

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

In the Matter of the Cancellation of the)
Eligible Telecommunications Provider) File No. TD-2019-0033
Status of Blue Jay Wireless, LLC)

**NOTICE OF CONTESTED CASE
AND ORDER DIRECTING FILING**

Issue Date: August 3, 2018

Effective Date: August 3, 2018

On August 2, 2018, the Commission's Staff filed a *Motion to Cancel Eligible Telecommunications Provider Status* of Blue Jay Wireless, LLC ("Blue Jay"). The filing constitutes a complaint, which requires the Commission to set a hearing.¹ The requirement of a hearing on such issues signifies a contested case.² A contested case has a formal hearing procedure, but it allows for waiver of procedural formalities and a decision without an evidentiary hearing, including by stipulation and agreement.³ The Commission's regulations provide for discovery at 4 CSR 240-2.090.

The Commission notes that per the records of the Missouri Secretary of State, Blue Jay's registered agent for service of process resigned per filing of May 31, 2018, and Blue Jay has no registered agent for service of process as of record.

THE COMMISSION ORDERS THAT:

1. Blue Jay shall file an answer no later than September 3, 2018.

¹ Section 392.240, RSMo 2016.

² Section 536.010 (4), RSMO 2016

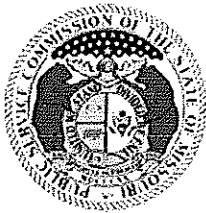
³ Section 536.060, RSMO 2016; 4 CSR 240-2.115

2. The Commission's Data Center shall serve a copy of this Order and the Complaint (the "Motion to Cancel Eligible Telecommunications Provider Status") upon

Blue Jay Wireless, LLC, by certified mail, postage prepaid to:

Blue Jay Wireless, LLC
5010 Addison Circle
Addison TX 75001

3. This order shall be effective when issued.



Paul T. Graham
Regulatory Law Judge, by delegation
Of authority pursuant to
Section 386.240, RSMO 2000

Dated at Jefferson City, Missouri,
on this 3rd day of August, 2018.

BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large initial "M".

Morris L. Woodruff
Secretary

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

In the Matter of the Cancellation of the)
Eligible Telecommunications Provider)
Status of Blue Jay Wireless, LLC.)

File No. TD-2019- 0000

MOTION TO CANCEL ELIGIBLE TELECOMMUNICATIONS PROVIDER STATUS

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves for the Missouri Public Service Commission (Commission) to cancel the eligible telecommunications carrier (ETC) status of Blue Jay Wireless, LLC, (Company) and states:

1. On May 15, 2013, the Commission granted the application of the Company for designation as an ETC in order to receive federal universal service support for Lifeline services.

2. Rule 4 CSR 240-31.120(2) outlines the carrier participation requirements ETCs must meet to qualify for the Lifeline and Disabled programs. Rule 4 CSR 240.31.130(2) outlines ETC requirements, which include the requirement to maintain a wireless informational filing or a publicly available website to display all rates concerning the company's voice services and the requirement of an ETC to maintain a current list of company-designated contacts within the Commission's Electronic Filing and Information System.

3. The Company filed its required 2017 Annual Lifeline Eligible Telecommunications Carrier Certification form (Form 555), which was due no later than January 1, 2018, on February 21, 2018. The Company has not yet filed its ETC Annual

Filing (Form 481), which is due annually no later than July 1, 2018.¹ Despite the fact that the Company updated its contact information in EFIS March 2018, all attempts to reach the Company have failed, the company's website is inoperable and Staff is unable to locate additional contact information. Additionally, there is a notification from a company known as StandUP Wireless available online which states that all Lifeline subscribers through Blue Jay Wireless will be customers of Global Connection Inc. of America d/b/a StandUP Wireless as of July 6, 2017. A copy of that notice has been included as Attachment A to this pleading.

4. Due to the Company's failure to comply with the applicable rules, Staff moves for the Commission to cancel the Company's ETC status pursuant to its failure to meet the filing requirements of 4 CSR 240-31.120(2) and ETC requirements of 4 CSR 240-31.130(2).

