# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

| In The Matter of the Application of | ) |          |
|-------------------------------------|---|----------|
|                                     | ) |          |
| Metro Fibernet, LLC to Provide      | ) | Case No. |
| Telecommunications and/or           | ) |          |
| Interconnected Voice over Internet  | ) |          |
| Protocol Services                   | ) |          |

## **APPLICATION**

| Applicant's Legal Name<br>"Applicant" | Metro Fibernet, LLC d/b/a MetroNet |  |
|---------------------------------------|------------------------------------|--|
|---------------------------------------|------------------------------------|--|

Pursuant to §392.611.4 and/or §392.550 RSMo, Applicant seeks the following authorizations as checked below:

| V  | Certificate of Service Authority to Provide Basic Local    |  |  |  |  |  |
|----|--|--|--|--|--|--|
| _^ | Telecommunications Service                                 |  |  |  |  |  |
|    | Certificate of Service Authority to Provide Non-Switched   |  |  |  |  |  |
|    | Local Telecommunications Service                           |  |  |  |  |  |
| v  | Certificate of Service Authority to Provide Interexchange  |  |  |  |  |  |
| ^  | Telecommunications Service                                 |  |  |  |  |  |
| Х  | Registration to Provide Interconnected Voice over Internet |  |  |  |  |  |
|    | Protocol Service   |  |  |  |  |  |

Listed below is basic information regarding the Applicant:

| Type of Organization         | Limited Liability Corporation                   |
|------------------------------|---|
| Jurisdiction where Organized | Nevada  |
| Mailing Address              | 3701 Communications Way<br>Evansville, IN 47715 |
| Electronic Mail Address      | customercare@metronetinc.com                    |
| Telephone Number             | (877) 407-3224                                  |

The company's services will be identified in a tariff or website as indicated below:

|   | Tariff  |
|---|---|
| Х | Website. The website address is (insert web address). |
|   | www.metronetinc.com                                   |

Attached is an affidavit signed by an officer or general partner of the Applicant stating the various requirements identified in §392.611.4 and/or §392.550 RSMo, plus confirmation the Applicant's service meets the criteria for these services as defined by §386.020 and a copy of Applicant's Certificate of Registration from the Missouri Secretary of State's Office.

WHEREFORE, the Applicant requests the Commission to issue an order granting the Applicant a registration to offer and provide the indicated services identified in this application.

Respectfully submitted,
/s/ Johnny Chuang
Lawyer Name #46878
Corporate Counsel
Metro Fibernet, LLC
8837 Bond St.
Overland Park, KS 66214
Phone: (913) 794-3157
E-mail:

johnny.chuang@metronetinc.com

## CERTIFICATE OF SERVICE

| I her | eby certify | that a tr   | ue and co  | rrect copy | of the  | above | and for  | egoing    | docum | ent |
|-------|-------------|-------------|------------|------------|---------|-------|----------|-----------|-------|-----|
| was   | delivered   | by first cl | lass mail, | electronic | mail or | hand  | delivery | , on this | s d   | lay |
| of    | , 20        | _, to the f | ollowing p | arties:    |         |       |          |           |       |     |

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, Lohn H. Weber   | _, a natural |
|--|--------------|
| person, do hereby swear and affirm that I am an officer or general par | tner of      |
| Applicant and that the following information and statements are true a | nd correct   |
| to the best of my knowledge and belief:                                |              |

#### (1) Applicant's basic information:

| Legal Name                   | Metro Fibernet, LLC   |
|------------------------------|---|
| Principal Place of Business  | 3701 Communications Way Evansville, IN 47715  |
| Principal Executive Officers | Albert E. Cinelli, Chairman John P. Cinelli, CEO Dave Heimbach, President and COO Lohn H. Weber, Executive VP and CFO John Campbell, Executive VP and General Counsel |

(2) Area where the Applicant proposes to offer telecommunications or IVoIP services:

| Identify | area | by | local | telephone     | Jefferson City |
|----------|------|----|-------|---------------|----------------|
|          |      |    |       | e or in part: |                |

- (3) That the Applicant is legally, financially, and technically qualified to provide the requested authorization to provide the indicated telecommunications and/or 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 the indicated telecommunications and/or interconnected voice over Internet protocol services;

- (5) That the Applicant will comply with applicable assessment requirements.
  These assessments include but are not necessarily limited to:
  - (a) Relay Missouri assessment requirements identified in 20 CSR 4240-28.012(2)(C);
  - (b) Missouri universal service fund assessment requirements identified in 20 CSR 4240-28.012(2)(B);
  - (c) Missouri Public Service Commission assessment requirements identified in 20 CSR 4240-28.012(2)(A);
    - (d) Local enhanced 911;
    - (e) Any applicable license tax;
- (6) That the Applicant will comply with applicable reporting requirements identified in 20 CSR 4240-28.012 including maintaining an updated list of company contacts in the Missouri Commission's Electronic Filing and Information System;
- (7) That the Applicant has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints;

and

- (8) The Applicant's service meets the criteria as defined within §386.020 for the indicated services sought for certification and/or registration.
- (9) By signing this form, I hereby certify that neither I, nor any other member of this filing party, has had communications with a Commissioner, Commission Advisor, Regulatory Law Judge, member of the General Counsel or any member of their support team in the sixty (60) days prior to the filing date of this form regarding any substantive issue included in this filing. If any communication of this sort has occurred in the previous sixty (60) day period, I

further certify this application was held until sixty (60) days have passed from the date of the subject communication, or we have requested a waiver for good cause as allowed by Commission Rule 20 CSR 4240-4.017(1)(D).

This concludes my affidavit.

Lohn H. Weber

Executive VP and CFO

State of Vangue

County of

Subscribed and sworn before me this 17 day of

Notary Public

Notary Seal:

