



210 N. Park Ave.  
Winter Park, FL  
32789

P.O. Drawer 200  
Winter Park, FL  
32790-0200

Tel: 407-740-8575  
Fax: 407-740-0613  
tmi@tminc.com

**CONFIDENTIAL TREATMENT REQUESTED**

Manager of the Data Center  
Missouri Public Service Commission  
200 Madison Street  
Suite 100  
Jefferson City, MO 65101

May 3, 2007  
Via Overnight Delivery

**FILED<sup>2</sup>**

MAY 04 2007

**Missouri Public  
Service Commission**

RE: Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel  
Communications  
MO Annual Report CLEC and IXC  
For the year ending December 31, 2006

Dear Sir or Madam:

Enclosed please find the MO Annual Report CLEC and IXC for the year ending December 31, 2006, filed on behalf of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications. No check is enclosed as there are no remittance fees due.

The company is requesting confidential treatment of this report as the Company's revenue information is highly confidential and is not available publicly anywhere. A Confidential and a Redacted version of the report is provided with this transmittal. Please handle the Confidential version in accordance with your established procedures for handling of confidential material.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for that purpose.

Questions regarding this filing should be directed to my attention at 407-740-8575. Thank you for your assistance in this matter.

Sincerely,

Trish Kirby  
Compliance Reporting Specialist

cc: Jamie Villanueva - Cleartel Telecommunications, Inc.

file: Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel  
Communications - Reporting - Missouri

**Now Communications Inc. d/b/a Now Communications of Delaware**

**ClearTel Communications**

**2006 ANNUAL REPORT**

**TO THE MISSOURI PUBLIC SERVICE COMMISSION**

**REDACTED / PUBLIC VERSION**

**FILED<sup>2</sup>**

MAY 04 2007

**Missouri Public  
Service Commission**

Now Communications Inc. d/b/a Now Communications of  
Delaware, Cleartel Communications

---

**Full Company Name** (Do not abbreviate, yet include any Commission approved  
AKA/DBA/Fictitious Name, if applicable.)

**COMPETITIVE LOCAL EXCHANGE CARRIER**

**and / or**

**INTEREXCHANGE TELECOMMUNICATIONS CARRIER**

**ANNUAL REPORT**

**TO THE**

**MISSOURI PUBLIC SERVICE COMMISSION**

**For The Year Ending December 31, 2006**

☒

Public submission

☐

Non-Public submission pursuant to Section 392.210 RSMo.,  
Section 93.140 RSMo, and the Rules at 4 CSR 240-3.540

## Missouri Public Service Commission 2006 Annual Report Excel Form & EFIS Instructions

Questions about the annual report form or its contents may be submitted to: Joan Wandel at (573) 751-4785 or by e-mail at [joan.wandel@psc.mo.gov](mailto:joan.wandel@psc.mo.gov). The completed document should be submitted under EFIS (accessible from the Commission's Web page (<http://psc.mo.gov>) or mailed to: Manager of the Data Center, Missouri Public Service Commission, 200 Madison Street, Suite 100, Jefferson City, MO 65101 (or P.O.Box 360, Zip 65102-0360).

This report is due on or before April 15th. Failure to timely file this report could result in penalties up to \$100 for every day the report is late.

- The files are "read only". You must save or copy the files to your hard drive or a diskette in order to input information into the annual report form.
- When you enter the company name and annual report year on the "cover", the same information will be automatically populated on all the pages of the annual report. The company name listed on the cover page should include any commission approved AKA/DBA/Fictitious Name, if applicable. In addition, the company's name should be clearly identified throughout each page of the report, in the spaces provided and should be identical to the name shown on the cover page.
- If additional space is needed for entering information on a specific page, please insert a page and copy the existing page template.
- After the annual report is completed, save the file, print the form and prepare for mailing or electronically submitting through EFIS, as a non-case related submission.

### **Requests to submit annual report data under seal:**

Utilities may request classification of selected portions of their annual report as non-public (pursuant to Section 392.20, RSMo., Section 93.140, RSMo., and the rules at 4 CSR 240-3.540). Please note that all information classified as non-public will still remain subject to potential disclosure as provided under the Missouri open records act (Chapter 610 RSMo) and Section 386.480, RSMo.

