# BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

Application of Chariton Valley	)		
Communications Corporation for	)		
Expansion of its Designation as a	)		
Telecommunications Carrier Eligible	)	Case No.	
for Federal Universal Service Support	)		
pursuant to the Telecommunications	)	;	
Act of 1996	)		

# CHARITON VALLEY COMMUNICATIONS CORPORATION APPLICATION FOR EXPANSION OF DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER

Comes now Chariton Valley Communications Corporation (Chariton Valley), and hereby applies to the Missouri Public Service Commission to expand Chariton Valley Communication's Eligible Telecommunications Carriers (ETC) designation. In support of this Application, Chariton Valley states as follows:

- Chariton Valley obtained its original ETC designation by Order of the Commission in case TA-2012-0128.
- 2. Chariton Valley obtained an expansion of its ETC designation of the Commission in case CA-2019-0108.
- 3. Chariton Valley provides state and federal lifeline and state disabled services in the areas for which it has been designated an ETC, the entire state of Missouri.
- 4. Chariton Valley has received federal USF high cost support for services and facilities built into the areas for which it has been designated an ETC.
- 5. As Chariton Valley has extended facilities into the areas for which it has been designated an ETC, it will build facilities and provide services into areas near or adjacent to currently ETC designated areas. When service is provided into these areas, Chariton Valley

desires to continue to provide state and federal lifeline and state disabled support, as well as be eligible for available federal USF and state USF support.

- 6. In the federal USF Connect America Fund II proceedings, the Federal Communications Commission (FCC) designated eligible service areas by census blocks. It is expected that future federal USF service areas the FCC designates for Rural Digital Opportunity Funds, or "Reconnect" funds, or similar funds to be named in the future, the FCC will continue to make these service area definitions by census blocks.
- 7. The FCC census block service area designations do not match or track Missouri incumbent local exchange telecommunications exchange boundaries. In order to avoid repeatedly requesting additional ETC service area designations for each area awarded or provided to Chariton Valley for federal USF funding, Chariton Valley requests expansion of its existing ETC service areas to include the entire state of Missouri.
- 8. Chariton Valley Communications Corporation was previously named Chariton Valley Telecom Corporation. Effective December 31, 2016 Chariton Valley Telecom Corporation's affiliate, Chariton Valley Communication Corporation, was merged into Chariton Valley Telecom Corporation as the surviving corporation, which surviving Corporation was renamed Chariton Valley Communications Corporation.
- 9. Chariton Valley is an alternative or competitive local exchange carrier ("CLEC") certified by the Commission to provide basic local telecommunications services in the State of Missouri in Case No. TA-2002-238. Chariton Valley's street address and principal place of business is 1213 East Briggs Drive, Macon, Missouri 63552. Chariton Valley's telephone number is (660) 395-9600, and its facsimile number is (660) 395-4403. Chariton Valley is a

Missouri corporation in good standing, and does business utilizing its corporate name. A copy of a Certificate of Good Standing from the Missouri Secretary of State is Attachment A hereto.

10. All Correspondence, pleadings, notices, orders, and decisions in this matter should be addressed to:

Kirby J. Underberg
Chief Executive Officer
Chariton Valley Communications Corporation
1213 East Briggs Drive
Macon, MO 63552
(660) 395-9600
(660) 395-4403 fax
tjordan@charitonvalley.com

and to

Craig S. Johnson Mo Bar # 28179 Johnson & Sporleder LLP 2420 Hyde Park Road, Suite C Jefferson City, MO 65102 (573) 659-8734

- 11. Chariton Valley has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates, which action, judgment, or decision has occurred within three years of the date of this application.
  - 12. Chariton Valley has no annual report or assessment fees that are overdue.
- 13. Chariton Valley meets the requirements of, and hereby commits to continue to comply with the requirements of the FCC for ETCs as set forth in 47 CFR 54.201 and 47 CFR 54.202.

- 14. Chariton Valley is wholly-owned by its parent company, Chariton Valley
  Telephone Corporation, a Missouri ILEC that is also an ETC. Chariton Valley Communications
  Corporation and Chariton Valley Telephone Corporation share common management, and both
  companies have received funds from the federal USF and Mo USF.
  - 15. The officers or directors of Chariton Valley are:

Gary Scheiderer, President and Director

Melissa Cole, Vice President and Director

Holly Wooldridge, Secretary and Director

Charlotte Miller, Treasurer and Director

Kelly Linneman, Director

Junior Pagliai, Director

Bob Maddox, Director

Mitch Peiffer, Director

Rob Rice, Director

Kirby J. Underberg, Chief Executive Officer

Tina Jordan, Chief Financial Officer

Ryan Johnson, Chief Operating Officer.

- 16. Information as to Chariton Valley service and rates are set forth in tariffs.

  Chariton Valley information is also available on the website <a href="https://www.cvalley.net/">https://www.cvalley.net/</a>.
- 17. Chariton Valley will comply with the ETC requirements identified in 4 CSR 240-31.015.

- 18. Chariton Valley intends to seek lifeline support from the MoUSF for voice service, and for broadband service when and if the MoUSF makes support for broadband service available, and also intends to participate in the disabled program.
- 19. Chariton Valley commits to notifying the Commission of any changes to company contact information.
- 20. Chariton Valley is certificated with the Commission and is compliant with all reporting and assessment obligations.
  - 21. Chariton Valley is compliant with the contribution obligations to the federal USF.

Wherefore, on the basis of this verified Application, Chariton Valley Communications

Corporation requests that the Commission enter an order expanding its ETC designation to
include the entire state of Missouri.

By

Craig S. Johnson Mo Bar # 28179

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(573) 6761-3587

cj@cjaslaw.com

ATTORNEY FOR CHARITON VALLEY COMMUNICATIONS CORP.

#### **CERTIFICATE OF SERVICE**

The undersigned does hereby certify that a true and accurate copy of the foregoing was electronically mailed, this 10th day of March, 2020, to the following parties:

General Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102

General Counsel
Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Attorney for Chariton Valley Communications Corp.

#### VERIFICATION

I, Kirby J. Underberg, having been duly sworn upon my oath, that I am the Chief Executive Officer of Chariton Valley Communications Corporation, the Applicant, and am authorized by the Applicant to execute the foregoing Application and to make this Affidavit on its behalf, and that the matters and things state in the foregoing Application are true and correct to the best of my knowledge, information and belief.

Kirby J. Underberg

STATE OF MISSOURI )

Subscribed and sworn to me, a Notary Public, on this 3rd day of March, 2020.

NOTARY SEAL OF M AUDRA E. LINEBAUGH My Commission Expires May 27, 2022 Chariton County Commission #14434277

**COUNTY OF MACON** 

Audra E. Linebaugh Notary Public

My commission expires Way 27, 2027

STATE OF MISSOURY



### John R. Ashcroft Secretary of State

# CORPORATION DIVISION CERTIFICATE OF GOOD STANDING

I, JOHN R. ASHCROFT, Secretary of State of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

## Chariton Valley Communications Corporation 00500876

was created under the laws of this State on the 24th day of September, 2001, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 10th day of March, 2020.

Secretary of State

Certification Number: CERT-03102020-0003

