

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

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In the matter of the Application of	)	
Angel Americas LLC for Certificate of	)	
Authority to provide Interexchange	)	File No.
Prepaid Telecommunications Services	)	
in the State of Missouri.	)	
	)	
	)	

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**APPLICATION FOR CERTIFICATE OF SERVICE AUTHORITY TO PROVIDE  
INTEREXCHANGE PREPAID TELECOMMUNICATIONS SERVICES IN MISSOURI**

Comes now Angel Americas LLC ("Angel Americas"), pursuant to Section 392.361, 392.410, 392.420, 392.430, and 392.470, RSMo, and 4 CSR 240-2.060 and 240-3.510, and in support of its Application for a certificate of service authority as an interexchange telecommunications service carrier to provide prepaid telecommunications services in the State of Missouri and to classify said services as competitive, states to the Missouri Public Service Commission ("Commission") as follows:

1. Angel Americas is a limited liability company duly organized and existing under the laws of the state of Delaware. Its headquarters and principal place of business are located at 1250 Broadway, 25th Floor, New York, NY 10001, and its telephone number is 212-660-2700.

A copy of its Certificate of Good Standing to do business in Missouri is attached as Appendix A.

2. All inquiries, correspondence, communications, pleadings, notices, orders, and decisions relating to the case should be addressed to the undersigned counsel and to:

Thomas M. Lynch, Esq.  
Thomas Lynch & Associates  
700 Melvin Ave, Suite 1  
Annapolis, MD 21401  
Ph: 410-929-2912  
Fax: 443-926-0574  
Email: tlynch@telecomlawyers.com

3. Angel Americas provides telecommunication services. Specifically, Angel Americas intends to provide prepaid calling card interexchange services in all counties in the state.

4. Angel Americas seeks a Commission certificate to provide telecommunications service in Missouri. Specifically, Angel Americas seeks authority as an interexchange telecommunications service carrier to offer and provide prepaid telecommunication services, pursuant to 392.430, 392.440, and 392.470, RSMo.

5. The Commission may grant Angel Americas a certificate of service authority as an interexchange telecommunications service carrier to provide telecommunication service if the Commission finds such authority to be in the public interest. Approval of this Application will serve the public interest because Angel Americas' proposed services are consistent with the public interest and with the legislative goals set forth in the federal Telecommunications Act of 1996 and Chapter 392 RSMo. Approval of this Application will expand the availability of innovative, high quality, and reliable telecommunications services within the State of Missouri.

6. Angel Americas seeks classification of itself and its services as competitive. Applicant submits that the services it provides are subject to sufficient competition to justify competitive classification and promote the public interest. See Section 392.361. Expedient grant of this Application will further competition and allow Angel Americas to compete with other companies, consistent with the Commission's policies and the legislative goals set forth in the federal Telecommunications Act of 1996 and Chapter 392 RSMo. Applicant submits that the public interest will be served by Commission approval of this application because Applicant's proposed services will create and enhance competition and expand customer service options. Approval will also expand the availability of innovative, high quality, and reliable

telecommunications services within the state of Missouri. Accordingly, all the services which Angel Americas proposes to provide should be designated as competitive, and Angel Americas should be designated as a competitive telecommunication company.

7. Angel Americas will not unjustly discriminate among its customers as is prohibited by Section 392.200 RSMo. 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 interexchange telecommunications carries, Angel Americas requests that the following statutes and regulations be waived for Angel Americas with respect to its interexchange service offerings, pursuant to Sections 392.361.5 and 392.420, RSMo:

Statutes:

- 392.210.2 Accounting requirements (systems of accounts)
- 392.240.1 Reasonableness of rates
- 392.245.1 and .4
- 392.270 Accounting requirements (valuation of property)
- 392.280 Accounting requirements (depreciation rates/accounts)
- 392.290 Issuance of stocks, bonds and other indebtedness
- 392.300 Transfer of property and ownership of stock
- 392.310 Approval of issuing stocks, bond and other indebtedness
- 392.320 Certificate of Commission to be recorded-stock dividends
- 392.330 Accounting requirements (proceeds of sales of stock, bonds, notes, etc.)
- 392.340 Company reorganization

Rules:

- 4 CSR 240-3.520 Applications to sell or transfer assets
- 4 CSR 240-3.525 Applications to merge or consolidate
- 4 CSR 240-3.530 Applications to issue stocks, obtain loans
- 4 CSR 240 -3.535 Applications to acquire stock
- 4 CSR 240-3.548(8)(C) Listing of Waivers in Tariff
- 4 CSR 240-3.550 Telco Records and Reports (except (5)(B), (D), and E)
- 4 CSR 240-3.555 Residential Customer Inquiries
- 4 CSR 240-3.560 Procedure for Ceasing Operations
- 4 CSR 240-10.020 Depreciation Records
- 4 CSR 240-30.020 Residential Telephone Underground Systems

