

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

In the Matter of the Name Change	)	<u>Case No. TN-2007-0411</u>
Request of Budget Phone, Inc., to	)	Tariff Nos. YX-2007-0760,
Budget PrePay, Inc., d/b/a Budget Phone	)	YC-2007-0761, and YC-2007-0762

**STAFF RECOMMENDATION**

COMES NOW the Staff of the Missouri Public Service Commission and for its recommendation states:

1. On April 20, 2007, Budget Phone, Inc., filed with the Public Service Commission a notice of change of name from Budget Phone, Inc., to Budget PrePay, Inc. d/b/a Budget Phone. Budget Phone received its certificates in Case Nos. XA-2003-0023 and CA-2003-0024.

2. Commission rule 4 CSR 240-2.060 provides:

(5) A name change may be accomplished by filing the items below with a cover letter requesting a change of name. Notwithstanding any other provision of these rules, the items required herein may be filed by a nonattorney. Applications for approval of a change of name shall include:

- (A) A statement, clearly setting out both the old name and the new name;
- (B) Evidence of registration of the name change with the Missouri secretary of state; and
- (C) Either an adoption notice and revised tariff title sheet with an effective date which is not fewer than thirty (30) days after the filing date of the application, or revised tariff sheets with an effective date which is not fewer than thirty (30) days after the filing date of the application.

3. In the attached Memorandum, which is labeled Appendix A, the Staff recommends that the Commission approve the change of name.

4. The request clearly sets out the old name (Budget Phone, Inc.) and the new name (Budget PrePay, Inc, d/b/a Budget Phone). The request includes evidence of registration of the name change with the Missouri Secretary of State. The request also includes a draft letter to

notify customers of the name change in compliance with 4 CSR 240-3.545(20), and Staff has reviewed the notice and found it acceptable.

5. The company has submitted new tariff sheets with an effective date of May 20, 2007, with the new name clearly identified. Staff has reviewed the new tariff sheets and recommends that the Commission approve those tariff sheets.

WHEREFORE, the Staff recommends that the Commission issue an order to recognize the name change of Budget Phone, Inc., to Budget PrePay, Inc. d/b/a Budget Phone; and approve the tariff sheets filed to effectuate that name change with an effective date of May 20, 2007.

Respectfully submitted,

/s/ Shelley Syler Brueggeman  
Shelley Syler Brueggemann  
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Missouri Bar No. 52173

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 7<sup>th</sup> day of May 2007.

/s/ Shelley Syler Brueggeman

## Memorandum

To: Missouri Public Service Commission Official Case File  
Case No. TN-2007-0411  
Tariff Nos. YX-2007-0760, YC-2007-0761 and YC-2007-0762  
Date: May 4, 2007

From: Sherri Kohly  
Telecommunications Department

William L. Voight 05/04/07  
Utility Operations Division/Date

/s/ William K. Haas 05/04/07  
General Counsel's Office/Date

**Subject: Staff Recommendation for Approval of Name Change**

Existing Name of Company: Budget Phone, Inc.  
Proposed Name of Company: Budget PrePay, Inc. d/b/a Budget Phone

**The Telecommunications Department Staff (Staff) recommends the Commission approve the change of name and tariff sheet(s) for PSC Tariff Nos. 1, 2 and 3 effective May 20, 2007.**

### Review Items

**Administrative:**

- No applications to intervene filed.
- Evidence of registration of the name change with the Missouri Secretary of State has been submitted.

- Customers have been notified. (4 CSR 240-3.545(20))
- Customers will be notified at or before the next billing cycle of any name change. (4 CSR 240-3.545(20))

**Tariff:**

- Adoption Notice
- Revised Title Page (see tariff review section below)
- New Tariff (see tariff review section below)

**Tariff review items (as applicable):**

- Properly formatted: (Company name, PSC MO No., Page #, Page revision #, proposed effective date)
- Identifies competitive classification.
- Identifies waivers granted.
- Customer specific pricing, if proposed, limited for private line, special access or Centrex-like services or to business customers in exchanges where the incumbent local exchange company has had its business services declared competitive pursuant to Section 392.245. (392.200(8)).
- Proposed rates do not establish geographic deaveraged rates (if not checked, explain in attachment). (392.200(4)).

Appendix A

- If an alternative operator service provider (receives more than 40% of revenues from traffic aggregators) operator service rates do not exceed: Person-to-Person (\$10.00), Station-to-Station/card (\$5.50). (392.515(1))

**Tariff review items (as applicable, only for CLECs):**

- Tariff clearly indicates areas offering local service area  
( \_\_\_ AT&T Missouri, \_\_\_ CenturyTel, \_\_\_ Sprint, \_\_\_ Spectra, \_\_\_ Other)
- Tariff offers local service as a separate and distinct service.
- Switched access service rates capped at ILEC's rates.

**Are there additional recommendations or special considerations?**

No

Yes

If yes, explain in an attachment.

- The Company is not delinquent in filing an annual report and paying the PSC assessment.
- The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.
- ( No annual report  Unpaid PSC assessment. Amount owed: )

