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In the Matter of the Application of)	
)	
NexUSTel, LLC)	
)	Case No. _____
for Certificate of Service Authority to Provide)	
Resold Interexchange Telecommunications)	
Services in the State of Missouri and to Classify)	
Those Services and the Company as Competitive)	
)	

1

quality telecommunications services for American consumers. Both goals will be promoted by granting this Application.

The Applicant submits the following information in support of its request.

II. APPLICATION FOR AUTHORITY TO PROVIDE TELECOMMUNICATIONS SERVICE

A. Description of the Applicant

1. Applicant's legal name is NexUSTel, LLC. NexUSTel will not use an assumed or fictitious name in Missouri. NexUSTel may be reached at its principal place of business:

NexUSTel, LLC.
9100 S. Dadeland Blvd., Suite 1500
Miami, FL 33156
(786) 220-3720 (Tel)
(209) 926-4444 (Fax)
www.info@nexustel.net

2. Correspondence or communications pertaining to this Application should be directed to:

Mark W. Comley
NEWMAN, COMLEY & RUTH PC
Monroe Bluff Executive Center
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, Missouri 65102-0537
Tel: (573) 634-2266
Fax: (573) 634-3306

and

Andrew D. Lipman
Danielle C. Burt
Bingham McCutchen LLP
2020 K Street, NW
Washington, DC 2006-1806
Tel: (202)373-6000
Fax: (202) 373-6001
Email: danielle.burt@bingham.com

3. Questions concerning the ongoing operations of NexUSTel following certification should be directed to:

Jorge Asecio, President
NexUSTel, LLC
9100 S. Dadeland Blvd, Suite 1500
Miami, FL 33156
(786)220.3720 (Tel)
(585) 926.4585 (Fax)
jasecio@nexustel.net

4. NexUSTel's registered agent in the State of Missouri is:

Capitol Corporate Services, Inc.
222 E. Dunklin Street, Suite 102
Jefferson City, MO 65101

5. For purposes of consumer inquiries, the contact information will be:

Jorge Asecio, President
NexUSTel, LLC
9100 S. Dadeland Blvd, Suite 1500
Miami, FL 33156
(786)220.3720 (Tel)
(585) 926.4585 (Fax)
jasecio@nexustel.net

B. Qualifications

6. NexUSTel is a Delaware limited liability corporation formed on January 22, 2008 registered as a foreign limited liability company in the State of Missouri. A copy of its formation document is attached hereto as Exhibit A. NexUSTel's authority to transact business as a foreign limited liability company in Missouri is attached hereto as Exhibit B.

7. NexUSTel is well qualified to provide telecommunications services in Missouri. NexUSTel is in the process of obtaining authority to provide resold interexchange services in all states with the exception of Alaska and Hawaii. Applicant is registered to provide services in

Florida, New Jersey and Texas and has applications pending in Alabama, California, Colorado, Delaware, Illinois, Indiana, North Carolina, Oregon, and Washington. NexUSTel has not been denied certification in any jurisdiction, nor has any permit, license, or certificate been revoked by any authority.

8. NexUSTel is technically and managerially qualified to provide the resold interexchange services it proposes. NexUSTel's management has 20 years of experience in the telecommunication industry and is well equipped to manage the Applicant's provision of services in Missouri. A description of the background of Applicant's key personnel, which demonstrates the extensive managerial experience of NexUSTel's management team, is attached hereto as Exhibit C.

9. NexUSTel is a newly formed Company and therefore has not been party to pending or final actions or judgments from any state or federal regulatory agency within the past three (3) years. In addition, Applicant does not have any annual reports or assessment fees that are overdue in any state or federal agency.

C. Description of Services

10. NexUSTel seeks authority to provide resold interexchange telecommunications services to and from all points in the State of Missouri. Therefore, NexUSTel seeks statewide authority. NexUSTel intends to offer retail voice services on a prepaid and postpaid basis. In accordance with 4 CSR 240-2.060(6)(C), Applicant is simultaneously submitting its proposed tariff with a forty-five day effective date for approval by the Commission. The tariff contains the rules and regulations applicable to its customers, description of services offered and list of rates associated with such services. A copy of the tariff is attached hereto as Exhibit D.

11. NexUSTel will provide comprehensive customer service to its customers. Customers may report complaints to the customer service department. Customer service will be available to answer customer service inquiries in connection with new service, repair or billing. Furthermore, customer service is prepared to respond to a broad range of service matters, including inquiries regarding: (1) the types of services offered by NexUSTel and the rates associated with such services; (2) monthly billing statements; (3) problems or concerns pertaining to a customer's current service; and (4) general matters.

12. NexUSTel representatives are available twenty-four (24) hours a day, seven (7) days a week. Customers may contact NexUSTel in writing at NexUSTel's headquarters located at 9100 S. Dadeland Blvd., Miami, FL 33156, or by calling a toll-free customer service number to be provided on each invoice for service. NexUSTel's toll-free customer service number is (877) 639-8775.

13. NexUSTel will continuously monitor and maintain a high level of control over its network on a 24-hours-a-day, 7-days-a-week basis. NexUSTel will give consideration to equitable access to all Missourians, regardless of where they might reside or their income, to affordable telecommunications services in NexUSTel's proposed service areas.

D. Compliance with Rules and Request for Waiver

14. NexUSTel is willing to comply with all applicable Commission rules and is willing to meet all relevant service standards, including, but not limited to, billing, quality of service, and tariff filing and maintenance in a manner consistent with the Commission's Rules. Pursuant to Section 392.420, RSMo consistent with the Commission's treatment of other

certificated interexchange telecommunications companies, NexUSTel requests that the following statutes and regulations be waived for NexUSTel and its interexchange service offerings:

Statutes

392.210.2
392.240(1)
392.270
392.280
392.290
392.300.2
392.310
392.320
392.330
392.340

Missouri Public Service Commission Rules

4 CSR 240-10.020
4 CSR 240-30.040

15. The above statutes and regulations have been waived previously for other applicants seeking certification. These rules and statutory provisions are principally designed to apply to non-competitive telecommunications carriers. As a result, it would be inconsistent with the goal and purpose of federal and state statutes to apply these rules and statutes to a competitive company such as NexUSTel.

16. NexUSTel, pursuant to Section 386.570 RSMo, will comply with all applicable Commission rules except those specifically waived by the Commission pursuant to NexUSTel's request.

E. Public Interest Considerations

17. Granting this Application will promote the public interest by increasing competition in the provision of telecommunications services in Missouri. NexUSTel will deploy and expand a competitive telecommunications infrastructure in the State. NexUSTel will provide customers high quality, cost effective telecommunications services, with an emphasis on

customer service. In addition to driving prices closer to costs, thereby ensuring just and reasonable rates, competition also promotes efficiency in the delivery of services and in the development of new services. These benefits work to maximize the public interest by providing continuing incentives for carriers to reduce costs while, simultaneously, promoting the availability of potentially desirable services.

III. CONCLUSION

For the reasons stated above, Applicant respectfully submits that the public interest, convenience, and necessity would be furthered by a grant of this Application for the authority to provide resold interexchange telecommunications services.

Respectfully submitted,

By: /s/ Mark W. Comley
Mark W. Comley #28847
NEWMAN, COMLEY & RUTH PC
Monroe Bluff Executive Center
601 Monroe Street, Suite 301
P.O. Box 537
Jefferson City, Missouri 65102-0537
Tel: (573) 634-2266
Fax: (573) 634-3306

Andrew D. Lipman
Danielle C. Burt
BINHGAM MCCUTCHEN LLP
2020 K Street, NW
Washington, DC 20006-1806
(202) 373-6000 (Tel)
(202) 373-6001 (Fax)

COUNSEL FOR APPLICANT

Dated: June 10, 2008

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 10th day of June, 2008, to General Counsel's Office at gencounsel@psc.mo.gov; and Office of Public Counsel at opcservice@ded.mo.gov.

