

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

In the Matter of the Discontinuance of the)	
Certificate of Service for Legacy Long)	<u>File No. XD-2021-XXXX</u>
Distance International, Inc.)	

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY AND TARIFF

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of interexchange service authority of Legacy Long Distance International, Inc., (Company) and states:

1. The Commission previously granted a certificate to the Company to provide intrastate interexchange service authority in Case No. TA-2000-0342 on January 5, 2000. The Company has no applicable tariff.

2. The Company filed a letter with the Commission as non-case filing BCES-2021-0239, which is attached here as Attachment A. The letter states that all customer contracts of Legacy were transferred to Network Communications International Corp (NCIC), effective December 1, 2020. The letter further states that Legacy no longer provides services in Missouri.

3. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo 2000, which provides “[a]ny certificate of service authority may be altered or modified by the commission after notice and hearing, upon its own motion or upon application of the person or company affected.”

4. The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

WHEREFORE, Staff respectfully recommends the Commission cancel the certificate of service authority to provide interexchange telecommunications services of Legacy Long Distance International, Inc.; and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Whitney Payne

Whitney Payne
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 17th day of December, 2020, to all counsel of record.

/s/ Whitney Payne



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December 3, 2020
Via Web Filing

Mr. Morris Woodruff, Executive Secretary
Missouri Public Service Commission
200 Madison Street
Suite 500
Jefferson City, MO 65101

RE: Legacy Long Distance International, Inc.
Notice of Certain Customer Contracts and Cancellation of Authority

Dear Mr. Woodruff:

Enclosed for filing please find the original Notice of Transfer of Customer Contracts and Cancellation of Authority submitted on behalf of Legacy Long Distance International, Inc.

Any questions you may have regarding this filing should be directed to my attention at 407-740-3005 or via email to swarren@inteserra.com. Thank you for your assistance in this matter.

Sincerely,

/s/Sharon R. Warren

Sharon R. Warren
Consultant

cc: Brian Hill – Legacy
William L. Pope - NCIC
Office of Public Counsel
tms: MOx2001

Enclosures
SW/mp

LEGACY LONG DISTANCE INTERNATIONAL, INC.

NOTICE OF TRANSFER OF CUSTOMER CONTRACTS

And

CANCELLATION OF LEGACY LONG DISTANCE INTERNATIONAL, INC.'s AUTHORITY

Legacy Long Distance International, Inc. ("Legacy") and Network Communications International Corp d/b/a NCIC Inmate Communications ("NCIC") (collectively, the "Parties"), hereby notify the Commission of a transfer of customer contracts from Legacy to NCIC. The Parties have consummated a transaction whereby inmate communications services agreements for facilities in the state of Missouri were assigned by Legacy to NCIC pursuant to an Asset Assignment Agreement by and between Legacy and NCIC, effective December 1, 2020.

Since the contracts of Legacy have been transferred to NCIC, and Legacy no longer provides telecommunications in Missouri, the Parties also request that Legacy's authority (as outlined below) and any applicable tariffs be cancelled effective immediately. The Parties provide the following additional notice information:

I. DESCRIPTION OF THE PARTIES

A. Legacy Long Distance International, Inc.

Legacy is a California corporation, incorporated on September 17, 1996, with headquarters located at 10833 Valley View Drive, Suite 150, Cypress, CA 90830. Legacy is a wholly owned subsidiary of Jail Education Solutions, Inc. d/b/a Edovo, a Delaware corporation, with its principal place of business located at 215 W. Superior St., Suite 600, Chicago, IL 60654. Legacy is a full-service provider of inmate communications and investigative technology services at hundreds of correctional institutions nationwide. Legacy's services include operator services, debit, and prepaid calling. In Missouri, Legacy was granted a Certificate of Service Authority to provide competitive InterLATA/IntraLATA resold telecommunications and Alternative Operator services on January 10, 2000 in Case No. TA-2000-342 and Tariff No. 200000481.

B. Network Communications International Corp d/b/a NCIC Inmate Communications

NCIC is a Texas S Corporation, incorporated on August 29, 1996, with its headquarters located at 607 East Whaley St., Longview, TX 75601. NCIC specializes in the provision of inmate communications services to the correctional industry utilizing a combination of various systems to include voice biometrics, call thresholding, and three-way call detection. NCIC's services include operator services, debit, and prepaid calling. NCIC currently provides service to over 750 correctional facilities in 50 states nationwide, including Puerto Rico. In Missouri, NCIC was granted a Certificate of Service Authority to provide competitive IntraLATA/InterLATA resold telecommunications and Alternative Operator services on July 26, 1999 in Case No. TA-99-592 and Tariff No. 9900960.

II. CONTACT INFORMATION

For the purposes of this Notice, contacts for the Parties are as follows:

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Email: swarren@inteserra.com

III. DESCRIPTION OF THE TRANSACTION

On April 22, 2020, Legacy and NCIC entered into an Asset Sale and Assignment Agreement (the "Agreement"). Pursuant to this Agreement, NCIC will acquire specific inmate communications services contracts currently held by Legacy. Accordingly, upon consummation of the transaction outlined in the Agreement, NCIC now owns 100% of the contracts listed in the Agreement and will become the provider of service to these facilities. Upon closing, customers will continue to be serviced by NCIC on substantially the same terms and conditions as previously provided by Legacy. The transaction will not result in an interruption, reduction, loss or impairment of services to any customer.

The Applicants submit that the transaction is in the public interest and will be seamless from the perspective of NCIC's customers. As more fully described below in the public interest statement, NCIC continues to provide a high level of technical operations and customer service to Legacy's customers. The transaction raises no competitive issues and will have no adverse impact on Legacy's customers.

IV. PUBLIC INTEREST STATEMENT

The Parties submit that the Transaction described herein is in the public interest and will permit the continued, uninterrupted provision of high-quality service to the correctional facilities, inmates and their families. As noted previously, the Transaction will be seamless from the perspective of Legacy's Missouri customers because it will not result in an interruption, reduction, loss or impairment of services to any customer. It will promote competition in the inmate telecommunications marketplace, allowing NCIC to become a stronger competitor, which will result in the continued aspiration to provide fair and reasonable rates, low fees and live, friendly customer support to the family and friends of the incarcerated. The financial and managerial support of NCIC will further the development of new and better services for the benefit of the customers. The continued provision of service by NCIC will provide customers the positive benefit of access to existing and new product offerings. The transaction is transparent to customers and will not have a negative impact on the public interest, services to customers, or competition.

WHEREFORE, for the reasons stated above, Legacy Long Distance International, Inc. submits that the public interest, convenience and necessity would be furthered by this transaction and respectfully request approval of the cancellation of Legacy's telecommunications authority.