Company ID: 00128326

Budget Phone, Inc. 6901 West 70th

Shreveport, LA 71149

BEFORE THE TENNESSEE REGULATORY AUTHORITY Nashville, TN September 14, 1999

IN RE: CASE NUMBER: 99-00212

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 14, 1999 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:

- 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.

rman Melvin Malone

Director Sara Kyl

ATTEST:

Executive Secretary

Director Lynn Greer

CK# 3539

Budget Phone, INC.

910 Pierremont Rd., Suite 348 Shreveport, LA 71106 (318) 869-3878



February 18, 1999

Tennessee Regulatory Authority P.O. Box 198907 Nashville, TN 37219-8907

Subject: Application for Certificate of Convenience and Necessity – Budget Phone, Inc.

Gentlemen:

Pursuant to No. 1220-4-2-.57 of the Rules and Regulations for Resellers of Telecommunication Services, enclosed is our completed Application for Certificate of Convenience and Necessity, along with our check in the amount of \$50.00 in payment of the required registration fee.

Please advise if additional information is necessary to complete the filing of our application.

Singerely,

R. D. Hyde, Jr.

President

RDH/mjb Enclosures

voucher no. 727-124525 ch 2539 cms. 281.03

\$ 2539

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R. D. Hyde, Jr.

President

RDH/mjb Enclosures

> 128326 99-00212 Rescle App. Follor

APPLICATION OF

BUDGET PHONE, INC. FOR A

CERTIFICATE OF CONVENIENCE AND NECESSITY

To

TENNESSEE PUBLIC SERVICE COMMISSION DIVISION OF PUBLIC UTILITIES

IN COMPLIANCE WITH RULE NO. 1220-4-2-.57

RULES AND REGULATIONS FOR RESELLERS OF TELECOMMUNICATION SERVICES

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]

		ECTION A	C _O O	1 tolle 19	
Part 1	: General Information	120	Tree]	81,	
A.	Name of Applicant Budget Ph Address 910 Pterremont Rd., State LA Zip Code 7/106	")00	1 11	Shnevepont	·
В.	Owner, Partners, or Corporate Office				
	NAME ADDRESS	CITY	STATE	ZIP CODE	
	iel Hyde, In. 910 Piennemont#300		LA	71106	
R.Dan	iel Hyde,III 910 Pierremont#300	Shreveport	LA	71106	
Tony I	M. Cason 910 Pierremont#300	Shreveport	LA	71106	
Steph	en Hyde 910 Pierremont#300	Shreveport	LA	71106	
C.	Name and telephone number of con Authority inquiries regarding comparate Naniel (Smokey) Hyde (3/1) Name	•	y throug	•	
	Name and telephone number of con Authority inquiries regarding this filing R.Daniel (Smokey) Hyde (31	•	riday.	1318)219 -4080	
	Name	Phone No.		Fax No.	
D.	List a toll-free telephone number that and/or request refunds or adjustment	nt consumers can call nts.	to repo	rt service problems	
E. ;	Check the type of telecommunicatio Resell Interexchange long distar Operator Services Resell local services Other (describe)	• .	o provid	e in Tennessee.	
		(To be filled out by TRA) Company ID Number Date Approved Evaluator		128326	

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 swices, 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. Louisiana				
	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. <i>None</i>				
	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.				
Н.	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.				
۱.	Areas in Tennessee to be served. Statewide				
J.	What type of customers will the applicant serve? a. Business b. Residentialx 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. N/A				
L.	Are your prices for intrastate services plus any PIF equal to or le≰s than the dominant carriers' price for similar services? YesNoN/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 II ¹ .				
N.	What is the applicant's 10XXX or 800 access code, if applicable?				
Ο.	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? BellSouth				
Q.	Will the applicant be utilizing the local telephone company's billing system or billing customers directly ² ?				

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 applicant plans to market their service in Tennessee? If an independent telemarketer is going to be used, state company name and address. Radio and newspapen adventising will be the primary media. No					
	telemanketing is anticipated.					
S.	Describe the procedures the applicant will use to switch a consumer's preferred					
	interexchange service, if applicable. Applicant seeks authority to provide intrastate local exchange telecom services and exchange access telecom services that may be available from existing local exchange carriers to this market.					
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 \underline{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 No					
Part II:	Organization Structure					
Α.	Type of Organization					
	_IndividualxCorporation					
	Other (Explain on separate sheet)					
В.	 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. 					
Part III	: Financial Information					
Α.	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					
which information	cable, attach a copy of the display card to be placed on the aggregators telephone shows what operator services are to be provided. The card must contain all required ation listed in the attached Rule (1220-4-257, B) ³ , which includes a toll-free number mers 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 Ag ment

- 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.

BUDGET PHONE, INC.

2/1/99

Company Name

Date

Confinant Official R. D. (Smokey) Hyde, gr., President

Subscribed and sworn before me this 29 day

of March_ 19 99

Notary Public

seal

CERTIFICATION

STATE OF LOUISIANA	
PARISH OF CADDO	

The undersigned, R. Daniel Hyde, Jr., being first duly sworn, did depose and say that he is the President of Budget Phone, Inc., Applicant in this action; that he has read the foregoing Application and knows its contents; and that the same is true and correct of his own personal knowledge and belief.

He further states that Applicant is operating in compliance with all applicable federal and state laws and all FCC and Commission rules.

SWORN TO AND SUBSCRIBED before me this $\frac{29}{100}$ day of $\frac{20}{100}$, 199.



SECRETARY OF STATE

As Secretary of State, of the State of Louisiana, I do hereby Certify that a copy of the Articles of Incorporation and Initial Report of

BUDGET PHONE, INC.

