BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Name Change Request of) Consolidated Communications Network Services,) Inc. to Consolidated Communications Enterprise) Services, Inc.)

Case No. XN-2009-0276

REPLY TO STAFF RECOMMENDATION

COMES NOW Applicant Consolidated Communications Network Services, Inc. and replies to the Staff recommendation filed February 23, 2009 as follows:

- 1. In its recommendation, Staff recommended both granting the requested name change from Consolidated Communications Network Services, Inc. to Consolidated Communications Enterprise Services, Inc. and approving the tariffs as submitted with three distinct d/b/a names, with the condition that "the Commission orders CCES to file an annual report, pay the PSC assessment and MoUSF remittance for each of the three d/b/a names, rather than just for the parent company." (Staff Recommendation, ¶ 6.) Applicant does not object to these reporting requirements if the Commission deems them necessary, although it notes that these reporting requirements will impose additional administrative costs on Applicant with no corresponding benefit or increase in aggregate PSC assessments and MoUSF remittances paid to the State.
- 2. In its recommendation, Staff also refers to a 1994 Order in Case No. TA-94-51, In the Matter of the Application of GE Capital Communications Services Corporation, d/b/a GE Exchange and d/b/a GE Capital Exchange. Applicant respectfully submits that that case is not relevant to the present case both due to

the fact that the applicant there had withdrawn a request to be certified using a second fictitious name, and because of all of the distinguishing facts set forth in paragraphs 7-8 of Staff's recommendation.

3. Applicant further represents that it is using the same unique d/b/a names associated with each of the three sets of service in other states where those services are offered and so customers (including some larger, corporate, institutional customers) will be familiar with the alignment of the d/b/a names with each distinct set of services offered by Applicant.

WHEREFORE, Applicant respectfully requests that its application for a name change and the revised tariffs submitted with the application be approved.

Respectfully Submitted On behalf of Applicant,

By: <u>/s/ Sarah J. Read</u>

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been served electronically by EIFS to all counsel of record this 24th day of February, 2009.

<u>/s/ Sarah J. Read</u>