/s/ Mark W. Comley

Mark W. Comley

LIST OF EXHIBITS

Exhibit A	-	Certificate of Formation
Exhibit B	-	Authority to Transact Business
Exhibit C	-	Management Biographies
Exhibit D	-	Proposed Tariff
Verification		

Exhibit A

Certificate of Formation

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "NEXUSTEL LLC", FILED IN THIS OFFICE ON THE TWENTY-SECOND DAY OF JANUARY, A.D. 2008, AT 11:22 O'CLOCK A.M.



4490662 8100

080066603

You may verify this certificate online
at corp.delaware.gov/authver.shtml

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6326345

DATE: 01-22-08

Exhibit A

CERTIFICATE OF FORMATION

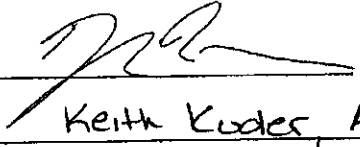
OF

NEXUSTEL LLC

1. The name of the limited liability company is NEXUSTEL LLC.

2. The address of its registered office in the State of Delaware is:
Corporation Trust Center, 1209 Orange Street, in the City of Wilmington,
Delaware 19801. The name of its registered agent at such address is The
Corporation Trust Company.

IN WITNESS WHEREOF, the undersigned have executed this Certificate
of Formation of NEXUSTEL LLC this 17th day of January, 2008



Keith Kuder, AUTHORIZED PERSON

Exhibit B

Authority to Transact Business

STATE OF MISSOURI



Robin Carnahan
Secretary of State

CERTIFICATE OF REGISTRATION FOREIGN LIMITED LIABILITY COMPANY

WHEREAS,

NEXUSTEL LLC
FL0888552

Using in Missouri the name

NEXUSTEL LLC

and existing under the laws of the State of Delaware has filed with this state its Application for Registration and whereas this Application for Registration conforms to the Missouri Limited Company Act.

NOW, THEREFORE, I, ROBIN CARNAHAN, Secretary of State of the State of Missouri, by virtue of authority vested in me by law, do hereby certify and declare that on the 15th day of April, 2008, the above Foreign Limited Liability Company is duly authorized to transact business in the State of Missouri and is entitled to any rights granted Limited Liability Companies.

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
15th day of April, 2008.

Robin Carnahan
Secretary of State





State of Missouri
Robin Carnahan, Secretary of State

Corporations Division
P.O. Box 778 / 600 W. Main Street, Rm 322
Jefferson City, MO 65102

File Number:
FL0888552
Date Filed: 04/15/2008
Robin Carnahan
Secretary of State

**Application for Registration of a Foreign
Limited Liability Company**
(Submit with filing fee of \$105.00)

- (1) The name of the foreign limited liability company is:

NexUStel LLC

- (2) The name under which the foreign limited liability company will conduct business in Missouri is (must contain "limited company", "limited liability company", "LC", "LLC", "L.C.", or "L.L.C.") (must be filled out if different from line (1)):

- (3) The foreign limited liability company was formed under the laws of Delaware on the
date of 01/22/2008
(state or jurisdiction) (month/day/year)

- (4) The purpose of the foreign limited liability company or the general character of the business it proposes to transact in this state is:
Telecommunications services

- (5) The name and address of the limited liability company's registered agent in Missouri is (this line must be completed and include a street address):

Capitol Corporate Services, Inc. 222 E. Dunklin, Suite 102 Jefferson City MO 65101
Name Address (P.O. Box may only be used in conjunction with a physical street address) City/State/Zip

The Secretary of State is appointed agent for service of process if the foreign limited liability company fails to maintain a registered agent.
Note: failure to maintain a registered agent constitutes grounds to cancel the registration of the foreign limited liability company.

- (6) The address of the registered office in the jurisdiction organized. If none required, then the principal office address of the foreign limited liability company is:

Corporation Trust Center, 1209 Orange Street Wilmington DE 19801
Name Address (P.O. Box may only be used in conjunction with a physical street address) City/State/Zip

- (7) This application must include a current certificate of good standing/existence from the secretary of state or other similar official in the state of domicile. Such document should be dated within 60 calendar days from filing.

