

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application for Name Change)
from Better World Telecom, Inc. to) **Case No. XN-2007-0282**
BetterWorld Telecom, LLC) Tariff No. YX-2007-0520

ORDER DIRECTING STAFF TO INVESTIGATE AND FILE A REPORT

Issue Date: January 31, 2007

Effective Date: January 31, 2007

On January 26, 2007, Better World Telecom, Inc. (“BWTI”) filed a letter notifying the Missouri Public Service Commission of a corporate name change to BetterWorld Telecom, LLC. According to the letter, the purpose of the name change is to bring the company’s legal name into closer conformity with “BetterWorld Telecom,” which BWTI has been using for quite some time in all correspondence with its customers.¹

Accompanying the letter is a document showing that the entity currently known to the Commission as Better World Telecom, Inc. is a Delaware limited liability company which has been authorized by the Missouri Secretary of State since November 21, 2005 to do business in Missouri as a foreign limited liability company named BetterWorld Telecom, LLC.²

Also attached to the letter is a complete set of replacement tariff sheets with an effective date of February 26, 2007. However, according to the letter, the replacement tariff

¹ For this reason, BWTI's letter states that the name change "will be transparent to our customers."

² The Commission takes administrative notice that in March 2003 (when, in Case No. XA-2003-0283, BWTI was originally granted a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri), BWTI was a Delaware corporation. BWTI obviously changed its form of business organization from corporation to limited liability company sometime between March 2003 and November 2005. It would be helpful to the Commission if the company would provide such missing detail in any future filings in which the form of the company's business organization is relevant or even potentially relevant.

contains not only the usual *pro forma*-type modifications associated with the corporate name change, but also *substantive* revisions (including both increases and decreases) to the various rates to be charged by the company and paid by its customers.

While the letter and attachments are in substantial compliance with the applicable Commission Rules governing the contents of applications for corporate name changes,³ they are not in compliance with 4 CSR 240-3.545(12) and (15), which set forth certain specific filing requirements for tariffs submitted by Commission-regulated telecommunications companies which involve changes in rates or charges. However, rather than issue a notice of deficiency, which would further delay its consideration of what is otherwise a substantially compliant application, the Commission will simply order BWTI to provide the missing information.

The Commission would like to have the benefit of a prompt investigation by its Staff before it further considers this matter, particularly since it involves revisions in the rates to be charged by BWTI. Therefore, Staff will be directed to commence an investigation and file a report containing its recommendation as to whether the Commission should recognize BWTI's name change and approve the accompanying replacement tariff.

IT IS ORDERED THAT:

1. The Staff of the Missouri Public Service Commission shall promptly commence an investigation into the merits of the application filed by Better World Telecom, Inc. on January 26, 2007.

2. The Staff of the Missouri Public Service Commission shall file a report concerning the results of its investigation by no later than Friday, February 16, 2007.

³ As implicated in this case, these regulations are 4 CSR 240-2.060(5) and 4 CSR 240-3.020(1).

3. Better World Telecom, Inc. shall, by no later than Tuesday, February 13, 2007, file an appropriate supplemental pleading containing the information required by 4 CSR 240-3.545(12) and (15).

4. This order shall become effective on January 31, 2007.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Benjamin H. Lane, Regulatory
Law Judge, by delegation of authority
under section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 31st day of January, 2007.