	.1999		.1400	.1499		.1100	.1199
293 - 430	.2100	.2199		.1400	.1499		.1100	.1199
431 - Over	.2300	.2399	R	.1400	.1499	R	.1200	.1299

- B) The following per call surcharges are applicable to all calls falling under Classifications A) through G) as described in Section B above.

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Station-to-Station Collect	\$1.94
Person-to-Person	\$3.00
Person-to-Person Collect	\$3.00
Third Party Billed	\$1.94
LEC/Commercial Calling Card	\$0.80
Operator Dialed	\$1.00

ISSUED:

EFFECTIVE:

JAN 26 1996 By: Julie L. Davis, Tariff Administrator
780 Johnson Ferry Road
Suite 700
Atlanta, Georgia 30342

JAN 31 1996

Appendix I

<u>Reseller Name</u>	<u>Address</u>	<u>Contact Person</u>
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Not Applicable		
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Appendix II Informational Tariff Sheet

<u>Description of Service</u>	<u>Applicant proposed Price change to consumer</u>	<u>Dominant Carriers⁴ Price for similar service</u>
1. SMARTminutes - Outbound residential service originated over Local Exchange Carrier (LEC) Feature Group D (FGD) access lines.	\$0.15 per minute all time of day rate periods	Currently dominant carrier (AT&T) does not have a flat rated service that directly competes with SMARTminutes.
2. EasyPlan - inbound and outbound commercial service originated over LEC facilities.	\$0.15 per minute all time of day rate periods	Currently dominant carrier (AT&T) does not have a flat rate service that directly competes with EasyPlan.
3. Directory Assistance - provided on a pass through basis.	No Charge	No Charge
4. Operator Services - outbound service allowing customers to originate calls via LEC FGA and FGD facilities or by using a Company or LEC calling card.	See Attachment III	See Attachment IV

⁴Dominant Carrier (South Central Bell or AT&T, whichever is appropriate). A copy of these companies' rates are found on Appendix V.

ATTACHMENT I

June 22, 1995

SOUTHERNNET, INC.
Subsidiary of Telecom*USA, Inc.

OFFICERS:

Chairman
President
Senior Vice President and
Chief Financial Officer
Senior Vice President
Senior Vice President,
General Counsel and Secretary
Vice President
Vice President
Vice President
Vice President
Vice President
Vice President
Vice President
Vice President
Vice President and Treasurer
Assistant Secretary
Assistant Secretary
Assistant Secretary

Bert C. Roberts, Jr.
Gerald H. Taylor

Douglas L. Maine
Gary Parsons

John R. Worthington
Alan Catherall
Frank Kozel
Donald T. Lynch
Jon M. McGuire
Douglas L. Maine
Charles W. Rau
Arthur R. Roberts
Scott Ross
Jonelle St. John
C. Bolton-Smith, Jr.
Edward G. Freitag
Savery M. Gradoville

DIRECTORS:

Gerald H. Taylor
John R. Worthington

Incorporated In:
Date Incorporated:
Annual Meeting:

Georgia
December 15, 1980
May, June or July

ATTACHMENT II

Secretary of State

Corporations Division

Suite 315, West Tower

2 Martin Luther King, Jr. Dr.

Atlanta, Georgia 30334-1530

DOCKET NUMBER : 952161240
CONTROL NUMBER : 8418302
DATE INC/AUTH/FILED: 12/15/1980
JURISDICTION : GEORGIA
PRINT DATE : 08/04/1995
FORM NUMBER : 0215

PRENTICE HALL CORPORATE SERVICES
BETTY BLANCHARD
66 LUCKIE STREET
ATLANTA, GA 30303

CERTIFIED COPY

I, **MAX CLELAND**, Secretary of State of the State of Georgia, do hereby certify under the seal of my office that the attached documents are true and correct copies of documents filed under the name of

SOUTHERNNET, INC. A DOMESTIC PROFIT CORPORATION

Said entity was formed in the jurisdiction set forth above and has filed in the office of Secretary of State on the date set forth above its certificate of limited partnership, articles of incorporation, articles of association, articles of organization or application for certificate of authority to transact business in Georgia.

This certificate is issued pursuant to Title 14 of the Official Code of Georgia Annotated and is prima-facie evidence of the existence or nonexistence of the facts stated herein.



**MAX CLELAND
SECRETARY OF STATE**