Please see next page

Name and address to return filed document:

Name: _____
Address: _____
City, State, and Zip Code: _____

State of Missouri
Creation - LLC/LP 3 Page(s)



T0810706507

Exhibit C

Management Biographies

Jorge Asecio – President and CEO

In his position as President of NexUSTel, Asecio presides over the business development, sales and operations functions of NexUSTel from the offices in Miami, Florida.

General Manager with over 20 years of diversified management experience in different industries, including the last 12 years in senior management positions in the telecommunications industry. Most recently, served for 7 years as CEO of Americatel Corporation, a \$200M long distance Telecommunications Company based in Miami, oriented to the fast-growing Hispanic market in the United States. Has served as CEO and Board Member of several companies and has hands-on experience in senior sales and marketing positions, both in public and private companies, with retail product offerings, marketing, budgeting and forecasting and customer care and CRM procedures. Started his professional career as Under-Secretary of Economy in the Chilean government and worked with six different Secretaries between 1983 and 1989. Also worked in senior management positions for a private retirement fund and one of the largest insurance companies in Chile. Served as Professor of Economics, Business and Social Science in several universities and received the 2002 Award of Excellence – USA, from the magazine *America Economía*. Mr. Asecio holds a bachelor of Business Administration and Economics degree from the *Universidad de Concepción*, Concepción, Chile.

Gonzalo Alvarez – Vice President Information Technology

In his position as Vice President of Information Technology, Alvarez is responsible for all IT/IS initiatives to build and support NexUSTel's operations. Alvarez is the principle responsible for selecting and contracting for all underlying platforms and systems necessary to support NexUSTel's products and its billing and customer service functions.

Alvarez is an International executive manager with 14 years of multidisciplinary experience in Information Systems, Information Technology, software definition, strategy, business development, and project management. Key accomplishments include the successful development and management of the Americatel IT department. In this role he created a billing process and software application to process \$300M in annual sales. In addition he also defined and coordinated the implementation of a redundant EMC platform, a Business Intelligence solution and a Customer Resource Management solution which integrated customer information from multiple legacy applications. Mr. Alvarez is a 1991 graduate of *Pontificia Universidad Católica de Chile*, School of Engineering, Santiago, Chile.

Manuel Molina – Vice President of Operations

In his position as Vice President of Operations, Molina is responsible for the specification, implementation, and management of the voice access and termination networks, and voice switching systems for NexUSTel LLC.

Molina has more than 15 years of professional experience in engineering and operations in telecommunications, including voice and data communications over diverse transport media. Molina has experience with optical and satellite communications, IP networking, network security and Internet communications. Mr. Molina progressed through a variety of management positions at Americatel from 1995 through 2007. As Director of Engineering at Americatel, he was responsible for network optimization and system evaluation and purchase for all network elements. Mr. Molina began his career at Entel Chile as a Data Network Engineer. Mr. Molina holds a BS degree in Electrical Engineering from *Federico Santa Maria Technical University* in Valparaiso, Chile.

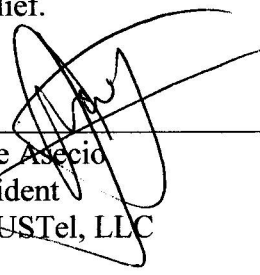
STATE OF FLORIDA

COUNTY OF MIAMI-DADE

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§
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VERIFICATION

I, Jorge Asecio, state that I am President of NexUSTel, LLC, the Applicant to the foregoing Application; that I am authorized to make this Verification on behalf of NexUSTel, LLC; that the foregoing filing was prepared under my direction and supervision; and that the contents are true and correct to the best of my knowledge, information, and belief.



Jorge Asecio
President
NexUSTel, LLC

Sworn and subscribed before me this 16 day of May, 2008.



Paul Gulisano
COMMISSION # DD657448
EXPIRES: MAR. 29, 2011
WWW.AARQNOTARY.COM



Notary Public

My commission expires Mar. 29, 2011