

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Application of ExteNet Systems, Inc. f/k/a ClearLinx Network Corporation for a Certificate of Service Authority to Provide Interexchange and Non-Switched Local Telecommunications Services, for Classification of the Company And its Services as Competitive, and for Waiver of Certain Statutes and Rules.

Case No. _____

APPLICATION

Pursuant to Sections 392.410, 392.430 and 392.440 R.S. Mo., 4 CSR 240-2.060 and 4 CSR 240-3.510, Applicant ExteNet Systems, Inc. f/k/a/ ClearLinx Network Corporation (“ExteNet”) hereby submits this Application for a Certificate of Service Authority to provide interexchange and non-switched local telecommunications services in the State of Missouri. ExteNet further requests that the Commission classify it and its services as competitive pursuant to Section 392.361 R.S.Mo. and waive certain statutes and rules as authorized by Section 392.420 R.S.Mo. In support of its Application, ExteNet states the following:

Identification of ExteNet.

1. Applicant’s legal name is ExteNet Systems, Inc.¹ ExteNet is a corporation organized and existing under the laws of the state of Delaware. ExteNet’s principal place of business is located at 1901 S. Meyers Road, Suite 190, Oakbrook Terrace, IL 60181. ExteNet’s telephone number is (630) 932-2900, and the fax number is (630) 932-2907. ExteNet’s website address is: www.clearlinxnetwork.com²

¹ ExteNet previously operated under the name ClearLinx Network Corporation. ExteNet’s incorporation documents in Delaware were changed to reflect the new name on August 1, 2006.

² Due to technical requirements, the website address will change to www.extenetsystems.com on or before January 1, 2007.

2. ExteNet is authorized to do business and is a corporation in good standing with the State of Missouri. Attached as Exhibit 1 is a certificate issued by the Office of the Missouri Secretary of State demonstrating that ExteNet is authorized to do business in the State of Missouri.

Character of Business Performed by ExteNet.

3. ExteNet is engaged in the business of providing interexchange and non-switched local exchange telecommunications services.

Contact Information

4. Communications, pleadings and correspondence pertaining to this Application should be sent to the following:

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Request for Service Authority.

5. ExteNet hereby requests a certificate of service authority to provide interexchange and non-switched local telecommunications services within the State of Missouri. ExteNet requests authority to provide both facilities-based and resold services, pursuant to Sections 392.410-392.450 R.S.Mo.

Description of Services ExteNet Intends to Provide.

6. ExteNet intends to offer point-to-point telecommunications service on a local exchange (non-switched only) and interexchange basis throughout the State of Missouri. The primary suite of telecommunications services that ExteNet plans to offer initially comprises point-to-point transport services carried on fiber optic facilities. These point-to-point circuits will carry Radio Frequency (“RF”) traffic of Wireless Services Providers between ExteNet’s shared distributed antenna systems (“DAS”) and Wireless Services Providers’ existing facilities or through collocation facilities leased to the Wireless Service Providers by ExteNet. These fiber-fed shared distributed antenna systems will extend wireless networks, improving quality and coverage with community-friendly solutions. These services will address the increasing demand from Wireless Services Providers for a solution to long-standing service coverage problems, and will provide network enhancements that add capacity to accommodate high speed data applications.

7. ExteNet will provide its point-to-point transport service to other carriers, does not intend to provide switched local services, and does not intend to provide services to residential or business customers.

Request for Classification as a Competitive Telecommunications Company.

8. ExteNet believes that the services it intends to provide are competitive, and it respectfully requests the Commission to classify these services as competitive

telecommunications services and ExteNet as a competitive telecommunications company pursuant to R.S. Mo. Section 391.361, consistent with treatment of other carriers.

Statements

9. ExteNet states that there are no pending actions, and have been no final unsatisfied judgments or decisions against ExteNet from any state or federal agency or court involving customer service or rate issues within three years of the date of this Application. ExteNet further states that it has no overdue annual reports and/or assessment fees with the Commission.

