

ORIGINAL³

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

APR 23 2002

**Missouri Public
Service Commission**

In the Matter of the Joint Application of)
Enhanced Communications Network, Inc.)
and Single Billing Services, Inc. d/b/a) Case No. _____
Asian American Association for Approval)
of Transfer of Assets, for Cancellation)
of Certificate and Tariff, and for Waiver of)
4 CSR 240-33.150.)

**JOINT APPLICATION FOR
CANCELLATION OF CERTIFICATE AND TARIFF**

COME NOW **Enhanced Communications Network, Inc. ("ECN")** and **Single Billing Services, Inc. d/b/a Asian American Association ("SBS")** (collectively "Joint Applicants"), by and through counsel and pursuant to the applicable provisions of Section 392.410(5) RSMo 2000 and 4 CSR 240-2.060 and for their Application For Cancellation of Certificate and Tariff respectfully states as follows:

EXECUTIVE SUMMARY

This Joint Application requests the Commission cancel SBS's certificate and tariff. Both SBS and ECN, and the services they offer in Missouri, have been classified as competitive by the Commission. Joint Applicants have this day filed a Joint Application for Transfer of Assets with this Commission. Upon Commission approval of that application, SBS will cease doing business in Missouri and therefore should have its existing certificate and tariffs canceled. The proposed asset transfer has been designed to be transparent to SBS's customers in that the services currently being provided and the rates charged for those services will not change as a result of Commission approval of the asset transfer and continuing service to SBS's customers will not be disrupted. Accordingly, Joint Applicants have also filed a Joint

13

Application for Waiver of 4 CSR 240-33.150, to the extent the rule might apply. Joint Applicants have also separately filed a Motion For Expedited Treatment.

I. JOINT APPLICANTS

A. Enhanced Communications Network, Inc.

1. ECN is a Delaware corporation currently authorized to do business in the State of Missouri by the Missouri Secretary of State. ECN also is a competitive telecommunications company duly authorized and certificated by the Commission to provide competitive interexchange and non-switched local exchange telecommunications service throughout the State of Missouri. ECN received its certificate of service authority and tariff approval on January 29, 1999 in Case No. TA-99-253.

2. Relevant documents from the Missouri Secretary of State's Office have been provided to the Commission previously in the above-referenced case, and pursuant to 4 CSR 240-2.060(1)(G), ECN hereby incorporates same herein by reference for purposes of this Joint Application.

3. ECN's principal offices are located at 1031 South Glendora Avenue, West Covina, California 91790, telephone number (626) 445-6636, fax number (626) 356-7478.

B. Single Billing Services d/b/a Asian American Association

4. SBS is a Delaware corporation which was previously authorized to do business in the State of Missouri by the Missouri Secretary of State.¹ SBS also is a competitive

¹ SBS filed its last annual report with the Missouri Secretary of State on March 26, 2001, but due to its planned dissolution, it has not filed its subsequent annual report. As such, SBS now has been administratively dissolved by the Missouri Secretary of State. SBS previously had attempted, through different counsel who was coordinating regulatory filings in multiple jurisdictions, to seek the necessary Commission approvals for the transactions contemplated in this Joint Application *prior to* its administrative dissolution by the Missouri Secretary of State, but SBS's previous application with the Commission was ultimately rejected for certain

telecommunications company duly authorized and certificated by the Commission to provide competitive interexchange and non-switched local exchange telecommunications service throughout the State of Missouri. SBS received its certificate of service authority and tariff approval on September 16, 1999 in Case No. TA-2000-67.

5. Relevant documents from the Missouri Secretary of State's Office have been provided to the Commission previously in the above-referenced case, and pursuant to 4 CSR 240-2.060(1)(G), SBS hereby incorporates same by references for purposes of this Joint Application, subject to the additional explanation provided below in footnote 1.

6. SBS's principal offices are located at 9550 Flair Drive, Suite 409, El Monte, California 91731, telephone number (626) 582-1276, fax number (626) 582-1276.

II. ADDITIONAL REQUIREMENTS OF 4 CSR 240-2.060(1)

7. All correspondence, communications, notices, and orders regarding this application should be addressed to:

John Dowe Miller
STEWART & KEEVIL, L.L.C.
1001 Cherry Street
Suite 302
Columbia, Missouri 65201
(573) 499-0635
(573) 499-0638 (fax)
jdowemiller@yahoo.com

Patrick D. Crocker
Early, Lennon, Crocker &
Bartosiewicz, P.L.C.
900 Comercia Building
Kalamazoo, Michigan 49007
(616) 381-8844
(616) 349-8525 (fax)

8. Pursuant to 4 CSR 240-2.060(1)(K), Applicants state that they have no pending action or final unsatisfied judgments or decisions against them from any state or federal agency or court which involve customer service or rates, which action, judgment or decision has

Missouri-specific filing deficiencies. *See* Case No. TM-2002-180.

