

Company ID: 128156
TriVergent Communications, Inc.
200 North Main Street, Suite 303
Greenville, SC 29601

BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, TN September 28, 1999

IN RE: CASE NUMBER: 99-00661

TriVergent Communications, Inc. name change from State Communications Telecom, Inc.




—ORDER—

This matter is before the Tennessee Regulatory Authority upon the petition of State Communications Telecom, Inc. to change its company name. The TRA considered this request at their regularly scheduled Conference held on September 28, 1999 and concluded that the applicant has met all the TRA requirements for changing their name.


Pursuant to § T.C.A. 65-4-113,

IT IS THEREFORE ORDERED:

1. That the petition of State Communications Telecom, Inc. to change its name to TriVergent Communications, Inc. is approved.
2. That TriVergent Communications, Inc. is authorized 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.
3. That said company shall comply with all applicable TRA rules and regulations.
4. 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.


Chairman

Director

Director

ATTEST:


Executive Secretary



TN Regulatory Authority
PO Box 198907
Nashville, TN 37219-8907

RECEIVED
TELECOMMUNICATIONS DIVISION
TENNESSEE REGULATORY AUTHORITY

SEP 17 1999

September 7, 1999

To whom it may concern:

Effective September 7, 1999, State Communications, Inc will be operating under the name TriVergent Communications. Our tax ID number will remain the same (57-1080680). Please make the necessary amendments and changes. Please let us know if there is any other information that you need (864.370.4559).

Sincerely,

A handwritten signature in black ink, appearing to read "Brentley", is written over the printed name.

Brentley Reeves
Accounting Department

BEFORE THE TENNESSEE REGULATORY AUTHORITY

In the matter of the Application of)
State Communications, Inc. an amended Certificate to add)
Facility Based Service to it's Resale Certification and to)
File a Company name change to TriVergent)
Communications, Inc.)

Pursuant to applicable Tennessee Statutes and the Rules and Regulations of the Tennessee Regulatory Authority and Section 253 of the Federal Telecommunications Act of 1996 ("Act"), State Communications, Inc. ("State") respectfully requests that the Tennessee Regulatory Authority ("TRA") grant to State the authority to provide competing local telecommunications services, within the State of Tennessee. State is willing and able to comply will all applicable rules and regulations in Tennessee pertaining to the provision of the competing local telecommunications services.

In support of the Application, State submits the following:

Part 1: General Information:

A. Name of Applicant: TriVergent Communications, Inc.
200 North Main Street, Suite 303
Greenville SC 29601
864-271-6335

State Communications, Inc. currently holds a certificate for resale of Local and long distance communication services in the State of Tennessee. This Application will allow us to change our name to TriVergent Communications, Inc. and to obtain a certificate that allows us to offer facility based services as well as resale.

The name change is only a change in the name in which State will conduct business in Tennessee, the corporate structure of State Communications, Inc. has not changed.

B. Owner, Partners or Corporate Officers

See List Attached as Exhibit A.

Company ID Number _____
Date Approved _____
Evaluator _____

Part 1: General Information:

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

Hamilton E. Russell, III
V.P. of Regulatory Affairs
800-249-2735
864-271-7810

- D. List a toll-free telephone number that consumers can call to report service problems and/or request refunds or adjustments.

800-800-9681

- E. Check the type of telecommunications:

☒ Resell Local Services
☒ Resell Long Distance Services
☐ Operator Services
☒ Other (describe below) facilities Based which may include both local and long distance products

- 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.

NA

- G. List the State you are authorized to operate at this time.

Kentucky, Tennessee, South Carolina, North Carolina, Georgia, Florida, Mississippi, Alabama, California, Illinois, Louisiana

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

None

- I. Areas in Tennessee to be served.

Applicant intends to serve all points in the State of Tennessee in the Bell South Area.

Part 1: General Information:

J. What type of customer will the company serve?

- a. Business x
- b. Residential x
- c. Aggregators
- d. Other

K. Do you allow a property imposed fee (PIF) to be added to the price of the intrastate telephone calls over you network?

