

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

In the Matter of the Application of)
AT&T Corp. for a Certificate of Service)
Authority to Provide Intrastate)
Interexchange and Non-switched Local)
Exchange Telecommunications Services)
Within the State of Missouri)

Case No. TA-2009-0045

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and states as follows:

1. On August 13, 2008, AT&T Corp. (AT&T Corp. or the Company) filed an *Application* with the Missouri Public Service Commission (the Commission) requesting a certificate of service authority to provide intrastate interexchange and non-switched local exchange telecommunications services and requesting classification as a competitive company, with the standard waivers.

2. On September 25, 2008, the Commission issued its *Order Approving Interexchange And Nonswitched Local Exchange Certificate of Service Authority And Granting Waiver of 4 CSR 240-33.150(4)(B) And (C)*, granting the Company a certificate of service authority, classifying the Company as competitive, and waiving the requested statutory and Commission rule provisions.

3. The *Application* of AT&T Corp. was made in conjunction with the proposed merger of AT&T Corp. and SBC Advanced Solutions, Inc., d/b/a AT&T Advanced Solutions, assigned Case No. TM-2009-0044.

4. Under this merger, AT&T Corp. would exist as the surviving entity, but would continue to provide service to customers under the fictitious name of AT&T Advanced Solutions.

5. On September 25, 2008, the Commission issued its *Order Approving Merger And Granting Waiver Of 4 CSR 240-3.525(2)(G)*. If not waived, this rule would have required customer notice of the merger.

6. On October 1, 2008, the surviving entity, AT&T Corp., filed adoption notices and tariff sheets adopting the tariffs of SBC Advanced Solutions, Inc, and reflecting the fictitious name of AT&T Advanced Solutions. These tariff sheets became effective on October 31, 2008.

7. On November 26, 2008, the Company filed its *Submission Of Fictitious Name Recognition* in Case No. TA-2009-0045, reflecting AT&T Corp.'s fictitious name of AT&T Advanced Solutions.

8. On December 5, 2008, the Commission issued its *Order Directing Filing*, directing Staff to file a recommendation in this matter no later than December 15, 2008.

9. Commission Rule 4 CSR 240-2.060 provides:

(5) A name change may be accomplished by filing the items below with a cover letter requesting a change of name. Notwithstanding any other provision of these rules, the items required herein may be filed by a nonattorney. Applications for approval of a change of name shall include:

(A) A statement, clearly setting out both the old name and the new name;

(B) Evidence of registration of the name change with the Missouri secretary of state; and

(C) Either an adoption notice and revised tariff title sheet with an effective date which is not fewer than thirty (30) days after the filing date of the application, or revised tariff sheets with an effective date which is not fewer than thirty (30) days after the filing date of the application.

10. In the attached Memorandum, labeled Appendix A, Staff recommends that the Commission recognize AT&T Corp.'s fictitious name of AT&T Advanced Solutions. The

Company's request clearly sets forth the old name of AT&T Corp. and the new name of AT&T Corp., d/b/a AT&T Advanced Solutions. The request includes evidence of registration of the fictitious name with the Missouri Secretary of State. As noted in paragraph 6, AT&T Corp has previously filed an adoption sheet and revised tariff title sheet.

11. Commission Rule 4 CSR 240-3.545(20) also requires that at or before the next billing cycle an applicant notify its customers of any name change affecting customer recognition of the company.

12. Because the fictitious name to be adopted in this case will not affect customer recognition of the Company, Staff recommends the Commission grant a waiver of the customer notice provision. As noted in paragraph 5, a similar waiver was granted by the Commission in the merger case, Case No. TM-2009-0044.

13. AT&T Corp. is not delinquent in the filing of its annual report or in the payment of its Commission assessment, MoUSF, or Relay Missouri surcharges.

WHEREFORE, Staff recommends that the Commission issue an order recognizing AT&T Corp.'s fictitious name of AT&T Advanced Solutions.

Respectfully submitted,

/s/ Eric Dearmont

Eric Dearmont
Assistant General Counsel
Missouri Bar No. 60892

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 15th day of December, 2008.

/s/ Eric Dearmont

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. TA-2009-0045
AT&T Corp.

From: Lisa Mahaney
Telecommunications Department

William Voight	12/12/08	Eric Dearmont	12/12/08
Utility Operations Division/Date		General Counsel's Office/Date	

Subject: Staff Recommendation to Recognize Fictitious Name

Date: 12/12/08

On November 26, 2008, AT&T Corp., a competitive telecommunications company, filed its Submission of Fictitious Name Registration recognizing use of the business name "AT&T Advanced Solutions."

Staff recommends the Commission recognize the name AT&T Corp. d/b/a AT&T Advanced Solutions. The Staff is unaware of any other filing which affects or which would be affected by this proposal.

☒ The Company is not delinquent in filing an annual report, paying the PSC assessment, MoUSF, and Relay Missouri.

☐ The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.

(☐ No annual report ☐ Unpaid PSC assessment. ☐ Unpaid MoUSF

☐ Unpaid Relay Missouri Amount owed:)

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OF THE STATE OF MISSOURI**

In the Matter of the Application of AT&T)
Corp. for a Certificate of Service Authority)
to Provide Intrastate Interexchange and)
Non-Switched Local Exchange)
Telecommunications Services Within the)
State of Missouri.)

Case No. TA-2009-0045

AFFIDAVIT OF LISA MAHANEY

STATE OF MISSOURI)
) ss:
COUNTY OF COLE)

Lisa Mahaney, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in preparing the accompanying memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.



LISA MAHANEY

Subscribed and affirmed before me this 12th day of December 2008.



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086



NOTARY PUBLIC