

FILED<sup>3</sup>

MAY 14 2015

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

Missouri Public  
Service Commission

In The Matter of the Application of )  
 )  
 MegaPath Cloud Company, LLC )  
 for Registration to Provide Interconnected )  
 Voice over Internet Protocol Service )  
 )

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

APPLICATION

COMES NOW MegaPath Cloud Company, LLC

("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 MegaPath Cloud Company, LLC.

Applicant is a Delaware Limited Liability Company. Applicant's street and mailing address, electronic mail address, fax and telephone number are

6800 Koll Center Parkway, Suite 200, Pleasanton, CA 94566

Phone: 925-201-2500 Fax: 925-201-2550.

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,  
\_\_\_\_\_/s/ Kristen Henzi\_\_\_\_\_  
Kristen Henzi #CABar: 242307  
MegaPath Cloud Company, LLC  
6800 Koll Center Parkway,  
Suite 200  
Pleasanton, CA 94566  
Phone: 925-225-8330  
Fax: 925-271-2743  
E :Kristen.Henzi@megapath.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 13 day of MAY, 20 15, 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, Paul Milley, a natural person,  
do hereby swear and affirm that I am an officer or general partner of  
MegaPath Cloud Company, LLC ("Applicant"), and  
that the following statements are true and correct to the best of my knowledge

(1) The location of the principal place of business and the names of the  
principal executive officers of the Applicant: 6800 Koll Center Parkway, Suite  
200, Pleasanton, CA 94566. D. Craig Young – President Paul Milley –  
Chief Financial Officer;

(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

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(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:

Monica Alvarez, Contract Administrator monica.alvarez@megapath.com  
Phone: 408-434-4737 Fax: 925-271-2743

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.

Signature   
Paul Milley  
Printed Name  
CFO  
(Title)

State of \_\_\_\_\_  
County of \_\_\_\_\_  
Subscribed and sworn before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

Notary Seal:

See California all purpose  
Acknowledgment attached

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

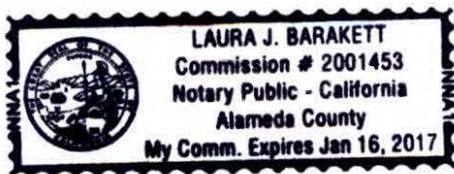
CIVIL CODE § 1189

State of California

County of Alameda

On May 13, 2015 before me, Laura J. Barakett

personally appeared Paul Miller



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: Laura J. Barakett

Place Notary Seal Above

## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

### Description of Attached Document

Title or Type of Document: St. of Missouri, Reg. to Provide VoIP Service

Document Date: May 13, 2015 Number of Pages: 5

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: Paul Miller

☒ Corporate Officer — Title(s): CFO

☐ Individual

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER

Top of thumb here

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_

☐ Individual

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER

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