

Lance J.M. Steinhart
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6455 East Johns Crossing
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Duluth, Georgia 30097

Also Admitted in New York
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Telephone: (770) 232-9200
Facsimile: (770) 232-9208

January 11, 2000

VIA OVERNIGHT DELIVERY

FILED

JAN 12 2000

Mr. Dale Roberts
Chief A.L.J./Executive Secretary
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

Missouri Public
Service Commission

Re: ezTel Network Services, LLC

TA-2000-414

Dear Mr. Roberts:

Enclosed please find an original and fourteen (14) copies of ezTel Network Services, LLC's Application for Certificate of Service Authority to Provide Interexchange Telecommunications Services Within the State of Missouri.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self addressed, postage prepaid envelope.

If you have any questions or if I may provide you with any additional information, please do not hesitate to contact me.

Please note that this Application is being submitted by myself and Judith A. Rau, Esq., Missouri Counsel, Bar # 24856.

Respectfully submitted,


Lance J.M. Steinhart
Attorney for ezTel Network Services, LLC

Enclosures

cc: Patric Boggs
Office of Public Counsel

200000626

FILED

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

JAN 12 2000

Missouri Public
Service Commission

In the matter of the)
application)
of ezTel Network Services, LLC)
for a certificate of)
service authority)
to provide interexchange)
telecommunications services)

Case No. TA-2000-414

APPLICATION

ezTel Network Services, LLC, ("Applicant"), a Mississippi Limited Liability Company, files this verified application respectfully requesting that the Missouri Public Service Commission ("Commission") issue an order that:

- (a) grants Applicant a Certificate of Service Authority to provide interexchange telecommunications services pursuant to Chapter 392 of the Missouri Revised Statutes.
- (b) grants competitive status to Applicant.
- (c) waives certain Commission rules and statutory provisions pursuant to Section 392.420, RSMo Cum. Supp. 1992.

In support of its request, Applicant states:

1. The legal name and principal office or place of business of the Applicant are:

ezTel Network Services, LLC
667-D Highway 51 North
Ridgeland, MS 39157
(800) 241-8067/Phone
(804) 376-6880/Facsimile

A copy of Applicant's Certificate Of Organization and certificate of authority from the Missouri Secretary of State to transact business in Missouri are attached hereto as Exhibit I.

200000626

2. The name and address of Applicant's in-state attorney is:
Judith A. Rau, Esq.

Rau & Rau
1007 Olive Street, 5th Floor
St. Louis, Missouri 63101

3. Applicant is a reseller of telecommunications services.

Applicant proposes to provide interexchange telecommunications services within Missouri including direct outbound dialing (1+ and 101XXXX), 800 and 888 (inbound Toll-Free), travel cards, and prepaid calling cards. Applicant proposes to provide service to prospective customers throughout the State of Missouri.

4. Applicant has the experience in the telecommunications industry and the technical and financial resources to provide telecommunications services within Missouri. A brief description of the qualifications and experience of the key management employees is attached hereto as Exhibit II. A copy of the Applicant's Balance Sheet as of December 28, 1999 is attached hereto as Exhibit III.

5. Applicant's draft Tariff is attached as Exhibit IV. The proposed tariff contains the rules and regulations applicable to its customers, a description of the services offered, and a list of rates associated with such services.

6. Applicant requests classification as a competitive telecommunications company within the State of Missouri.

Applicant believes that its proposed services will be subject to sufficient competition to justify a lesser degree of regulation.

Granting of this application will allow greater price and service options for telephone users.

7. Applicant also requests, pursuant to Section 392.420 RSMo (Cum. Supp. 1992), that the Commission waive the application of the following rules and statutory provisions as it relates to the

regulation of Applicant:

392.240(1) Rates-reasonable average return on investment.

392.270 Property valuation.

392.280 Depreciation rates.

392.290 Issuance of stocks and bonds.

392.310 Issuance of stocks and bonds.

392.320 Issuance of stocks and bonds.

392.330 Issuance of stocks and bonds.

392.340 Reorganization.

4 CSR 240-10.020 Income on depreciation fund investments.

4 CSR 240-30.010(2)(C) Posting exchange rates at central offices.

4 CSR 240-32.030(1)(B) Exchange boundary maps.

4 CSR 240-32.030(1)(C) Record of access lines.

4 CSR 240-32.030(2) Records kept within state.

4 CSR 240-32.050(3-6) Telephone directories.

4 CSR 240-32.070(4) Coin telephones.

4 CSR 240-33.030 Inform customers of lowest priced service.

4 CSR 240-33.040(5) Finance Fee.

4 CSR 240-30.040 Uniform System of Accounts

The above-referenced rules and statutory provisions have been waived to other interexchange carriers in prior cases.