### ***In order to take advantage of this procedure, the submitter, either through EFIS or in hard copy form, must:***

A. Provide both a fully completed version to be kept under seal and a redacted public version that clearly informs the reader that the redacted information has been submitted under seal. The cover of each version must clearly identify whether it is the public or the non-public version. Each page of each version of the report containing non-public information should be clearly identified as containing such information.

B. Submit both versions of the annual report with a cover letter stating that the utility is designating some or all of the information in its annual report as confidential information, including the name, phone number and e-mail address (if available) of the person responsible for addressing questions regarding the confidential portions of the annual report.

C. Prominently attach a detailed affidavit to both versions that identifies the specific types of information to be kept under seal, provides a reason why the specific information should be a closed record, and stating that none of the requested information is available to the public in any format.

### **Instructions for EFIS Submission of Annual Report**

#### ***In EFIS select:***

- Click on Filing/Submission
- Click on Non-Case Related Submission
- Type of Utility- Click on drop down menu and select CLEC, IXC, ILEC or STS (requires separate submissions if company is certificated/registered individually for more than one Sub-Type)
- Company Name- Click on drop down menu to select certificated company name
- Type of Submission- Click on drop down menu to select Annual Report (MO PSC)
- PSC Calendar Year - Type - 2006
- Applicable Case No. - DO NOT ENTER INFORMATION
- Date- Populates automatically
- Comments - Type - 2006 Annual Report
- Click on Continue
- Click on Browse - select the file that contains the completed annual report
- Click Attach
- Click on Done with Attach
- Click on Submit (Public version will allow viewing by all)
- This process will complete the submission and assign a non-case related tracking number (BMAR-2007-xxxx).

#### ***RETAIN:***

A screen print of the BMAR submission confirmation and the original Verification page as completed by the President, Treasurer, General Manager or Receiver of the company.

## CLEC-IXC

Annual Report of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communicationsfor the year ending December 31, 2006

1. State in full the exact '**certificated**' name of the Competitive Local Exchange Carrier (CLEC) and/or Interexchange Telecommunications Carrier (IXC):

(Do not abbreviate; yet include any Commission approved AKA/DBA/Fictitious Name, if applicable.)

Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications

2. State in full the company's street address, mailing address, telephone number, fax number, and e-mail address\*:

2855 S. Congress Ave.Delray Beach, FL 33445-7320407-681-5260jvillanueva@cleartel.com

3. Is the utility certificated as a Competitive Local Exchange Carrier? If yes, state effective date (contained in Commission Order approving) of certification by the MO Public Service Commission and associated case number (original certificate or merger/name change if name on tariff effected):

Date (e.g. 00/00/0000): CA-2004-0067

4. Is the utility certificated as a Interexchange Telecommunications Carrier? If yes, state effective date (contained in Commission Order approving) of certification by the MO Public Service Commission and associated case number (original certificate or merger/name change if name on tariff effected):

Date (e.g. 00/00/0000): XA-2004-0066

5. Was the company certificated in Missouri under any other name(s)? If yes, please provide all names and time periods involved since the original certification:

6. This Competitive Local Exchange/Interexchange Telecommunications Carrier is a (Check box with an X) and if different than certificated name listed above (e.g. parent corporation name) or if '**Other**' is identified, explain:

☒ Corporation  
☐ Partnership  
☐ Sole Proprietorship

☐ LLC  
☐ LP  
☐ Other - Explain

7. State in full the name, street address, telephone number, and e-mail address\* of the individual completing/verifying this Annual Report:

Trish KirbyP.O. Drawer 200Winter Park, FL 32790-0200407-740-8575tkirby@tminc.com

(\*) Required if available. State n/a (not available) if no e-mail address is available.

CLEC-IXC

Annual Report of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications

for the year ending December 31, 2006

8. Under the laws of what state is the Competitive Local Exchange/Interexchange Telecommunications Carrier organized:

Delaware

9. Whether a corporation or not, give the particulars called for below concerning the principal or general officers of the Competitive Local Exchange/Interexchange Telecommunications Carrier at the end of the year:

Date Office Assumed	Title of General Officer	Name of Person Holding Office
Inception	Chief Executive Officer & President	Kenneth G. Baritz
Inception	Chief Operating Officer	James K. Doherty
Inception	CFO - Treasurer and Secretary	Teresa Hannay
Inception	Vice President	John S. Patton, Jr.

