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CHARLES H. HOWARD (1925-1970)  
JOHN E. BURRUSS, JR. (1933-1985)  
GERALD E. ROARK (1956-1995)

E-MAIL

richardb@hendrenandrac.com

May 20, 2003

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

**MAY 21 2003**

**Missouri Public  
Service Commission**

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

Re: Interconnection Agreement between Southwestern  
Bell Telephone, LP d/b/a SBC Missouri and Snappy  
Phone of Texas, Inc.

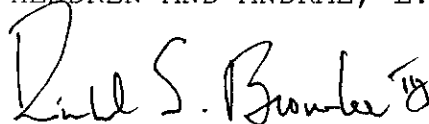
Dear Mr. Roberts:

On behalf of Snappy Phone of Texas Inc., formerly  
known as Snappy Phone, please find enclosed for filing the  
original plus three (3) copies of an Interconnection  
Agreement, effective April 24, 2003 between Southwestern  
Bell Telephone, LP d/b/a SBC Missouri and Snappy Phone of  
Texas Inc.

If you should have any questions concerning the  
enclosed filing, please do not hesitate to contact me.

Very truly your,

HENDREN AND ANDRAE, L.L.C.

  
Richard S. Brownlee, III

RSB:sa

Enclosures

Cc: Southwestern Bell Telephone  
Art McGee - Snappy Phone

FILED<sup>2</sup>  
MAY 21 2003

Missouri Public  
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

IN THE MATTER OF THE APPLICATION )  
OF SNAPPY PHONE OF TEXAS, INC, )  
D/B/A SNAPPY PHONE, FOR APPROVAL )  
OF INTERCONNECTION AGREEMENT ) Case No.  
UNDER THE TELECOMMUNICATIONS )  
ACT OF 1996 )

APPLICATION OF SNAPPY PHONE OF TEXAS, INC., D/B/A SNAPPY PHONE FOR  
APPROVAL OF INTERCONNECTION AGREEMENT WITH SOUTHWESTERN BELL  
TELEPHONE, LP D/B/A SBC MISSOURI

Comes now Snappy Phone of Texas, Inc., D/B/A ("Snappy Phone") and hereby files this Application for Approval of its Interconnection Agreement (the Agreement) under the Telecommunications Act of 1996 ("FTA 96") between Southwestern Bell Telephone Company, LP d/b/a SBC Missouri (SWC Missouri) and Snappy Phone, and respectfully states as follows:

**I. APPLICANT**

Applicant Snappy Phone is a corporation duly organized and existing and by virtue of laws of the State of Texas and is authorized to conduct business in the State of Missouri. See Certificate of Authority filed as **Exhibit A** in Case No. TA-2000-372. The principal office of Snappy Phone of Texas, Inc., d/b/a Snappy Phone, is located at 6901 W. 70th Street, P.O. Box 29620, Shreveport, LA 71149. Snappy Phone is a provider of facilities-based and resold basic local exchange telecommunication services, local exchange telecommunications services. Its Application for Certificate of Service Authority to Provide Basic Local and Interexchange Telecommunications Services was granted by the Public Service Commission in Case No. TA-2000-372. All inquiries, correspondence, communication, pleadings, notices, orders and decisions of the Commission are to be sent to:

Snappy Phone of Texas, Inc.  
d/b/a Snappy Phone  
6901 W. 70th Street  
P.O. Box 29620  
Shreveport, LA 71149  
(318) 671-7864

Richard S. Brownlee, III  
Hendren and Andrae, L.L.C.  
P.O. Box 1069  
Jefferson City, Missouri 65102  
(573) 636-8135  
(573) 636-4905 (Facsimile)

## **II. INTERCONNECTION AGREEMENT REACHED**

Snappy Phone presents to this Commission for approval the Agreement executed pursuant to the terms of Section 252(i) of the Act.

Snappy Phone and SWBT have executed the Agreement between Snappy Phone and SBC Missouri on April 24, 2003, respectively. The Agreement consists of one hundred nineteen (119) pages plus Exhibits and Appendixes. There are no outstanding issues between Snappy Phone and SBC Missouri which require mediation or arbitration.

## **III. REQUEST FOR APPROVAL**

Snappy Phone seeks the Commission's approval of the Agreement, consistent with the provisions of the Federal Act and Missouri law. Snappy Phone believes that the implementation of this Agreement complies fully with Section 252(e) of the Federal Act because the Agreement is consistent with the public interest, convenience and necessity and does not discriminate against any telecommunications carrier. The Agreement promotes diversity in providers, provides interconnectivity, and increases customer choices for

telecommunications services once Snappy Phone is certificated and has effective tariffs. Snappy Phone respectfully requests that the Commission grant expeditious approval of the Agreement, without change, suspension or other delay in its implementation. This is a bilateral agreement, reached as a result of negotiations and compromise between the parties.