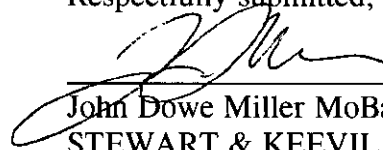
Joint Application for Transfer of Assets is approved by this Commission, ECN intends to continue providing the same services at the same rates as currently are provided by SBS in Missouri. As the Missouri tariffs of SBS and ECN are in all material respects identical, no additional tariff filings by ECN are required if the Commission approves the Joint Application for Transfer of Assets

14. In order to fully inform SBS's customers of the proposed asset transfer, Joint Applicants have prepared a draft customer notification, attached hereto as **Appendix A**, for the Commission's review and approval to be sent at such time as ordered by the Commission.

15. As part of the Commission's approval of the Joint Applicants Application For Approval Of Transfer Of Assets, SBS's existing certificate and tariffs necessarily should be canceled. SBS has already manifested its intent to exit the telecommunications market and abandon its certificate of service authority in Missouri by executing the agreement. Section 392.410 (5) authorizes the Commission to modify a company's certificate of service authority upon application of the party affected and Joint Applicant's hereby request that the certificate and tariffs of SBS be canceled.

WHEREFORE, for all the reasons above-stated, Joint Applicants Enhanced Communications Network, Inc. and Single Billing Services, Inc. d/b/a Asian American Association respectfully request that the Commission issue its order canceling SBS's certificate of service authority and tariffs.

Respectfully submitted,

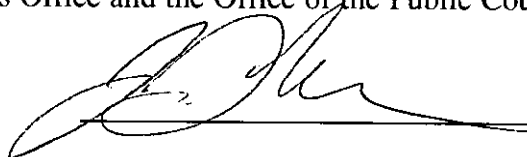


John Dowe Miller MoBar# 50891
STEWART & KEEVIL, L.L.C.
1001 Cherry Street, Suite 302
Columbia, Missouri 65201
(573) 499-0635
(573)499-0638 (fax)
jdowemiller@yahoo.com

ATTORNEY FOR JOINT APPLICANTS

CERTIFICATE OF SERVICE

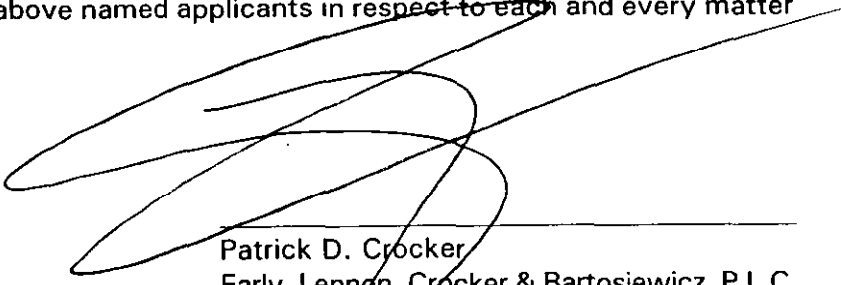
The undersigned hereby certifies that a copy of the foregoing Application and Appendices was sent to the General Counsel's Office and the Office of the Public Counsel by hand-delivery this 22nd day of April, 2002.



VERIFICATION

State of Michigan)
) ss
County of Kalamazoo)

Patrick D. Crocker, Early, Lennon, Crocker & Bartosiewicz, P.L.C., makes oath and says that they are Attorneys for Enhanced Communications Network, Inc. and Single Billing Services, Inc. d/b/a Asian American Association, that he has been authorized by these companies to make this application on their behalf, that he has examined the foregoing application and that to the best of his knowledge, information, and belief, all statements of fact contained in the said application are true, and the said application is a correct statement of the business and affairs of the above named applicants in respect to each and every matter set forth therein.



Patrick D. Crocker
Early, Lennon, Crocker & Bartosiewicz, P.L.C.
Attorneys for Enhanced Communications
Network, Inc. and Single Billing Services, Inc.

Subscribed and sworn to before me, a Notary Public, in the
State and County above named, this 17th day of April 2002:



PAULA A SCHNEIDER
Notary Public, Kalamazoo County, MI
My Commission Expires Jun 24, 2004

Enhanced Communications Network, Inc./
Single Billing Services, Inc.
Application for Approval of Transfer of Assets
and Cancellation of Certificate and Tariffs

APPENDIX A

Proposed Customer Notification

[SINGLE BILLING SERVICES, INC. — COMPANY LETTERHEAD]

RE: New Service Provider

Dear Value Customer:

On [date, 2002], Enhanced Communications Network, Inc. ("ECN") will acquire certain assets of Single Billing Services, Inc., including the carrier's subscriber base.

ECN has no plans to change the rates, term and conditions of services currently provided to you. In addition, no charges or fees will be imposed as a result of this transfer. ECN will provide at least thirty (30) days prior written notice of any changes to these rates, terms and conditions.

As our customer, you have the right to choose your long distance provider. You are free to choose another carrier to supply the services currently provided, if an alternative carrier is available.

All subscribers receiving this notice, even those who have arranged PIC freezes through the local exchange carrier ("LEC"), will transfer to ECN unless another carrier has been selected prior to [date, 2002]. If you have a PIC freeze on your account, you will need to contact the LEC to arrange for a new freeze.

We value your business and will continue to do our best providing the highest quality service at competitive prices.

Should you have any questions or complaints concerning this transfer, please contact ECN by dialing the following toll-free number: 888-888-8881.

Single Billing Services, Inc.