5. The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

WHEREFORE, Staff respectfully recommends the Commission cancel the eligible telecommunications carrier status to provide Lifeline services of Blue Jay Wireless, LLC; and grant such other and further relief as is just in the circumstances.

¹ The standard deadline for this filing is July 1st; however, this year in Case No. TE-2018-0372, the Commission extended the deadline to July 16th to coincide with the FCC's extension for filing Form 481.

Respectfully submitted,

/s/ Whitney Payne

Whitney Payne

Associate Counsel

Missouri Bar No. 64078

Attorney for the Staff of the

Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

(573) 751-8706 (Telephone)

(573) 751-9285 (Fax)

whitney.payne@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 2nd day of August, 2018, to all counsel of record.

/s/Whitney Payne



(<https://www.standupwireless.com/>)

LEARN ([HTTPS://WWW.STANDUPWIRELESS.COM/LEARN/](https://www.standupwireless.com/learn/)) |
APPLY ([HTTPS://WWW.STANDUPWIRELESS.COM/APPLY/](https://www.standupwireless.com/apply/)) |
MANAGE ([HTTPS://WWW.STANDUPWIRELESS.COM/MANAGE/](https://www.standupwireless.com/manage/)) |
RECERTIFY ([HTTPS://WWW.STANDUPWIRELESS.COM/RECERTIFY/](https://www.standupwireless.com/recertify/)) |
ABOUT ([HTTPS://WWW.STANDUPWIRELESS.COM/ABOUT/](https://www.standupwireless.com/about/)) |
BLOG ([HTTPS://WWW.STANDUPWIRELESS.COM/BLOG/](https://www.standupwireless.com/blog/)) |
CONTACT ([HTTPS://WWW.STANDUPWIRELESS.COM/CONTACT/](https://www.standupwireless.com/contact/))

NOTIFICATION

[Para Espanol](#)

IMPORTANT NOTICE REGARDING A CHANGE TO YOUR WIRELESS SERVICE

Change in Service Provider Notification

Around July 6th, your LifeLine phone service, currently provided by Blue Jay Wireless, will be provided by Global Connection Inc. of America d/b/a StandUP Wireless, another major provider of Lifeline services. We will make the change as seamless as possible. Your service will continue to be provided utilizing the **same nationwide network**.

What's important to know is that **you do NOT need to take any action**, and you will continue to be enrolled to receive LifeLine wireless telephone service. NO fees will be applied in connection with the change of service provider.

With StandUP Wireless, you will continue to use your **SAME phone with the SAME telephone number**. And, you will receive 500 Minutes, UNLIMITED TEXT, and 500 MB DATA. You will still receive this **service at no charge**.

StandUP Wireless will notify you once you are transferred, and will provide notice of any future changes to rates or terms and conditions of service, as required by law. As with Blue Jay Wireless, you will not have a contract with StandUP Wireless, and have the right to change Lifeline providers.

There's no need to call. More information will be provided to you soon so watch your phone for more messages. In the meantime, you can also visit StandUP Wireless online at <http://www.standupwireless.com/notification1> (<http://standupwireless.com/notification1>).

Attachment A

StandUP Wireless looks forward to serving you.

Questions or concerns? Call StandUP Wireless at any point at 1-800-544-4441 or, prior to the transfer, call Blue Jay Wireless by dialing 611 on your handset or 1-855-425-8529.

AVISO IMPORTANTE CON RESPECTO A UN CAMBIO EN SU SERVICIO INALÁMBRICO

Alrededor del 6 de julio de 2017, su servicio de telefónico de LifeLine, actualmente proporcionado por Blue Jay Wireless, será proporcionado por Global Connection Inc. of América d / b / a StandUP Wireless, otro importante proveedor de servicios Lifeline. Haremos que el cambio sea lo más perfecto posible. Su servicio continuará proporcionándose utilizando la **misma red nacional**.

