

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

In The Matter of the Application of	)	
	)	
<b>Digium Cloud Services, LLC</b> for	)	Case No. _____
Registration to Provide Interconnected Voice	)	
over Internet Protocol Service	)	
	)	

**APPLICATION**

COMES NOW **Digium Cloud Services, LLC** ("Applicant"), pursuant to §392.550 RSMo Cum Supp. 2010, and for its application to the Missouri Public Service Commission ("Commission") states as follows:

1. The Applicant's legal name is **Digium Cloud Services, LLC**. Applicant is a Delaware limited liability company registered with the Missouri Secretary of State as a foreign limited liability company and is in good standing. A copy of Applicant's certificate of good standing with the Missouri Secretary of State is attached as Exhibit A. Applicant's street and mailing address, electronic mail address, fax and telephone number are: **Digium Cloud Services, LLC**, 445 Jan Davis Drive NW, Huntsville, AL 35806, Telephone: 256-428-6000; Facsimile: 256-864-0464.

2. The Applicant seeks registration to offer and provide interconnected voice over Internet protocol service in all areas defined by the existing exchange areas in which Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri; Embarq Missouri, Inc. d/b/a Embarq; Spectra Communications Group, LLC d/b/a Century Tel; CenturyTel of Missouri L.L.C; Fidelity Telephone Company; and Windstream Missouri, Inc. are authorized to operate in Missouri. Essentially the Applicant seeks registration statewide.

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.

Respectively submitted,

**/s/ Mark W. Comley**

Mark W. Comley #28847  
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(573) 636-3306 FAX

Attorney for Digium Cloud Services, LLC

**Certificate of Service**

I hereby certify that a true and correct copy of the above and foregoing document was sent via email on this 15th day of September, 2014, to General Counsel's Office at [staffcounsel@psc.mo.gov](mailto:staffcounsel@psc.mo.gov); and Office of Public Counsel at [opc@ded.mo.gov](mailto:opc@ded.mo.gov).

**/s/ Mark W. Comley**

Mark W. Comley

## **AFFIDAVIT**

I, Danny Windham, a natural person, do hereby swear and affirm that I am the President of Digium Cloud Services, LLC ("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: Digium Cloud Services, LLC  
445 Jan Davis Drive NW  
Huntsville, AL 35806

Ownership and Executive Management:  
Digium Cloud Services, LLC is owned by Digium, Inc.

(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:

In all exchange areas defined by the existing exchange areas in which Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri; Embarq Missouri, Inc. d/b/a Embarq; Spectra Communications Group, LLC d/b/a Century Tel; CenturyTel of Missouri L.L.C; Fidelity Telephone Company; and Windstream Missouri, Inc. are authorized to operate in Missouri. Essentially the Applicant seeks registration statewide.

(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 of 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:

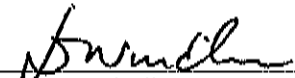
Customer Support  
Digium Cloud Services, LLC  
445 Jan Davis Drive NW  
Huntsville, AL 35806

Telephone: 256-428-6000  
Facsimile: 256-864-0464  
Email: none\* - <http://www.digium.com/en/support/contact>  
\*Follow instructions on website to access customer portal

(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.

  
\_\_\_\_\_  
Danny Windham

STATE OF ALABAMA                    )  
  ) ss.

COUNTY OF Madison )

Subscribed and sworn before me this 9<sup>th</sup> day of August, 2014.

  
\_\_\_\_\_  
Notary Public

# STATE OF MISSOURI



**Jason Kander**  
**Secretary of State**

**CORPORATION DIVISION**  
**CERTIFICATE OF GOOD STANDING**

I, JASON KANDER, Secretary of State of the STATE OF MISSOURI, do hereby certify that the records in my office and in my care and custody reveal that

***DIGIUM CLOUD SERVICES, LLC***

using in Missouri the name

***DIGIUM CLOUD SERVICES, LLC***  
***FL1404002***

a DELAWARE entity was created under the laws of this State on the 22nd day of May, 2014, and is Active, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 15th day of September, 2014.

  
Secretary of State

Certification Number: CERT-09152014-0027