8. Applicant, pursuant to Section 386.570, Cum. Supp. 1992, will comply with all applicable Commission rules except those which are specifically waived by the Commission pursuant to a request filed by the Applicant.

9. Correspondence or communications pertaining to this Application should be addressed to:

Lance J.M. Steinhart, Esq.
6455 East Johns Crossing, Suite 285
Duluth, Georgia 30097
(770) 232-9200
(770) 232-9208 (Fax)

WHEREFORE, Applicant, ezTel Network Services, LLC, respectfully requests that the Missouri Public Service Commission grant it a certificate of service authority to provide interexchange telecommunications services within the State of Missouri. Applicant also requests classification as a competitive telecommunications company. In addition Applicant requests a waiver of the above-referenced rules and statutory provisions.

Respectfully submitted,



Lance J.M. Steinhart, Esq.
Attorney at Law
6455 East Johns Crossing, Suite 285
Duluth, Georgia 30097
(770) 232-9200
Georgia Bar No. 678222

and



Judith A. Rau, Esq.
Rau & Rau
1007 Olive Street, 5th Floor
St. Louis, Missouri 63101
(314) 231-3323
Missouri Bar No. 24856

Attorneys for Applicant

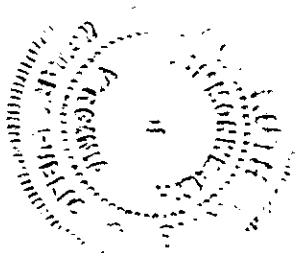
STATE OF VIRGINIA)
COUNTY OF Campbell)
_____)

VERIFICATION

I, Patric Boggs, being duly sworn, declare that I am the President of ezTel Network Services, LLC, the Applicant. I verify that, based upon information and belief, I have knowledge of the statements in the foregoing Application, and I declare that they are true and correct.


Patric Boggs

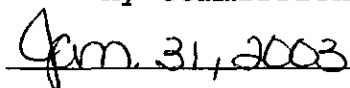
Sworn to before me, the undersigned Notary Public on this 20th day of December, 1999.




Notary Public


Print or Type Name

My commission expires:


Jan. 31, 2003

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

In the matter of the)	
application of)	
ezTel Network Services, LLC)	
for a certificate of service)	Case No.
authority to provide)	
interexchange)	
telecommunications services)	

ENTRY OF APPEARANCE

COMES NOW Lance J. M. Steinhart, Attorney at Law and pursuant to rule 4 CSR 240-2.040 herewith files his Entry of Appearance on behalf of Applicant ezTel Network Services, LLC, in connection with the above-styled proceeding. With respect to his entry, Mr. Steinhart hereby advises the Commission that he is a member in good standing of the State Bar of Georgia and the New York State Bar and is admitted to practice before District Courts. He also is on inactive status with the State Bar of Maryland. Neither the undersigned nor any member of his firm is disqualified to appear in any court. I also hereby designate Judith A. Rau, of the law firm of Rau & Rau, 1007 Olive Street, Fifth floor, St. Louis, Missouri 63101 to serve as our local Missouri counsel in this matter.



Lance J.M. Steinhart, Esq.
Attorney at Law
6455 East Johns Crossing, Suite 285
Duluth, Georgia 30097
(770) 232-9200
(770) 232-9208 (Fax)
Georgia Bar No. 678222

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the matter of the)	
application of)	
ezTel Network Services, LLC)	
for a certificate of service)	Case No.
authority to provide)	
interexchange)	
telecommunications services)	

ENTRY OF APPEARANCE

COMES NOW Judith A. Rau of the Law Firm of Rau & Rau, and pursuant to rule 4 CSR 240-2.040, herewith files her Entry of Appearance as local Missouri counsel on behalf of Applicant ezTel Network Services, LLC, in connection with the above-styled proceeding.



