

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Everest Midwest Licensee LLC) **File No. TN-2010-0208**
d/b/a SureWest changing name to) Tracking Nos. YC-2010-0451,
SureWest Kansas Licenses, LLC) YX-2010-0450, YX-2010-0452

ORDER RECOGNIZING NAME CHANGE

Issue Date: January 29, 2010

Effective Date: February 15, 2010

The Missouri Public Service Commission is granting the application for recognition of the following name change:

From: Everest Midwest Licensee LLC

To: SureWest Kansas Licenses, LLC

("application"). The Commission is also approving the tariff sheets ("tariffs") that are pending with the application.

On January 13, 2010, the Commission received the application with tariffs. On January 28, 2010, the Commission's staff ("Staff") filed its recommendation, including a supporting affidavit, favoring the application. Because no party disputes the application, no law requires a hearing before granting the application, so the Commission convened no hearing and bases its findings on the verified filing.¹

The Commission recognizes the name change if the application includes:

(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

¹ *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Com'n*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

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. [²]

The application includes those items. Also, Staff states that no annual report, no annual assessment fee,³ and no Missouri Universal Service Fund remittance are past due from the applicant. Therefore, the Commission will grant the application, recognize the name change, and approve the tariffs.

THE COMMISSION ORDERS THAT:

1. The name change:

From: Everest Midwest Licensee LLC

To: SureWest Kansas Licenses, LLC

is recognized.

2. The tariff sheets assigned tariff tracking number YX-2010-0450, issued and filed on January 13, 2010, are approved to become effective on February 15, 2010. The tariffs sheets approved are:

Missouri P.S.C Tariff No. 4

1st Revised Adoption Sheet, replacing Original Adoption Sheet, and
3rd Revised Sheet 1, replacing 2nd Revised Sheet 1.

3. The tariff sheets assigned tariff tracking number YC-2010-0451, issued and filed on January 13, 2010, are approved to become effective on February 15, 2010. The tariffs sheets approved are:

Missouri P.S.C Tariff No. 5

1st Revised Adoption Sheet, replacing Original Adoption Sheet,
3rd Revised Page 1, replacing 2nd Revised Page 1,
Section 5, 3rd Revised Page 17, replacing 2nd Revised page 17, and
Section 6, 1st Revised Page 8, replacing Original Page 8.

² 4 CSR 240-2.060(5).

³ As required at 4 CSR 240-2.060(1)(L).

4. The tariff sheets assigned tariff tracking number YX-2010-0452, issued and filed on January 13, 2010, are approved to become effective on February 15, 2010. The tariffs sheets approved are:

Missouri P.S.C Tariff No. 6

1st Revised Adoption Sheet replacing Original Adoption Sheet
3rd Revised Title Sheet, replacing 2nd Revised Title Sheet
3rd Revised Page 57, replacing 2nd Revised Page 57
1st Revised Page 58, replacing Original Page 58
1st Revised Page 59, replacing Original Page 59, and
2nd Revised Page 60, replacing 1st Revised Page 60.

5. This order shall become effective on February 15, 2010.

6. This file shall close on February 16, 2010.

BY THE COMMISSION

(S E A L)



**Steven C. Reed
Secretary**

Daniel Jordan, Regulatory Law Judge,
by delegation of authority under
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 29th day of January 2010.