10. Please provide a listing of all mergers, consolidations, and reorganizations, completed during the last year.

None

CLEC-IXC

Annual Report of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications

for the year ending December 31, 2006

11. Please provide the following information concerning Total Company and gross intrastate operating revenues (i.e., Missouri Jurisdictional) Revenues for this Calendar Year: 2006

**Revenues:**

Operating Revenues\* from Telecommunication Ser  
Access Fee Revenues  
Federal USF Subsidies  
State USF Subsidies  
Other Revenues

## Total Company MO Jurisdictional

	[Redacted]
	[Redacted]

**TOTAL REVENUES**

--	--

MO Jurisdictional should match Statement of Revenue  
(MoPSC Assessment)

## \* Missouri Revised Statutes §386.020(53)

(53) "Telecommunications service", the transmission of information by wire, radio, optical cable, electronic impulses, or other similar means. As used in this definition, "information" means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds, or any other symbols. Telecommunications service does not include:

(a) The rent, sale, lease, or exchange for other value received of customer premises equipment except for customer premises equipment owned by a telephone company certificated or otherwise authorized to provide telephone service prior to September 28 1987, and provided under tariff or in inventory on January 1, 1983, which must be detariffed no later than December 31, 1987, and thereafter the provision of which shall not be a telecommunications service, and except for customer premises equipment owned or provided by a telecommunications company and used for answering 911 or emergency calls;

(b) Answering services and paging services;

(c) The offering of radio communication services and facilities when such services and facilities are provided under a license granted by the Federal Communications Commission under the commercial mobile radio services rules and regulations;

(d) Services provided by a hospital, hotel, motel, or other similar business whose principal service is the provision of temporary lodging through the owning or operating of message switching or billing equipment solely for the purpose of providing a charge telecommunications services to its temporary patients or guests;

(e) Services provided by a private telecommunications system;

(f) Cable television service;

(g) The installation and maintenance of inside wire within a customer's premises;

(h) Electronic publishing services; or

(i) Services provided pursuant to a broadcast radio or television license issued by the Federal Communications Commission;



**Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel**  
**CLEC-IXC Annual Report of Communications**

**for the year ending December 31, 2006**

**12. Local Exchange Carriers Federal/State Low-Income/Disabled Universal Service Fund**  
**Subscribers**

**Background and Purpose:** To ascertain on a monthly basis the number of subscribers being provided federal and/or Missouri low-income/disabled support as being reported to USAC (federal support, Form 497) and the fund administrator of the Missouri programs (Missouri support).

**Calendar Year 2006**

<b>Month</b>	<b>Number of Missouri Low Income subscribers</b>	<b>Number of Missouri Disabled subscribers</b>
January	[Redacted]	[Redacted]
February	[Redacted]	[Redacted]
March	[Redacted]	[Redacted]
April	[Redacted]	[Redacted]
May	[Redacted]	[Redacted]
June	[Redacted]	[Redacted]
July	[Redacted]	[Redacted]
August	[Redacted]	[Redacted]
September	[Redacted]	[Redacted]
October	[Redacted]	[Redacted]
November	[Redacted]	[Redacted]
December	[Redacted]	[Redacted]
<b>TOTAL:</b>	[Redacted]	[Redacted]

**Instructions for completing the  
Competitive Local Exchange Carrier (CLEC) Exchange Access Lines Report (Residential)**

**A. Instructions for Section A: Local Voice Service and IVoIP Service.**

Use these columns to report exchange access lines used to provide local voice service, as defined by 392.245.5(3) RSMo, and interconnected VoIP service, as defined by 47 CFR 9.3, if the end user's rates for these services are set by the filer. Lines should include all analog and digital (whether circuit switched or packet switched) exchange lines and Key/PBX trunk facilities connecting end users to the Public Switched Telephone Network. Do not use these columns for any exchange access lines used for interconnected VoIP service provided to another carrier.