#### **IV. STANDARD FOR REVIEW**

In addition to the applicable terms of Section 252(i), the statutory standards of review are set forth in Section 252(e) of the Federal Act which provides as follows:

\* \* \*

##### **(e) Approval by State Commission**

- (1) Approval required. Any interconnection agreement adopted by negotiation or arbitration shall be submitted for approval to the State commission. A State commission to which an agreement is submitted shall approve or reject the agreement, with written findings as to any deficiencies.
- (2) Grounds for rejection. The State commission may only reject
  - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) if it finds that
    - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
    - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity.

The affidavit of Richard S. Brownlee, III, local counsel for Snappy Phone establishes that the Agreement submitted herein satisfies these standards. (Affidavit Attachment I).

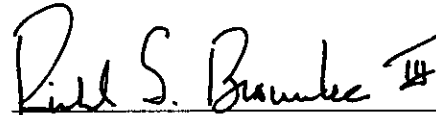
**V. MISSOURI LEGISLATION**

The executed Agreement is consistent with Chapter 392 RSMo and is fundamentally an adoption of Interconnection Agreements previously approved by the Commission.

**VI. CONCLUSION**

**WHEREFORE**, Snappy Phone respectfully requests that the Commission approve the Interconnection Agreement between SBC Missouri and Snappy Phone as expeditiously as possible.

Respectfully submitted,

A handwritten signature in dark ink, reading "Richard S. Brownlee III". The signature is written in a cursive style with a stylized "R" and "B".

Richard S. Brownlee, #22422  
HENDREN AND ANDRAE, L.L.C.  
Riverview Office Center  
221 Bolivar Street, Suite 300  
P.O. Box 1069  
Jefferson City, MO 65102  
(573) 636-8135  
(573) 636-4905 (Facsimile)

**ATTORNEYS FOR SNAPPY PHONE**

**ATTACHMENT I**

## VERIFICATION OF APPLICATION

I, Richard S. Brownlee, III, Attorney for Snappy Phone and pursuant to 4 CSR 240-2.060(f), hereby swear and affirm that I am authorized to speak on behalf of the Applicant Snappy Phone and to attest to the veracity of the statements contained in this Application.

Richard S. Browlee 14

Richard S. Brownlee, III

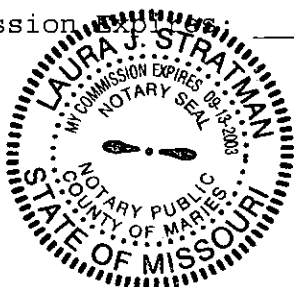
STATE OF MISSOURI )  
 ) ss  
COUNTY OF COLE )

I, Laura J. Stratman, a Notary Public, do hereby  
certify that on this 13 day of May, 2003, personally appeared  
before me Richard S. Brownlee, III, who declared that all of the  
information contained herein above is true, to the best of her  
knowledge and belief.

  
Notary Public

### My Commission

9-13-2003



# **EXHIBIT A**

# STATE OF MISSOURI




Matt Blunt  
Secretary of State

## CERTIFICATE OF CORPORATE RECORDS

SNAPPY PHONE OF TEXAS, INC.  
F0047557

I, MATT BLUNT, Secretary of the State of the State of Missouri and Keeper of the Great Seal thereof, do hereby certify that the annexed pages contain a full, true and complete copy of the original documents on file and of record in this office for which certification has been requested.

In testimony whereof, I have set my hand and imprinted the Great Seal of the State of Missouri, on this, the 20TH day of MAY, 2003.

  
Secretary of State



# STATE OF MISSOURI



**Rebecca McDowell Cook**  
**Secretary of State**

## CORPORATION DIVISION - CERTIFICATE OF AUTHORITY

WHEREAS,  
SNAPPY PHONE OF TEXAS, INC.

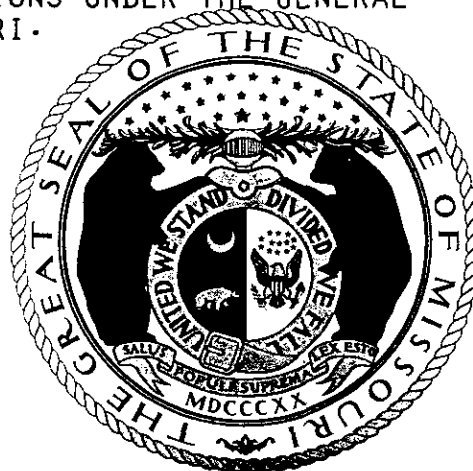
USING IN MISSOURI THE NAME  
SNAPPY PHONE OF TEXAS, INC.

