

**BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF MISSOURI**

<b>In the Matter of Protocall, Telecom LLC's</b>	)	
<b>Application for Certificate of</b>	)	
<b>of Service Authority to Provide Intrastate</b>	)	<b>Case No.</b>
<b>Interexchange Telecommunications</b>	)	
<b>Services Within the State of Missouri and</b>	)	
<b>for Competitive Classification</b>	)	

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**APPLICATION**

Protocall Telecom LLC ("Protocall") or (Applicant), by its undersigned counsel, hereby submits its Application for Certificate of Authority to Provide Interexchange Telecommunications Services to resell intrastate telecommunications services in the state of Missouri, and for competitive classification. This filing is made pursuant to Sections 392.410, 392.430 and 392.440, RSMo and 4 CSR 240-2.060 and 4 CSR 240-3.510. Applicant respectfully requests the Commission issue an order that 1) grants Applicant a certificate of service authority to provide intrastate interexchange telecommunications services pursuant to Chapter 392 of the Revised Statutes of Missouri, 2) grants competitive status to Applicant pursuant to Section 392.361, RSMo, 3) waives certain Commission rules and statutory provisions pursuant to Sections 392.420 and 392.361, RSMo, and 4) approves Applicant's initial proposed interexchange tariff. In support of its application, Applicant states as follows:

1. Applicant's legal name, principal office address, email address, telephone and fax numbers are:

Protocall Telecom LLC  
14927 S. Caenen Ln.  
Olathe, KS 66062  
Phone: (913) 897-2194  
Facsimile: (913) 897-9624  
Email: daveprotocall@sbcglobal.net

2. Correspondence or communications regarding this Application should be addressed to:

Mark W. Comley  
Newman, Comley & Ruth P.C.  
601 Monroe Street, Suite 301  
Jefferson City, MO 65101  
Telephone: (573) 634-2266 / Facsimile: (573) 636-3306  
Email: comleym@ncrpc.com

David Lindgren  
Protocall, LLC  
14927 S. Caenen Ln.  
Olathe, KS 66062  
Telephone: (913) 897-2194 / Facsimile: (913) 897-9624  
Email: daveprotocall@sbcglobal.net

3. The contact person regarding ongoing operations of the company is:

David Lindgren  
Protocall, LLC  
14927 S. Caenen Ln.  
Olathe, KS 66062  
Telephone: (913) 897-2194 / Facsimile: (913) 897-9624  
Email: daveprotocall@sbcglobal.net

4. Protocall is a corporation organized under the laws of the state of Kansas. Protocall is authorized to transact business in the State of Missouri. Protocall's Certificate of Authority to Transact Business in Missouri is attached hereto as Exhibit A.

5. Applicant is a non facilities-based resale carrier of long distance intrastate, interstate and international telephone services for detention facility inmates and thus requests competitive classification pursuant to Section 392.361 RSMo and 4 CSR 240-2.060(6)(A). Applicant will provide operator services or service to pay telephones and inmate phones. The Company proposes to resell intrastate telecommunications services at locations in the state of Missouri.

6. Applicant has the technical and managerial expertise to provide the services it proposes. Applicant also possesses the necessary financial resources to provide the proposed services.

7. Protocall will be providing its services pursuant to the terms and conditions set out in its tariffs. 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 B.

8. Applicant will comply with all orders and regulations of the Commission applicable to providers of competitive interexchange telecommunication services

9. Applicant will not unjustly discriminate among its customers as is prohibited under Section 392.200 RSMo.

10. Applicant has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involves customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of this Application.

11. Applicant has no overdue annual reports or assessment fees.

12. Applicant is willing to comply with all applicable Commission rules, except those which are specifically waived by the Commission. Consistent with the Commission's treatment of other certificated competitive interexchange telecommunications companies, Protocall requests that it be granted the following waivers of Missouri statutes and Commission rules:

**Rule/Statute**

**392.210.2**

**Uniform System of Accounts**

**392.240.1**

**Just and reasonable rates**

**392.270**

**Ascertain property values**

**392.280**

**Depreciation accounts**

**392.290**

**Issuance of securities**

**392.300.2**

**Acquisition of stock**

**392.310**

**Issuance of stock and debt**

<b>392.320</b>	<b>Stock dividend payment</b>
<b>392.330</b>	<b>Issuance of securities, debts &amp; notes</b>
<b>392.340</b>	<b>Reorganizations</b>
<b>4 CSR 240-10.020</b>	<b>Depreciation fund income</b>
<b>4 CSR 240-30.040</b>	<b>Uniform system of accounts</b>

13. Applicant submits that the public interest will be served by Commission approval of this application because Applicant's proposed services will make service available to inmates and promote competition which will keep rates low. Prompt approval of this application also will expand the availability of innovative, high quality, and reliable telecommunications services within the State of Missouri.

WHEREFORE, Protocall requests that the Missouri Public Service Commission grant it a Certificate of Authority to Provide Interexchange Telecommunications Services, authorizing it to provide intrastate telecommunications services to the public as proposed herein and set forth in the Company's Missouri P.S.C. Tariff No. 1; classify the Company and its proposed services as competitive; grant waivers of statutes and regulations as requested herein; and approve its separately submitted tariff.

Respectfully submitted,

**/s/ Mark W. Comley**

Mark W. Comley #28847  
Newman, Comley & Ruth P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, MO 65102  
(573) 634-2266  
(573) 636-3306 FAX

Attorney for Protocall, Inc.

**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 11<sup>th</sup> day of May, 2009, to General Counsel's Office at gencounsel@psc.mo.gov; and Office of Public Counsel at opcservice@ded.mo.gov.

**/s/ Mark W. Comley**

ATTORNEY VERIFICATION

STATE OF MISSOURI     )  
                                  ) ss.  
COUNTY OF COLE        )

I, Mark W. Comley, being first duly sworn, do hereby certify, depose and state that I am the attorney for Protocall, L.L.C., applicant in this proceeding; that I have read the above and foregoing Application and the allegations therein contained are true and correct to the best of my knowledge, information and belief; and I further state that I am authorized to verify the foregoing application by the above said applicant.

/s/ Mark W. Comley  
Mark W. Comley

Subscribed and sworn to before me, a Notary Public, this 11th day of May, 2009.

/s/ Annette M. Borghardt  
Notary Public for Cole County, MO  
Commission # 06436657; M.C.E. 3-11-2010