**B. Instructions for Section B: Other.**

Use these columns to report exchange access lines to connect Internet Service Providers to the PSTN. In addition, use these columns to report exchange access lines used to provide interconnected VoIP service to another carrier if the other carrier is not certificated to provide telecommunications service by the Missouri Public Service Commission. Do not report any lines used to provide interconnected VoIP service to another carrier if the other carrier possesses a certificate to provide telecommunications service from the Missouri Public Service Commission.

**Page 5(a) Definition: Exchange Access Lines**

**Exchange Access Lines** refers to analog or digital lines used in the provisioning of local voice service or interconnected VoIP service. For DS-1 or higher bandwidth facilities, whether circuit or packet switched, a voice grade equivalency must be used. For channelized service, report the number of channels subscribed to by the customer. For example, a fully configured DS-1 facility is to be counted as 24 voice-grade equivalent lines. For partially equipped DS-1 facilities, count only the number of channels actually subscribed to by the end user. For non-channelized facilities, filers are instructed to use a good-faith estimate of the number of voice grade equivalent lines used for voice communications.

**Page 5(a) Column A: Exchange**

**Exchange** refers to exchange names as provided in an incumbent local telephone company's tariff. Rate centers, wire centers, or central offices are not always the same as exchanges.

**Page 5(a) Columns B, C, D, E: IVoIP Service**

**IVoIP Service** refers to "Interconnected VoIP service" as defined in 47 CFR 9.3.

**Page 5(a) Column B: Full Facility**

**Full Facility** refers to arrangements where your company or an affiliate owns the switch and the local loop.

**Page 5(a) Column C: Partial Facility**

**Partial Facility** refers to arrangements where your company or an affiliate owns either the switch or the local loop.

**Page 5(a) Column D: Other Resale**

**Other Resale** refers to arrangements where your company leases facilities from an ILEC at a negotiated or arbitrated rate that is not simply a discount off the ILEC's tariffed rate. Examples include UNE-P arrangements, arrangements purchased via a commercial agreement.

**Page 5(a) Column E: Pure Resale**

**Pure Resale** refers to arrangements where your company leases facilities/services from the ILEC at a discount from the incumbent's tariffed rate.

CLEC Annual Report of **New Communications Inc. d/b/a New Communications of Delaware, Cleartel Communications**

for the year ending December 31, 2006

### Exchange Access Lines Provided to RESIDENTIAL Customers

[illegible]

**CLEC Annual Report of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications**

for the year ending December 31, 2006

**Exchange Access Lines Provided to BUSINESS Customers**

[illegible]

**Instructions for completing the****Competitive Local Exchange Carrier (CLEC) Exchange Access Lines Report (Business)****A. Instructions for Section A: Local Voice Service and IVoIP Service.**

Use these columns to report exchange access lines used to provide local voice service, as defined by 392.245.5(3) RSMo, and interconnected VoIP service, as defined by 47 CFR 9.3, if the end user's rates for these services are set by the filer. Lines should include all analog and digital (whether circuit switched or packet switched) exchange lines and Key/PBX trunk facilities connecting end users to the Public Switched Telephone Network. Do not use these columns for any exchange access lines used for interconnected VoIP service provided to another carrier.

**B. Instructions for Section B: Other.**

Use these columns to report exchange access lines to connect Internet Service Providers to the PSTN. In addition, use these columns to report exchange access lines used to provide interconnected VoIP service to another carrier if the other carrier is not certificated to provide telecommunications service by the Missouri Public Service Commission. Do not report any lines used to provide interconnected VoIP service to another carrier if the other carrier possesses a certificate to provide telecommunications service from the Missouri Public Service Commission.

**Page 5(h) Definition: Exchange Access Lines**

Exchange Access Lines refers to analog or digital lines used in the provisioning of local voice service or interconnected VoIP service. For DS-1 or higher band-width facilities, whether circuit or packet switched, a voice grade equivalency must be used. For channelized service, report the number of channels subscribed to by the customer. For example, a fully configured DS-1 facility is to be counted as 24 voice-grade equivalent lines. For partially equipped DS-1 facilities, count only the number of channels actually subscribed to by the end user. For non-channelized facilities, filers are instructed to use a good-faith estimate of the number of voice grade equivalent lines used for voice communications.

**Page 5(h) Column A: Exchange**

Exchange refers to exchange names as provided in an incumbent local telephone company's tariff. Rate centers, wire centers, or central offices are not always the same as exchanges.

