

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

In the matter of Common Pointe Networks )	Case No. XN-2008-0024
of Missouri, LLC request to change name )	Tariff No. YX-2008-0051
to Peerless Network of Missouri, LLC )	

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission and states:

1. In Case No. XA-2007-0144, the Commission granted Common Pointe Networks of Missouri, LLC a certificate of service authority to provide interexchange and nonswitched local exchange telecommunications services in Missouri.

2. On July 20, 2007, Common Pointe Networks of Missouri filed a new tariff (P.S.C. MO No. 1) with a proposed effective date of August 22, 2007, to reflect its change of name to Peerless Network of Missouri, LLC, f/k/a Common Pointe Networks of Missouri, LLC.

3. 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.

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

5. The request clearly sets out the old name of Common Pointe Networks of Missouri, LLC and the new name of Peerless Network of Missouri, LLC. The request includes evidence of

registration of the name change with the Missouri Secretary of State. Staff notes that Common Pointe Networks of Missouri, LLC does not have customers in Missouri, therefore, no customer notice is required.

6. The company has submitted new tariff sheets with an effective date of August 22, 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 Common Pointe Networks of Missouri, LLC to Peerless Network of Missouri, LLC; and approve the tariff sheets filed to effectuate that name change with an effective date of August 22, 2007.

Respectfully submitted,

/s/ Shelley Syler Brueggemann

Shelley Syler Brueggemann

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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 13<sup>th</sup> day of August 2007.

/s/ Shelley Syler Brueggemann

## Memorandum

To: Missouri Public Service Commission Official Case File  
Case No. XN-2008-0024  
Tariff No. YX-2008-0051  
Date: August 9, 2007

From: Sara Buyak  
Telecommunications Department

William Voight            8-9-07  
Utility Operations Division/Date

/s/ Shelley Syler Brueggemann  
General Counsel's Office/Date

8-13-07

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

Existing Name of Company: Common Pointe Networks of Missouri, LLC  
Proposed Name of Company: Peerless Network of Missouri, LLC, f/k/a Common Pointe Networks of Missouri, LLC

**The Telecommunications Department Staff (Staff) recommends the Commission approve the change of name and tariff sheet for Missouri P.S.C. Tariff No. 1 effective August 22, 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)).

Appendix A

- Proposed rates do not establish geographic deaveraged rates (if not checked, explain in attachment). (392.200(4)).
- 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: )

Common Pointe Networks of Missouri, LLC does not have any customers within the State of Missouri.