Lo que es importante saber es que NO necesita tomar ninguna acción y seguirá inscrito(a) para recibir el servicio telefónico inalámbrico de LifeLine. NO se aplicarán cargos en relación con el cambio de proveedor de servicios.

Con StandUP Wireless, continuará utilizando su **MISMO teléfono con el MISMO número de teléfono**. Y, recibirá 500 MINUTOS, TEXTOS ILIMITADOS, y 500 MB de DATOS. Seguirá recibiendo este **servicio sin costo alguno**.

StandUP Wireless le notificará una vez que haya sido transferido y le proporcionará notificación de cualquier cambio futuro en las tarifas o términos y condiciones de servicio, según lo requiera la ley. Al igual que con Blue Jay Wireless, usted no tendrá un contrato con StandUP Wireless, y tiene derecho a cambiar su proveedor de Lifeline.

No hay necesidad de llamar. Más información se le será proporcionada pronto, así que manténgase atento(a) a su teléfono para más mensajes. Mientras tanto, también puede visitar StandUP Wireless en línea en <http://www.standupwireless.com/notification1> (<http://standupwireless.com/notification1>).

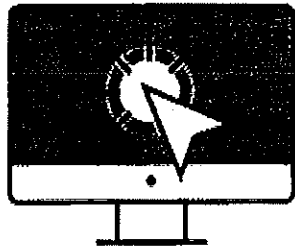
StandUP Wireless espera poder servirle.

¿Preguntas o inquietudes? Llame a StandUP Wireless en cualquier momento al 1-800-544-4441 o, antes de la transferencia, llame a Blue Jay Wireless marcando 611 en su teléfono o 1-855-425-8529.



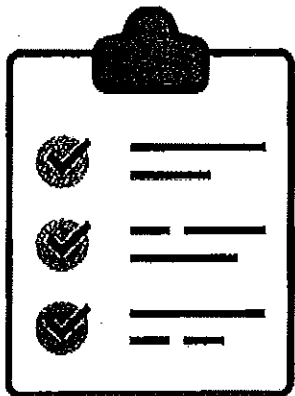
(/learn/)

LEARN (/LEARN/) Are you eligible for FREE Lifeline service? [Learn more.](#) (/learn/)



(/apply/)

APPLY (/APPLY/) Get your Free Smartphone and wireless service. [Apply Now!](#) (/apply/)



(/manage/)

MANAGE (/MANAGE/) We've got your back! StandUp makes it easy to use your phone.



(/contact/)

CONTACT (/CONTACT/) We are here for you! Let us know how we can help.



AVAILABILITY ([HTTP://STANDUPWIRELESS.COM/APPLY](http://standupwireless.com/apply)) |
TERMS & CONDITIONS ([HTTPS://WWW.STANDUPWIRELESS.COM/TERMS-CONDITIONS/](https://www.standupwireless.com/terms-conditions/)) |
ABOUT US ([HTTPS://WWW.STANDUPWIRELESS.COM/ABOUT/](https://www.standupwireless.com/about/)) |
CONTACT ([HTTPS://WWW.STANDUPWIRELESS.COM/CONTACT/](https://www.standupwireless.com/contact/)) |
CALL NOW : 1-800-544-4441

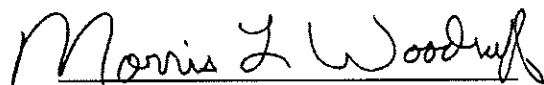
COPYRIGHT PREPAIDWIRELESS GROUP 2017 | ALL RIGHTS RESERVED

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission,
at Jefferson City, Missouri, this 3rd day of August 2018.


Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

August 3, 2018

File/Case No. TD-2019-0033

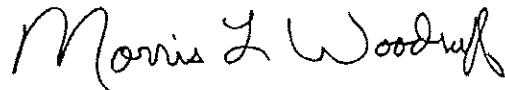
**Missouri Public Service
Commission**
Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel
Hampton Williams
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@ded.mo.gov

Blue Jay Wireless, LLC
Legal Department
5010 Addison Circle
Addison, TX 75001

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



Morris L. Woodruff
Secretary

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.