Judith A. Rau, Esq.
Rau & Rau
1007 Olive Street, 5th Floor
St. Louis, Missouri 63101
(314) 231-3323
Missouri Bar No. 24856

ATTACHED EXHIBITS

Exhibit I	Missouri Secretary of State Authorization and Certificate of Organization
Exhibit II	Executive Officers' Qualifications and Experience
Exhibit III	Financial Information
Exhibit IV	Draft Tariff

Exhibit I
Missouri Secretary of State Authorization
and
Certificate of Organization

STATE OF MISSOURI



Rebecca McDowell Cook
Secretary of State

**CERTIFICATE OF REGISTRATION
FOREIGN LIMITED LIABILITY COMPANY**

WHEREAS,
EZTEL NETWORK SERVICES, LLC

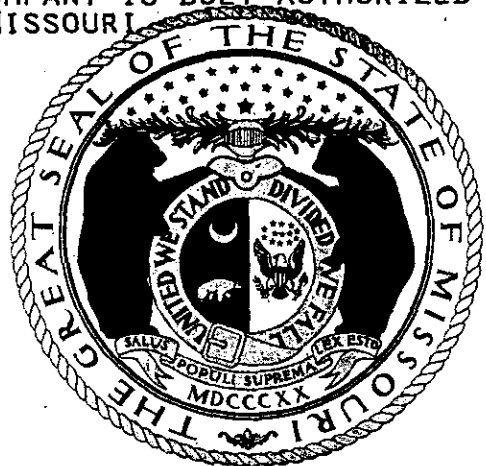
USING IN MISSOURI THE NAME
EZTEL NETWORK SERVICES, LLC

AND EXISTING UNDER THE LAWS OF THE STATE OF MISSISSIPPI
HAS FILED WITH THIS STATE ITS APPLICATION FOR REGISTRATION AND
WHEREAS THIS APPLICATION FOR REGISTRATION CONFORMS TO THE
MISSOURI LIMITED LIABILITY COMPANY ACT;

NOW, THEREFORE, I, REBECCA McDOWELL COOK, SECRETARY OF STATE,
STATE OF MISSOURI, BY VIRTUE OF AUTHORITY VESTED IN ME BY LAW,
DO CERTIFY AND DECLARE THAT ON THE 30TH DAY OF DECEMBER, 1999,
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 HAVE SET MY
HAND AND IMPRINTED THE GREAT SEAL OF
THE STATE OF MISSOURI, ON THIS, THE
30TH DAY OF DECEMBER, 1999.

Rebecca McDowell Cook
Secretary of State



\$105.00

State of Mississippi

Secretary of State's Office

Eric Clark

Secretary of State
Jackson, Mississippi

CERTIFICATE

I, ERIC CLARK, Secretary of State of the State of Mississippi, and as such the legal custodian of the records as required by The Mississippi Limited Liability Company Act to be filed in my office do hereby certify that:

EZTEL NETWORK SERVICES, LLC

Formed December 10, 1999

A Mississippi Limited Liability Company has filed the necessary documents in this office and has obtained a certificate of formation under the provisions of The Mississippi Limited Liability Company Act as shown by the records in this office.

That the registered office of said Limited Liability Company is located at:

248 E CAPITOL ST #840
JACKSON MS 39201

and that the registered agent at that address is:

NATIONAL CORPORATE RESEARCH, LTD.

I further certify that said Limited Liability Company has paid the fees for filing the above papers required by law as shown by the records of this office and that said Limited Liability Company is in good standing to do business in Mississippi at this time.



Given under my hand
and seal of office
December 10, 1999

A handwritten signature in cursive script that reads "Eric Clark".

ERIC CLARK,
Secretary of State

BRUNINI, GRANTHAM, GROWER & HEWES, PLLC
ATTORNEYS AT LAW

SHARON H. CLARK

1400 TRUSTMARK BUILDING / 248 EAST CAPITOL STREET
JACKSON, MISSISSIPPI 39201

EDMUND L. BRUNINI
(1911-1992)

DIRECT: 601-973-8706
E-MAIL: sclark@brunini.com

POST OFFICE DRAWER 119
JACKSON, MISSISSIPPI 39205

R. GORDON GRANTHAM
(1912-1986)

TELEPHONE: 601-948-3101
FACSIMILE: 601-960-6902

JOHN M. GROWER
OF COUNSEL

December 10, 1999

Mississippi Secretary of State
Business Services Division
202 N. Congress Street
Jackson, Mississippi 39201

HAND DELIVER

Re: ezTel Network Services, LLC

Dear Sir:

In connection with the above referenced limited liability company, enclosed for filing please find the following:

1. Our firm's check in the sum of \$50.00 for filing fees.
2. Original and (one copy to be stamped "Filed" and returned) of Certificate of Formation.

Thank you for your assistance in this matter.