HAS COMPLIED WITH THE GENERAL AND BUSINESS CORPORATION LAW WHICH GOVERNS FOREIGN CORPORATIONS; BY FILING IN THE OFFICE OF THE SECRETARY OF STATE OF MISSOURI AUTHENTICATED EVIDENCE OF ITS INCORPORATION AND GOOD STANDING UNDER THE LAWS OF THE STATE OF TEXAS.

NOW, THEREFORE, I, REBECCA McDOWELL COOK, SECRETARY OF STATE OF THE STATE OF MISSOURI, DO HEREBY CERTIFY THAT SAID CORPORATION IS FROM THIS DATE DULY AUTHORIZED TO TRANSACT BUSINESS IN THIS STATE, AND IS ENTITLED TO ALL RIGHTS AND PRIVILEGES GRANTED TO FOREIGN CORPORATIONS UNDER THE GENERAL AND BUSINESS CORPORATION LAW OF MISSOURI.

IN TESTIMONY WHEREOF, I HAVE SET MY HAND AND IMPRINTED THE GREAT SEAL OF THE STATE OF MISSOURI, ON THIS, THE 22ND DAY OF OCTOBER, 1999.

*Rebecca McDowell Cook*  
Secretary of State



\$155.00



State of Missouri

Rebecca McDowell Cook, Secretary of State

P.O. Box 778, Jefferson City, Mo. 65102  
Corporation Division

OCT 22 1999

Application for Foreign Corporation  
for a Certificate of Authority

Rebecca McDowell Cook  
SECRETARY OF STATE

(Submit in duplicate with filing fee of \$155.00)

(1) The corporation's name is SNAPPY PHONE OF TEXAS, INC.

and it is organized and existing under the laws of TEXAS

(2) The name it will use in Missouri is SNAPPY PHONE OF TEXAS, INC.

(3) The date of its incorporation was NOVEMBER 24, 1998, (month/day/year),

and the period of its duration is PERPETUAL

(4) The address of its principal place of business (Address/City/State/Zip)

6901 W. 70th St. Shreveport, LA 71129 P.O. Box 29620  
SHREVEPORT LA 71149

(5) The name and address of its registered agent and office in the State of Missouri is (Name, Address, City/State/Zip)

C T CORPORATION SYSTEM, 120 South Central Avenue, Clayton, Missouri 63105

(6) The specific purpose(s) of its business in Missouri are: \_\_\_\_\_

Reseller of home telephone service

(7) The name of its officers and directors and their business addresses are as follows:

Officers (Name/Address/City/State/Zip)

President Jerry Black 7214 Beaufort Way Shreveport, LA 71129

CHAIRMAN Robert D. Hyde, Jr. 5709 Shoreline Shreveport LA 71119

Vice President Arthur L. Magee 9501 Overcross Shreveport LA 71106

Treasurer

N/A

Board of Directors (Name/Address/City/State/Zip)

Director

Robert D. Hyde 5709 Shreveport, LA 71119

Director

Director

Director

(8) The effective date of this document is the date it is filed by the Secretary of State of Missouri, unless you indicate a future date, as follows:

(Date may not be more than 90 days after the filing date in this office)

In affirmation thereof, the facts stated above are true.

(Authorized signature of officer or chairman of the board) (Title) (Date)

Note: You must have a current certificate of good standing or certificate of existence with this application. This may be obtained from the Secretary of State or other authority that issues corporate charters.

FILED  
AND CERTIFICATE OF  
AUTHORITY ISSUED

OCT 22 1999

Rebecca McDowell Cook  
SECRETARY OF STATE



# The State of Texas

SECRETARY OF STATE

IT IS HEREBY CERTIFIED that  
Articles of Incorporation of

SNAPPY PHONE OF TEXAS, INC.  
File No. 1513449

were filed in this office and a certificate of incorporation was issued to this corporation,  
and no certificate of dissolution is in effect and the corporation is currently in existence.



*IN TESTIMONY WHEREOF, I have hereunto  
signed my name officially and caused to be  
impressed hereon the Seal of State at my office in  
the City of Austin, on August 27, 1999.*

Elton Bomer  
Secretary of State

BAM