

Company ID: 00115923
NOS Communications, Inc.
4380 Boulder Highway
Las Vegas, NV 89121

BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, TN September 1, 1998

IN RE: CASE NUMBER: 98-00454

Application for Authority to Provide Operator Services and/or Resell Telecommunications Services in Tennessee Pursuant to Rule 1220-4-2-.57.

---ORDER---




This matter is before the Tennessee Regulatory Authority upon the application of the above-mentioned company for certification as a reseller or telecommunication operator service provider in Tennessee. The TRA considered this application at a Conference held on September 1, 1998 and concluded that the applicant has met all the requirements for certification and should be authorized to provide operator services and/or resell telecommunications services on an intrastate basis.

IT IS THEREFORE ORDERED:

1. That the above-mentioned company is issued a Certificate of Convenience and Necessity as an operator service provider and/or reseller of telecommunications services for state-wide service in Tennessee as specified in its application on file with the Authority.
2. That said company shall comply with all applicable state laws and TRA rules and regulations.
3. That this order shall be retained as proof of certification with this Authority, and may be used to obtain appropriately tariffed service and billing arrangements from Authority authorized telecommunications service providers.

ATTEST:


Executive Secretary


Chairman

Director

Director

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP INCLUDING PROFESSIONAL ASSOCIATIONS

1200 19TH STREET, N.W.

SUITE 500

WASHINGTON, D. C. 20036

(202) 955-9600

FACSIMILE

(202) 955-9792

NEW YORK, N.Y.

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BRUSSELS, BELGIUM

HONG KONG

AFFILIATED OFFICES

NEW DELHI, INDIA

TOKYO, JAPAN

REC'D TN
REGULATORY AUTH.

'98 JUL 1 PM 2 56

EXECUTIVE SECRETARY

WRITER'S DIRECT LINE
(202) 955-9767

WRITER'S E-MAIL
apruitt@kelleydrye.com

June 30, 1998

VIA EXPRESS MAIL

**RECEIVED
ADMINISTRATIVE**

JUL 01 1998

TN REGULATORY AUTHORITY

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Re: Application of NOS Communications, Inc. for Authority to Provide
Resold Long Distance Service

Dear Mr. Waddell:

Enclosed for filing on behalf of NOS Communications, Inc., please find an original and 13 copies of an application to provide intrastate telecommunications services on a resale basis. Also enclosed is a check in the amount of \$50.00 to cover the requisite filing fee.

Finally, enclosed is a duplicate copy of this filing. Please date-stamp the duplicate and return in the envelope provided. If you have any questions regarding this filing, I can be reached at (202) 955-9767.

Sincerely,

Andrea D. Pruitt

Andrea D. Pruitt, Esq.

cc: Scott Troutt

VOUCHER NO. 777-100810
C# 04973 SRC. 28103
AMT. REC. 50.00
DEPOSIT DATE 7/2/98

KELLEY DRYE & WARREN LLP

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June 30, 1998

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Nashville, TN 37243-0505

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Sincerely,

Andrea D. Pruitt

Andrea D. Pruitt, Esq.

cc: Scott Troutt

115923

98-00454

TENNESSEE REGULATORY AUTHORITY

Lynn Greer, Chairman
Sara Kyle, Director
Melvin Malone, Director



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

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

SECTION A

Part 1: General Information

A. Name of Applicant NOS Communications, Inc.
Address 4380 Boulder Highway City Las Vegas
State NV Zip Code 89121 Phone No. (702) 547 - 8692

B. Owner, Partners, or Corporate Officer

NAME	ADDRESS	CITY	STATE	ZIP CODE
Samuel P. Delug	4380 Boulder Hwy.	Las Vegas	NV	89121
Robert Lichtenstein	4380 Boulder Hwy.	Las Vegas	NV	89121

C. Name and telephone number of contact person authorized to respond to Authority inquiries regarding company operations Monday through Friday.
Marlo Oliver (702) 547-8692 (702) 547 - 3413
Name Phone No. Fax No.

Name and telephone number of contact person authorized to respond to Authority inquiries regarding this filing Monday through Friday.
Andrea Pruitt (202) 955 - 9767 (202) 955 - 9792
Name 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. 800-772-4667

E. Check the type of telecommunication services you plan to provide in Tennessee.
☒ Resell Interexchange long distance services
☐ Operator Services
☐ Resell local services
☐ Other (describe) _____

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

98-00454
115923

Mail the completed application and a check for \$50.00 to: Tennessee Regulatory Authority, P.O. Box 198907, Nashville, TN 37219-8907. Should you have any questions, call (615) 741-7489, ext. 163.

- 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) that the applicant is authorized to operate in at this time. Applicant is authorized, where required, throughout the United States, except Alaska, Hawaii and Oklahoma.

For the above states, list the number and types of complaint(s) filed against applicant, and the complaint(s)' current status. Provide this information on a separate attachment, if necessary.

See Exhibit A.

If applicant has affiliate(s) engaged in providing telecommunications services, provide the above requested information for the affiliate(s), as well as for the applicant.

- H. List any states that the applicant has been denied authority to provide service.
None.

If applicant has affiliate(s) engaged in providing telecommunications services, provide the above requested information for the affiliate(s), as well as for the applicant.

- I. Areas in Tennessee to be served.
Statewide.

- J. What type of customers will the applicant serve?

- a. Business x
b. Residential x
c. Aggregators _____
(e.g. Hotels, Payphones)
d. Other (specify) _____

- K. Does the applicant allow a property imposed fee (PIF) to be added to the price of intrastate telephone calls over its 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 x 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, if applicable? 10555

- 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(s) will the applicant be reselling? WillTel, Inc.

- Q. Will the applicant be utilizing the local telephone company's billing system or billing customers directly²? Applicant will utilize the billing services of a third party billing agent.

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 directly.

- 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.
NOS will market through in-person sales calls, phone solicitation, television,
print and radio advertising.
- S. Describe the procedures the applicant will use to switch a consumer's preferred interexchange service, if applicable. In compliance with FCC rules, NOS will verify
PIC changes using a Letter of Authorization or an independent third party agent.
- 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 Authority 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 x No

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

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. See Exhibit D.

Part IV: Display Card


If applicable, 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.

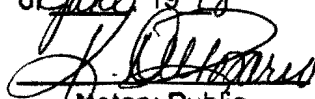
Part V: Rule Compliance Agreement

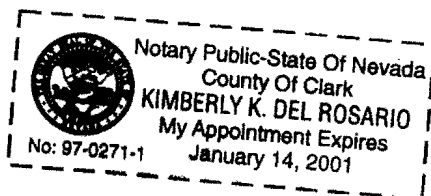
A. The Reseller or Operator Service Provider applicant, hereby, affirms the following:

- Has received, read, and understands the Tennessee Regulatory Authority's (TRA) Reseller Rules and Regulations, (Appendix III)
- Understands the penalties for non-compliance, and all associated fees to provide such service.
- Will comply with the TRA Reseller Rules and all other applicable Authority 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.

NOS Communications, Inc.
Company Name _____ Date _____
 _____ Pres.
Company Official _____ Title _____

Subscribed and sworn
before me this 26th day
of June, 19 98


Notary Public



seal

Secretary of State
Corporations Section
am's K. Polk Building, Suite 1800
N ille, Tennessee 37243-0306

DATE: 07/28/95
REQUEST NUMBER: 3036-0259
TELEPHONE CONTACT: (615) 741-0537
FILE DATE/TIME: 07/27/95 0936
EFFECTIVE DATE/TIME: 07/27/95 0936
CONTROL NUMBER: 0298095

TO:
HELEIN & WAYS DORF PC
1850 M ST NW S550

WASHINGTON, DE 20036

RE:
NOS COMMUNICATIONS, INC.
APPLICATION FOR CERTIFICATE OF
AUTHORITY - FOR PROFIT

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

A CORPORATION ANNUAL REPORT MUST BE FILED WITH THE SECRETARY OF STATE
ON OR BEFORE THE FIRST DATE OF THE FOURTH MONTH FOLLOWING THE CLOSE OF THE
CORPORATION'S FISCAL YEAR. PLEASE PROVIDE THIS OFFICE WITH WRITTEN
NOTIFICATION OF THE CORPORATION'S FISCAL YEAR. THIS OFFICE WILL MAIL THE
REPORT DURING THE LAST MONTH OF SAID FISCAL YEAR TO THE CORPORATION 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 CORPORATION TO ADMINISTRATIVE REVOCATION
OF ITS CERTIFICATE OF AUTHORITY.

IN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR
FILING, PLEASE REFER TO THE CORPORATION CONTROL NUMBER GIVEN ABOVE.

FOR: APPLICATION FOR CERTIFICATE OF
AUTHORITY - FOR PROFIT

ON DATE: 07/27/95

FROM:
NOS COMMUNICATIONS
SUITE 811
6701 DEMOCRACY BLVD.
BETHESDA, MD 20817-0000

RECEIVED: FEES \$300.00 \$300.00
TOTAL PAYMENT RECEIVED: \$600.00

RECEIPT NUMBER: 00001831933
ACCOUNT NUMBER: 00218733



Riley C. Darnell

RILEY C. DARNELL
SECRETARY OF STATE