**Page 5(h) Columns B, C, D, E: IVoIP Service**

IVoIP Service refers to "Interconnected VoIP service" as defined in 47 CFR 9.3.

**Page 5(h) Column B: Full Facility**

Full Facility refers to arrangements where your company or an affiliate owns the switch and the local loop.

**Page 5(h) Column C: Partial Facility**

Partial Facility refers to arrangements where your company or an affiliate owns either the switch or the local loop.

**Page 5(h) Column D: Other Resale**

Other Resale refers to arrangements where your company leases facilities from an ILEC at a negotiated or arbitrated rate that is not simply a discount off the ILEC's tariffed rate. Examples include UNE-P arrangements, arrangements purchased via a commercial agreement.

**Page 5(h) Column E: Pure Resale**

Pure Resale refers to arrangements where your company leases facilities/services from the ILEC at a discount from the incumbent's tariffed rate.

**Page 5(h) Column G: ISP**

ISP refers to lines/trunks solely connecting Internet Service Providers to the Public Switched Telephone Network.

**Submitting this Annual Report is an "option" through EFIS.**

A registered official company representative is authorized to utilize this option, type in all necessary information below, including the Notary's information (pursuant to Sections 432.200 and 432.295). After submitting the Annual Report through EFIS, you will receive a BMAR (confirmation) number. Indicate that BMAR number on the original and retain for your records.

**CLEC-IXC**      **Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel**  
**Annual Report of Communications**

**for the year ending December 31, 2006**

**VERIFICATION**

The foregoing report must be verified by the oath of the President, Treasurer, General Manager or Receiver of the company. The oath required may be taken before any person authorized to administer an oath by the laws of the State in which the same is taken.

**OATH**

State Of Florida

County Of Palm Beach

ss:

Jamie Villanueva  
(Insert here the name of the affiant)

makes oath and says that

s/he is Regulatory Manager  
(Insert here the official title of the affiant)

of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications  
(Insert here the exact legal title or name of the respondent)

that s/he has examined the foregoing report; that to the best of his or her knowledge, information, and belief, all statements of fact contained in the said report are true and the said report is a correct statement of the business and affairs of the above-named respondent.

January 1, 2006, to and including December 31, 2006

Jamie Villanueva  
(Signature of Affiant)

Subscribed and sworn to before me, a \_\_\_\_\_ in and for the

State and County above named, this 30<sup>th</sup> day of April, 2007

My Commission expires 9/28/09



Awilda Santiago  
(Signature of officer authorized to administer oaths)

Missouri Revised Statutes § 392.210

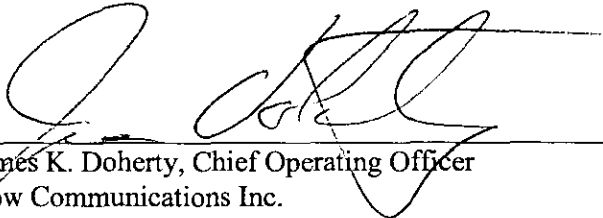
Original in its entirety must be mailed (if not utilizing EFIS) to:  
**Manager of the Data Center**  
MoPSC, 200 Madison Street, Suite 100  
Jefferson City, MO 65101 (P.O. Box 360, 65102-0360)

**TMI RECEIVED MAY 02 2007**


# AFFIDAVIT

I, James K. Doherty hereby certify that I am the Chief Operating Officer of Now Communications Inc. d/b/a Now Communications of Delaware, Cleartel Communications, (hereafter referred to as "the Company"), and am duly authorized to execute this affidavit on behalf of the Company.

I hereby certify that the Company's revenue information is highly confidential, and is not available publicly any where. I hereby request confidential (proprietary) treatment of the information in the Annual Report to the state of Missouri.

  
James K. Doherty, Chief Operating Officer  
Now Communications Inc.  
d/b/a Now Communications of Delaware,  
Cleartel Communications  
2855 S. Congress Avenue  
Delray Beach, FL 33445-7320  
Phone: 561-454-5041

Sworn and subscribed before me this 30<sup>th</sup> day of April, 2007

  
Signature of official administering oath

My Commission expires 9/28/09