Domiciled at Shreveport, Louisiana, Parish of Caddo,

A corporation organized under the provisions of R.S. 1950, Title 12, Chapter 1, as amended,

By Act before a Notary Public in and for the Parish of Caddo, State of Louisiana, on April 30, 1996, the date when corporate existence began,

Was filed and recorded in this office on May 1, 1996, in the Record of Charters Book 345,

And all fees having been paid as required by law, the corporation is authorized to transact business in this State, subject to the restrictions imposed by law, including the provisions of R. S. 1950, Title 12, Chapter 1, as amended.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on,

May 1, 1996

Secretary of State

MCO



As Secretary of State, of the State of Louisiana, I do hereby Cerlify that the annexed transcript was prepared by and in this office from the record on file, of which purports to be a copy, and that it is full, true and correct.

FILED & RECORDED CADDO PARISH LA

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on,

MAY 1 1996

Jose Me Keillen

Secretary of State



Secretary of State
Corporations Section

James K. Polk Building, Suite 1800
Nashville, Tennessee 37243-0306

TO: CAPITAL FILING SERVICE, INC. 7051 HIGHWAY 70 SO. NO. 333 ISSUANCE DATE: 03/11/1999 REQUEST NUMBER: 99070132

CHARTER/QUALIFICATION DATE: 03/11/1999 STATUS: ACTIVE CORPORATE EXPIRATION DATE: PERPETUAL CONTROL NUMBER: 0367379 JURISDICTION: LOUISIANA

REQUESTED BY: CAPITAL FILING SERVICE, INC. 7051 HIGHWAY 70 SO. NO. 333 NASHVILLE, TN 37221

I, RILEY C DARNELL, SECRETARY OF STATE OF THE STATE OF TENNESSEE DO HEREBY CERTIFY THAT

"BUDGET PHONE, INC."

WAS INCORPORATED OR QUALIFIED TO DO BUSINESS IN THE STATE OF TENNESSEE ON THE ABOVE DATE, AND THAT THE ATTACHED DOCUMENT(S) WAS/WERE FILED IN OFFICE ON THE DATE(S) AS BELOW INDICATED:

REFERENCE NUMBER

NASHVILLE, TN 37221

DATE FILED

FILING TYPE

FILING ACTION

NAM DUR STK PRN OFC AGT INC MAL FYC

3641-1860

03/11/1999

QUAL-PROFIT

FOR: REQUEST FOR COPIES

CAPITAL FILING SERVICE, INC. 7051 HWY 70 S

NASHVILLE, TN 37221-0000

FROM:

#333

ON DATE: 03/11/99

FEES

RECEIVED:

\$20.00

\$0.00

TOTAL PAYMENT RECEIVED:

\$20.00

RECEIPT NUMBER: 00002451102 ACCOUNT NUMBER: 00101230



RILEY C. DARNELL SECRETARY OF STATE

Kely C Darnell

SS-4458

APPLICATION FOR CERTIFICATE OF AUTHORITY FOR

	_
To the Secretary of State of the State of Tennessee:	
Pursuant to the provisions of Section 48-25-103 of the Tennessee Business Corporation Act, the undersigned coporation hereby applies for a certificate of authority to transact business in the State of Tennessee, and for that purpose sets forth:	r- r-
1. The name of the corporation is Budget Phone, Inc.	
To different the name and demand the continue of such originates by the involve	
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 corporation for profit if its name does not comply with the requirements of Section 48-14-101 of the Tennessee Business C poration Act. If obtaining a certificate of authority under an assumed corporate name, an application must be fil pursuant to Section 48-14-101(d) and an additional \$20.00 fee.]	or-
2. The state or country under whose law it is incorporated is Louisiana	٠.
3. The date of its incorporation is MAII, UGG (must be month, day, and year), and the period duration, if other than perpetual, is	od
4. The complete street address (including zip code) of its principal office is 910 Pierremont Road, Suite	_
348, Shreveport, LA 71106	
Street City State/Country Zip Code	- .
5. The complete street address (including the county and the zip code) of its registered office in this state is	
530 Gay Street Knoxville, Tennessee County of Knox 37902	2
Street City/State County Zip Code	
The name of its registered agent at that office is	
C T CORPORATION SYSTEM	_
6. The names and complete business addresses (including zip code) of its current officers are: (Attach separate she if necessary.)	et
R. Daniel Hyde, Jr. 910 Pierremont Rd., Suite 348, Shreveport, LA 71106	
R. Daniel Hyde, III 910 Pierremont Rd., Suite 348, Shreveport, LA 71106	
7. The names and complete business addresses (including zip code) of its current directors are: (Attach separate sheet if necessary.)	
R. Daniel Hyde, Jr. 910 Pierremont Rd., Suite 348, Shreveport, LA 71106	_
R. Daniel Hyde, III 910 Pierremont Rd., Suite 348, Shreveport, LA 71106	_
	_

8. The corporation is a corporation for profit.



SECRETARY OF STATE

As Secretary of State, of the State of Louisiana, I do hereby Certify that

BUDGET PHONE, INC.

A LOUISIANA corporation domiciled at SHREVEPORT,

Filed charter and qualified to do business in this State on May 01, 1996,

I further certify that the records of this Office indicate the corporation has paid all fees due the Secretary of State, and so far as the Office of the Secretary of State is concerned is in good standing and is authorized to do business in this State.

I further certify that this Certificate is not intended to reflect the financial condition of this corporation since this information is not available from the records of this Office.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on,

March, A, 1999

CVI 34525907D Secretary of State