No.

L. Are your prices for intrastate services plus any PIF equal to or less than the dominant carriers price for similar services?

Yes.

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.

See attached Exhibit B

N. What is the applicant's 10XXX or 800 access code? 105496

O. Does the applicant now have or plan to have any telecommunication's facilities in Tennessee. Yes

P. What facility-based network will the applicant be reselling? Frontier Communications of the West, Inc. and BellSouth.

Q. Will the applicant be utilizing the local telephone company's billing system or billing customers direct?

Applicant will bill customers direct. A copy of a model bill is attached as Exhibit C.

R. Describe briefly how the applicant plans to market their services in Tennessee?

Applicant intends to market via the use of mass media advertising for name recognition and will use direct mail advertising .

Part 1: General Information:

- S. Describe the procedures the applicant will use to switch a consumer's preferred interexchange service.

SCI will switch customers through one of two processes. Customer orders will either be confirmed via LOA, which are signed or inbound calls to SCI's 800 number, confirmed via third party verification.

- 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

- 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 carriers tariffed rates.

Yes

Part II: Organization Structure

- A. Type of Organization: Corporation

- B. If partnership or non resident

1) Attach a copy of the Article of Incorporation and current by-laws.

See Exhibit D

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

See Exhibit E

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.

See Exhibit F

Part IV: Display Card

NA. Applicant will not be providing operator services to call aggregators.

Part V: Rule Compliance Agreement

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

Has received, read and understands the TRA Interexchange Reseller Rules and Regulations.

Understands the penalties for non-compliance and all associated fees to provide such service.

Will comply with the TRA Interexchange Reseller Rules and all other applicable T.R.A. Rules and state laws, including T.C.A. Section 65-5-206

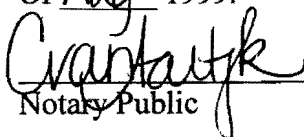
That all information provided in the attached registration document is true to the best of my knowledge.

TriVergent Communications, Inc.



Charles Houser, CEO

Subscribed and sworn
Before me this 25 day
Of Aug 1999.


Notary Public

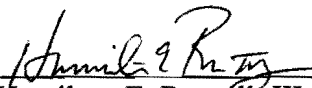
My Commission Expires: Aug 2, 2009

VERIFICATION

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

Hamilton E. Russell, III, being first duly sworn, deposes and says: That he is the VP of Regulatory for TriVergent Communications, Inc. the applicant in the above proceeding, that she has read the foregoing application and knows the contents thereof. And that he is authorized by TriVergent to verify that the contents of the application are true.


Hamilton E. Russell, III
TriVergent Communications, Inc.

Subscribed and sworn
Before me this 24 day
Of August 1999.


Notary Public

My Commission Expires: Aug 2, 2009



August 18, 1999

Tennessee Regulatory Authority
460 Robertson Parkway
Nashville TN 37243-0505

RE: Application for Certificate of Authority

Dear Staff:

State Communications, Inc. currently has a certificate of authority with the commission but we have changed our name to [REDACTED], with the holding company name of [REDACTED]. There has not been any change in ownership or corporate structure.

The filing fee for this application was previously sent and has been received by the Commission.

In addition this application indicates that we would like to provide services through facilities based in Tennessee. Our previous certificate did not include these services.

If additional information is required, please do not hesitate to call.

With best regards,

Mary Campbell
Mary Campbell
Tariff Manager

MARY Campbell
305 Neely Farm Dr
Simpsonville SC
29680

■
200 North Main Street
Suite 303
Greenville, South Carolina 29601
Post Office Box 6068
Greenville, South Carolina 29606
864.271.6335
864.271.7810 Fax
800.249.2735 Toll Free

NAME Δ ~~to~~ From STATE
Communications, Inc to:
Trivergent Communications, Inc.
Co. ID: 128156

99-00661