Requested Waivers

10. ExteNet requests that the Commission waive application of the following statutes and Commission Rules identified below to ExteNet. This request is made pursuant to R.S. Mo. Section 392.420, consistent with the Commission's treatment of other carriers. No other carrier is affected by this waiver request.

Statutes

Section 392.210.2	Uniform system of accounts
Section 392.240.1	Rates/rentals/service and physical connections
Section 392.270	Valuation of property (ratemaking)
Section 392.280	Depreciation accounts
Section 392.290	Issuance of securities
Section 392.300.2	Acquisition of stock
Section 392.310	Stock and debt issuance
Section 392.320	Stock dividend payments
Section 392.330	Issuance of securities, debts and notes
Section 392.340	Reorganization(s)

Commission Rules

4 CSR 240-10.020	Depreciation fund income
4 CSR 240-30.040	Uniform system of accounts

11. ExteNet will comply with all applicable statutes and Commission Rules for which waiver is not granted.

Public Interest Statement

12. The Commission has found repeatedly that competition in the intrastate telecommunications market is in the public interest. Grant of this Application and ExteNet's entry into the telecommunications marketplace in Missouri will serve the public interest in a variety of ways.

13. The public interest will be served by expanding the availability of competitive telecommunications services that enhance the telecommunications infrastructure in Missouri, thereby facilitating economic development. In addition, ExteNet's RF transport services allow wireless carriers to address long-standing service coverage problems such as "deadspots" in cellular and/or PCS wireless carriers' networks, where existing wireless networks require additional capacity, and in those areas that are too costly, difficult, or in some cases, impossible to implement using the traditional wireless technology, due to land use limitations and/or prohibitions imposed by localities for the deployment of traditional wireless network infrastructure. ExteNet's services also allow wireless service providers to increase their network capacity. ExteNet deploys open networks, which can accommodate traffic from multiple wireless service providers, thereby decreasing the need for multiple installations of antennas and other equipment in and on facilities in the public rights of way.

14. Finally, grant of this Application will benefit the public interest by increasing the presence of facilities-based competitors and increasing the incentives for other carriers to operate more efficiently and to offer innovative new services at competitive prices.

Proposed Tariff

15. ExteNet is providing a copy of its proposed initial tariff as Exhibit 2 with a 45 day effective date as required by Commission rule.

WHEREFORE, ExteNet respectfully requests that the Commission grant this Application, including by issuance of certificates of authority, granting competitive classification and waiving statutes and Commission Rules identified herein, and approve the proposed tariff filed herewith, and grant such other relief as the Commission deems appropriate.

Respectfully submitted,

By: /s/ Carl J. Lumley
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Attorneys for ExteNet Systems, Inc.

VERIFICATION

State of Illinois)
County of DuPage)

I, Ross Manire, do hereby state under penalty of perjury that:

1. I am Chief Executive Officer of ExteNet Systems, Inc. f/k/a ClearLinx Network Corporation.
2. I am an officer of ExteNet and have the authority to bind ExteNet, and to execute this Verification.
3. The contents of the foregoing Application are true, accurate, and correct to the best of my knowledge, information and belief.

Signed:

Ross Manire
Ross Manire
Chief Executive Officer
ExteNet Systems, Inc. f/k/a ClearLinx Network Corporation

Dated:

October 26, 2006

Subscribed and sworn before me, a Notary Public, this 26th day of October, 2006.

Terrence M Ray
Notary Public



My commission expires on: Sept 14 2008

CERTIFICATE OF SERVICE

I, Carl J. Lumley, certify that a true and correct copy of the Application of ExteNet Systems, Inc. f/k/a ClearLinx Network Corporation for a Certificate of Service Authority to Provide Interexchange and Non-Switched Local Telecommunications Services was delivered to the following via Email or U.S. Mail, postage pre-paid, on October 27, 2006.

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