- 4 CSR 240-30.040 Uniform System of Accounts
- 4 CSR 240-32.010 General Provisions
- 4 CSR 240-32.040 Metering, Inspections and Tests
- 4 CSR 240-32.050 Customer Services
- 4 CSR 240-32.060 Engineering and Maintenance
- 4 CSR 240-32.070 Quality of Service
- 4 CSR 240-32.080 Service objectives and surveillance levels
- 4 CSR 240-32.090 Connection of equipment and Inside Wiring
- 4 CSR 240-32.100 Provision of Basic Local and Interexchange Services
- 4 CSR 240-130-170 – prepaid calling cards (except 32.140 and 32.150(1))
- 4 CSR 240-32.180-190 Called ID blocking requirements
- 4 CSR 240-33.010 Service and Billing Practice General Provisions
- 4 CSR 240-33.040 Billing and Payment standards
- 4 CSR 240-33.045 Clear identification and placement of charges on bills
- 4 CSR 240-33.050 Deposits
- 4 CSR 240-33.060 Residential Customer Inquiries
- 4 CSR 240-33.070 Discontinuance of service
- 4 CSR 240-33.080 Disputes by Residential Customers
- 4 CSR 240-33.090 Settlement agreements with residential customers
- 4 CSR 240-33.130 Operator service requirements
- 4 CSR 240-33.140 Payphone requirements (except (2))
- 4 CSR 240-33.150 “Anti-slamming” requirements
- 4 CSR 240-33.160 Customer Proprietary Network Information

8. Angel Americas does not have any pending action or final unsatisfied judgment 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 application.

9. Angel Americas does not have any overdue annual reports or assessment fees due the Missouri Public Service Commission.

10. Angel Americas possesses the necessary financial resources to provide the requested services.

11. Applicant elects to provide its retail services by means of a Commission-approved tariff, but requests a temporary waiver of 4 CSR 240-3.510(1)(c), which requires that an application for a certificate of service authority as an interexchange telecommunications carrier

shall include a proposed tariff with a 45-day effective date, but allows applicants the option of postponing tariff submittal. Applicant will file a tariff in a manner consistent with the Commission's practices in similar cases before providing service.

12. Applicant states that it will undertake all necessary measures to ensure its contracts with other companies and carriers do not contain provisions preventing delivery of traffic to any telephone exchange area, and that such measures include but are not limited to:

- Prevention of call blocking and/or call gapping based on the cost of traffic termination.
- Preventing the alteration or stripping of Calling Party Number Identification
- Ensuring sufficient network capacity exists to process all traffic according to industry accepted practices.

WHEREFORE, applicant Angel Americas respectfully requests that the Commission grant it a certificate of service authority as an interstate interexchange telecommunications service carrier to provide prepaid telecommunication services as herein requested, grant competitive status to Applicant and Applicant's requested services, grant a waiver of the aforesaid statutes and regulations set forth in this Application, and grant such other relief as the Commission deems appropriate.

Respectfully submitted,

CURTIS, HEINZ,  
GARRETT & O'KEEFE, P.C.

/s/Carl J. Lumley

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130 S. Bemiston, Suite 200  
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Email: [clumley@lawfirmemail.com](mailto:clumley@lawfirmemail.com)

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by United State Postal Service, this 24<sup>th</sup> day of September, 2013, to:

General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
[staffcounsel@psc.mo.gov](mailto:staffcounsel@psc.mo.gov)

Office of Public Counsel  
P.O. Box 2230  
Jefferson City, MO 65102  
[opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov)

Missouri Public Service Commission  
Cully Dale  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
[Cully.dale@psc.mo.gov](mailto:Cully.dale@psc.mo.gov)

/s/ Carl J. Lumley

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## VERIFICATION

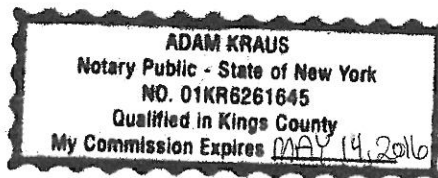
STATE OF NEWYORK )  
 ) ss.  
County of NEW YORK )

I, Roland J. Bopp, being first duly sworn upon oath, depose and say that I am the Chief Executive Officer of Angel Americas, LLC, and as such am authorized to make this verification on its behalf; that I have read the foregoing Application; that I know the contents thereof; and that the facts set forth in the foregoing Application are true and correct to the best of my knowledge, information and belief.

*[Signature]*

Subscribed and sworn to before me this 18 day of September, 2013.

Debra Kraus  
Notary Public  
My Commission expires: MAY 14, 2016



# STATE OF MISSOURI



Jason Kander  
Secretary of State

CORPORATION DIVISION  
CERTIFICATE OF GOOD STANDING

I, JASON KANDER, Secretary of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

ANGEL AMERICAS LLC

using in Missouri the name

ANGEL AMERICAS LLC  
FL1331186

a DELAWARE entity was created under the laws of this State on the 29th day of July, 2013, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 29th day of August, 2013

A handwritten signature in dark ink, appearing to read "Jason Kander", is written over a horizontal line.

Secretary of State



Certification Number: 15617614-J Reference:

Verify this certificate online at <https://www.sos.mo.gov/businessentity/soskb/verify.asp>