Sincerely,

Brunini, Grantham, Grower & Hewes, PLLC

Sharon H. Clark
Sharon H. Clark
Legal Assistant

SHC
Enclosures

This page conforms with the duplicate
original filed with the Secretary of State.
Eric Clark
Secretary of State

F0100 - Page 1 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE

P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333

Certificate of Formation



12/10/99

The undersigned, pursuant to Senate Bill No. 2395, Chapter 402, Laws of 1994, hereby executes the following document and sets forth:

1. Name of the Limited Liability Company

⇒ ezTel Network Services, LLC

2. The future effective date is
(Complete if applicable)

N/A

3. Federal Tax ID

⇒ Applied for

4. Name and Street Address of the Registered Agent and Registered Office is

⇒ Name National Corporate Research, Ltd.

⇒ Physical Address 248 E. Capitol Street, Suite 840

⇒ P.O. Box

⇒ City, State, ZIPS, ZIP4 Jackson MS 39201-

5. If the Limited Liability Company is to have a specific date of dissolution, the latest date upon which the Limited Liability Company is to dissolve

⇒ Perpetual

6. Is full or partial management of the Limited Liability Company vested in a manager or managers? (Mark appropriate box)

⇒ ☒ Yes ☐ No

7. Other matters the managers or members elect to include

⇒
⇒

This page conforms with the duplicate original filed with the Secretary of State.

Eric Clark
Secretary of State

F0100 - Page 2 of 2

OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
P.O. BOX 136, JACKSON, MS 39205-0136 (601) 359-1333
Certificate of Formation



By: Signature

(Please keep writing within blocks)

Printed Name

Patric Boggs

Title

President

Street and Mailing Address

⇒ Physical Address

667-D Highway 51 North

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4

Ridgeland

MS

39157-

By: Signature

(Please keep writing within blocks)

Printed Name

Title

Street and Mailing Address

⇒ Address

⇒ P.O. Box

⇒ City, State, ZIP5, ZIP4

This page conforms with the duplicate original filed with the Secretary of State.

Eric Clark
Secretary of State

Exhibit II
Executive Officers' Qualifications and Experience

See attached Resumes

T. Patric Boggs
President & Chief Executive Officer
EzTel Network Services, Inc.

Prior to joining ezTel, Mr. Boggs was the Senior Vice President, National Sales for erbia Network, Inc., a nationwide provider of telecommunications services.

In addition to being Senior Vice President of National Sales for erbia, Mr. Boggs was President and CEO of erbia Communications, Inc. He played an essential part in erbia's success and development strategy principally because of his 24 years of experience in the telecommunications and financial services industry. He rose to prominence as a consistent top level producer and also worked as an expert witness in the telecommunications industry, where he was also a nationally acclaimed sales trainer and public speaker. He brings an abundance of sales, marketing, and administrative talents to ezTel's management team. His track record in negotiating and delivering true win-win relationships in major contracts and in building a team fundamental to develop and manage a nationwide sales force, have contributed to erbia becoming one of the nation's fastest growing full service telecommunications providers.

After co-founding and serving as President of Carey Communications, a company that helped pioneer the private payphone industry throughout the Southeast United States, Mr. Boggs established Advance Communication Techniques. This company, known as ACT, was a full service telecommunications company, whose services included 0+, 1+/800 services, pre-paid phone cards, and international arbitrage. In March 1999, ACT merged with erbia, Inc. and the ACT services were added to aggregate those of erbia, with the absolute goal of furnishing the client a true integrated communications solution. Mr. Boggs was given the responsibility of building and developing a national network of independent agents, re-sellers, and wholesalers.

Making his home in Virginia, Mr. Boggs spends his personal time between his family and directing a nationally known basketball program for young men. His teams have won both State and National Championships. He is extremely proud of the many young men he has mentored and assisted in improving their academic and athletic skills in order to obtain college scholarships. Additionally, Mr. Boggs is active in his community including serving as assistant scoutmaster for a local Boy Scout Troop.

Exhibit III
Financial Information

EZTEL NETWORK SERVICES, LLC
667-D Highway 51 North
Ridgeland, MS 39157

Balance Sheet

December 31, 1999

Assets

Current Assets:

Cash	\$	250,000.00
Total Current Assets	\$	250,000.00
Total Assets	\$	250,000.00

Liabilities and Members' equity

Paid-in Capital	\$	250,000.00
Total Equity	\$	250,000.00
Total Liabilities and Members' equity	\$	250,000.00