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

In The Matter of the Application of	)		
	)		
AvayaLive Inc. for Registration to Provide	)	Case No. DA-20	
Interconnected Voice over Internet	)		
Protocol Service	)		
	)		

## **APPLICATION**

COMES NOW AvayaLive Inc. ("Applicant"), pursuant to §392.550 RSMo 2008 (Cum. Supp.), and for its application to the Missouri Public Service Commission ("Commission") states as follows:

1. The Applicant's legal name is AvayaLive Inc. Applicant is a Delaware Corporation. Applicant's street and mailing address, electronic mail address, fax and telephone number are:

211 Mt. Airy Road Basking Ridge, New Jersey 07920

Email: ebelly@avaya.com Telephone: 908-953-3489 Facsimile: 908-953-4912

- 2. The Applicant seeks registration to offer and provide interconnected voice over Internet protocol service.
- 3. Attached is an affidavit signed by an officer or general partner of the Applicant making the eight statements required by §392.550.3 RSMo, plus confirmation the Applicant's service meets the criteria of interconnected voice over Internet protocol service as defined by §386.020(23).

WHEREFORE, the Applicant requests the Commission to issue an order granting the Applicant a registration to offer and provide interconnected voice over Internet protocol service in the exchanges listed in the Affidavit.

Respectfully submitted,

Linda McReynolds

Missouri Bar No. 49489

Marashlian & Donahue, LLC

The CommLaw Group

1420 Spring Hill Road, Suite 401

McLean, Virginia 22102 Phone: (703) 714-1318

Fax: (703) 714-1330

E-mail: lgm@commlawgroup.com

## **CERTIFICATE OF SERVICE**

I hei	reby certify that a	a true and correct copy of the above and foregoing documer	nt
was	delivered by firs	t class mail, electronic mail or hand delivery, on this <u>12<sup>Th</sup>da</u>	У
of _	APRIL	, 2012, to the following parties:	

General Counsel Missouri Public Service Commission PO Box 360 Jefferson City, MO 65102 Office of Public Counsel PO Box 7800 Jefferson City, MO 65102

## **AFFIDAVIT**

I, , a natural person, do hereby swear and affirm that I am an officer or general partner of AvayaLive Inc. ("Applicant"), and that the following statements are true and correct to the best of my knowledge and belief:

(1) The location of the principal place of business and the names of the principal executive officers of the Applicant:

Principal place of business is:

211 Mt. Airy Road Basking Ridge, New Jersey 07920

Principal Executive Officers:

Frank Mahr President and Secretary

Adam Henslovitz Vice President

Kevin MacKay Vice President

Christopher McGugan Vice President

Linda Schumacher Vice President

Matthew Booher Vice President and Treasurer

Sandra Epprecht Assistant Secretary

James Gibson Assistant Secretary

Lorraine Lago Assistant Secretary

Christine Tettemer Assistant Secretary

Maureen Moore Assistant Treasurer

Lawrence (Scott) Niemann Assistant Treasurer

(2) Each exchange, in whole or in part, of a local exchange company in which the Applicant proposes to provide interconnected voice over Internet protocol service:

Throughout the State of Missouri.

- (3) That the Applicant is legally, financially, and technically qualified to provide interconnected voice over Internet protocol services;
- (4) That the Applicant is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of interconnected voice over Internet protocol services;
- (5) That the Applicant will charge and collect from its end user customers on interconnected voice over Internet protocol service, and remit to the appropriate authority, fees and surcharges in the same manner as are charged and collected upon end user customers of local exchange telecommunications service and remitted by local exchange telecommunications companies, including but not necessarily limited to:
  - (a) Telecommunications programs under section 209.255, RSMo;
  - (b) Missouri universal service fund under section 392.248;
  - (c) Local enhanced 911;
  - (d) Any applicable license tax;
- (6) That the Applicant will remit the annual assessment imposed by the Commission under section 386.370, RSMo;

(7) That the Applicant will file, either directly or indirectly through an

affiliated competitive local exchange carrier, with the Commission an annual

report at a time and covering the yearly period fixed by the Commission;

(8) That the Applicant has established a process for handling inquiries

from customers concerning billing issues, service issues, and other consumer-

related complaints. Consumer complaints may be directed to:

Gino Brancatelli

3500 Carling Avenue

Nepean, Ontario K2H8E9

Canada

Telephone: (613) 356-8150

and

(9) The Applicant's interconnected voice over Internet protocol service

meets the following criteria:

(a) Enables real-time, two-way voice communications;

(b) Requires a broadband connection from the user's location;

(c) Requires Internet protocol-compatible customer premises

equipment; and

(d) Permits users generally to receive calls that originate on the

public switched telephone network and to terminate calls to the

public switched telephone network.

This concludes my affidavit.

Name Adam J. Henslovitz

Title: Vice President

State of New Jersey
County of Somerset
Subscribed and sworn before me this <u>grand</u> day of <u>April</u> , 20 <u>12</u>
Notary Public
LUANNE DE ROSE

NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 4/12/2016

Notary Seal: