

TENNESSEE PUBLIC SERVICE COMMISSION
400 JAMES ROBERTSON PARKWAY
NASHVILLE, TENNESSEE 37243-0505

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



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 Business Discount Plan, Inc.
Address 3780 Kilroy Airport Way, Suite 200, Long Beach
State CA Zip Code 90806 Phone No. (714) 798-7000

B. Owner, Partners, or Corporate Officer

NAME	ADDRESS	CITY	STATE	ZIP CODE
T. David Jenkins	3780 Kilroy Airport	Long Beach	CA	90806
CEO	Way, Ste. 200			
Dennis Flannigan	3780 Kilroy Airport	Long Beach	CA	90806
President	Way, Ste. 200			

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

David Jenkins (714) 798-7000 (714) 798-7077
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. (800) 723-4490

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. CA, DE, FL, ID, IL, IA, MA, NJ, OR, PA, SD, TX, WI, WY

(To be filled out by PSC)
Company ID Number 116551
Date Approved _____
Evaluator _____

95 3357

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 any states that you have been denied authority to provide service.
N/A
-
- I. Areas in Tennessee to be served.
BDP will provide service throughout the State of Tennessee.
-
- J. What type of customers will the company serve?
a. Business x
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. N/A
- L. Are your prices for intrastate services plus any PIF equal to or less than the dominant carriers price for similar services? Yes _____ No _____ N/A
- 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? 10-288
- 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? AT&T
-
- Q. Will the applicant be utilizing the local telephone company's billing system or billing customers direct²? BDP will utilize the local 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.
BDP's services are marketed by in-house sales representatives.

- S. Describe the procedures the applicant will use to switch a consumer's preferred interexchange service. Customers are solicited through telemarketing. Every sales call resulting in a sale is verified by an independent verifier pursuant to federal procedures.

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 x 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 x Operator assisted service will not be offered.

Part II: Organization Structure

A. Type of Organization

 Individual x Corporation

 Partnership Other (Explain on separate sheet)

B. If partnership and/or Non-resident

(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. Will be provided upon receipt.

Part III: Financial Information

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

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.

N/A

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.

Business Discount Plan, Inc.

Company Name

Date

T. David Jenkins, CEO

Company Official

Title

T. David Jenkins, CEO

Subscribed and sworn
before me this 11 day
of Sept., 1995

Avonelle Kone
Notary Public



seal

EXHIBIT 1

ARTICLES OF INCORPORATION

OF

TRANS NATIONAL TELEPHONE, INC.

1809455

FILED

In the Office of the Secretary of State
of the State of California

AUG 18 1992

March Fong Eu
MARCH FONG EU, Secretary of State

I

The name of this corporation is TRANS NATIONAL TELEPHONE, INC.

II

The purpose of this corporation is to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of California other than the banking business, the trust company business or the practice of a profession permitted to be incorporated by the California Corporations Code.

III

The name and address in the State of California of this corporation's initial agent for service of process is:

GREG L. ERIKSEN
2560 NORTH SANTIAGO BOULEVARD
ORANGE, CA 92667

IV

This corporation is authorized to issue only one class of shares of stock, designated "common stock"; and the total number of shares which this corporation is authorized to issue is: 100,000.

The liability of the directors of the corporation for monetary damages shall be eliminated to the fullest extent permissible under California law.

The corporation is authorized to provide indemnification of agents (as defined in Section 317 of the California Corporations Code) for breach of duty to the corporation and shareholders through bylaw provisions or through agreements with the agents, or both, in excess of the indemnification otherwise permitted by Section 317 of the California Corporations Code, subject to the limits on such excess indemnification set forth in Section 204 of the California Corporations Code.

Dated: August 18, 1992

Karen Chok

KAREN CHOK, Incorporator

1809455

CERTIFICATE OF AMENDMENT
OF ARTICLES OF INCORPORATION
OF TRANS NATIONAL TELEPHONE, INC.,
A CALIFORNIA CORPORATION

FILED
the office of the Secretary of State
of the State of California

JAN 3 1995

Bill Jones
Secretary of State

Dennis Flannigan, certifies that:

1. He is the sole director of the Board of Directors of Trans National Telephone, Inc., a California Corporation, and is also the President and Secretary of the corporation.

2. Article I of the Articles of Incorporation is amended to read as follows:

I

"The name of this corporation is BUSINESS DISCOUNT PLAN, INC."

3. The foregoing Amendment of Articles of Incorporation has been duly approved by the Board of Directors.

4. The foregoing Amendment has been duly approved by the required vote of shareholders in accordance with Section 902 (904) of the Corporation's Code. The corporation has only one class of shares and the number of outstanding shares is One Hundred Thousand (100,000). The number of shares voting in favor of the Amendment equaled or exceeded the vote required. The percent vote required was more than fifty percent (50%).

Dated: December 28, 1994


DENNIS FLANNIGAN

The undersigned declares under penalty of perjury that the matters set forth in the foregoing Certificate are true and correct of my own knowledge and that this Declaration was executed on 28th day of December, 1994, at Orange, California.


DENNIS FLANNIGAN