

NOWALSKY, BRONSTON & GOTHARD

A Professional Limited Liability Company

Attorneys at Law

LEON L. NOWALSKY  
EDWARD P. GOTHARD  
PHILIP R. ADAMS, JR.

1420 Veterans Memorial Blvd.  
Metairie, Louisiana 70005  
Telephone: (504) 832-1984  
Facsimile: (504) 831-0892

February 5, 2013

**FILED**

**FEB 7 2013**

*Via Overnight Delivery*

Missouri Public Service Commission  
200 Madison Street, PO Box 360  
Jefferson City, MO 65102-0360

Missouri Public  
Service Commission

RE: Tri-M Communications, Inc. d/b/a Globalinx  
Application for Authority to Operate as a  
VOIP provider

Dear Sir or Madam:

Enclosed please find an original and one (1) copy of the Application for Authority to Operate as a VOIP provider within the State of Missouri

An additional copy of this letter has been enclosed to be date stamped and returned in the envelope provided as evidence of the filing.

Should you have any additional questions, please do not hesitate to contact me.

Sincerely,



Leon Nowalsky

LLN/cp  
Enclosure  
cc: General Counsel & Office of the Public Counsel

FILED

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FEB 7 2013

In The Matter of the Application of )  
Tri-M Communications, Inc. d/b/a )  
Globalinx for Registration to Provide )  
Interconnected Voice over Internet )  
Protocol Service )

Missouri Public  
Service Commission

Case No. DA-20\_\_-\_\_

APPLICATION

COMES NOW Tri-M Communications, Inc. d/b/a Globalinx ("Applicant"), pursuant to §392.550 RSMo 2010 (Cum. Supp.), and for its application to the Missouri Public Service Commission ("Commission") states as follows:

1. The Applicant's legal name is Tri-M Communications, Inc. d/b/a Globalinx.

Applicant is a {type of organization and jurisdiction where organized}.

Applicant's street and mailing address, electronic mail address, fax and telephone number are:

275 Kenneth Drive

Rochester, NY 14623

[customersupport@globalinx.com](mailto:customersupport@globalinx.com)

Phone: 1-866-418-1495

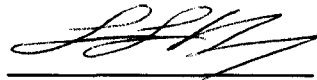
Fax: 585-991-6238

2. The Applicant seeks registration to offer and provide interconnected voice over Internet protocol service.
3. Attached is an affidavit signed by an officer or general partner of the Applicant making the eight statements required by §392.550.3 RSMo, plus

confirmation the Applicant's service meets the criteria of interconnected voice over Internet protocol service as defined by §386.020(23).

WHEREFORE, the Applicant requests the Commission to issue an order granting the Applicant a registration to offer and provide interconnected voice over Internet protocol service in the exchanges listed in the Affidavit.

Respectfully submitted,



Leon L. Nowalsky  
Attorney for Tri-M  
Communications, Inc. d/b/a  
Globalinx  
1420 Veterans Memorial Blvd.  
Metairie, LA 70002  
504-832-1984  
[lnowalsky@nbglaw.com](mailto:lnowalsky@nbglaw.com)

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail, electronic mail or hand delivery, on this 5<sup>th</sup> day of Feb., 2013, to the following parties:

General Counsel  
Missouri Public Service Commission  
PO Box 360  
Jefferson City, MO 65102

Office of Public Counsel  
PO Box 7800  
Jefferson City, MO 65102

## **AFFIDAVIT**

I, David Shaffer, a natural person, do hereby swear and affirm that I am an officer or general partner of Tri-M Communications, Inc. d/b/a Globalinx ("Applicant"), and that the following statements are true and correct to the best of my knowledge and belief:

(1) The location of the principal place of business and the names of the principal executive officers of the Applicant:

Address: 275 Kenneth Drive, Rochester, NY 14623

Craig Jerabeck, President/CEO/Director

Jeb Tyler, VP/Director

Jason Guck, VP/Director

Michael Baron, VP of Finance/CFO/Treasurer

David Shaffer, COO;

(2) Each exchange, in whole or in part, of a local exchange company in which the Applicant proposes to provide interconnected voice over Internet protocol service:

Statewide;

(3) That the Applicant is legally, financially, and technically qualified to provide interconnected voice over Internet protocol services;

(4) That the Applicant is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of interconnected voice over Internet protocol services;

(5) That the Applicant will charge and collect from its end user customers on interconnected voice over Internet protocol service, and remit to the appropriate authority, fees and surcharges in the same manner as are charged and collected upon end user customers of local exchange telecommunications service and remitted by local exchange telecommunications companies, including but not necessarily limited to:

- (a) Telecommunications programs under section 209.255, RSMo;
- (b) Missouri universal service fund under section 392.248;
- (c) Local enhanced 911;
- (d) Any applicable license tax;

(6) That the Applicant will remit the annual assessment imposed by the Commission under section 386.370, RSMo;

(7) That the Applicant will file, either directly or indirectly through an affiliated competitive local exchange carrier, with the Commission an annual report at a time and covering the yearly period fixed by the Commission;

(8) That the Applicant has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints. Consumer complaints may be directed to:

Michael Cannova, mcannova@globalinx.com, 585-321-5773

and

(9) The Applicant's interconnected voice over Internet protocol service meets the following criteria:

- (a) Enables real-time, two-way voice communications;
- (b) Requires a broadband connection from the user's location;
- (c) Requires Internet protocol-compatible customer premises equipment; and
- (d) Permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.

This concludes my affidavit.

David Shaffer  
David Shaffer  
Printed Name  
COO  
(Title)

State of NY  
County of Monroe  
Subscribed and sworn before me this 17<sup>th</sup> day of December, 2012

Ann Novick  
Notary Public

Notary Seal:

