

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

In the Matter of ExteNet Systems, Inc.	)	
Changing Name to ExteNet	)	<b><u>File No.: XN-2022-0224</u></b>
Systems, LLC.	)	Tracking No.: YX-2022-0224

**STAFF RECOMMENDATION**

On February 22, 2022,<sup>1</sup> ExteNet Systems, LLC (the “Company”) filed a notice regarding name change (“Notice”) and a new tariff, YX-2022-0224. The tariff was issued on February 18 and has an effective date of March 20, 2022. On February 23, the Commission issued its Order Directing Staff to File a Recommendation no later than March 9.

The requested name change is from ExteNet Systems, Inc. to ExteNet Systems, LLC. The company’s notice states that the change results from the company’s conversion from a Delaware corporation to a Delaware limited liability company which was a change in the company’s corporate form accomplished through the filing of a “certificate of conversion” and a “certificate of formation” (together, “conversion documents”) with the Delaware Secretary of State.

The Company states that the conversion did not entail any merger or other transactions interrupting the existence of the company. It states that its customers continue to be served by the same entity that provided their service and continue to receive invoices from “ExteNet” under the same contracts, rates, terms and service conditions as before the conversion name change. The company states that notifying customers of the minor change from “Inc.” to “LLC” may cause confusion and, therefore,

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<sup>1</sup> All date references will be to 2022 unless otherwise indicated.

that notice to customers of the change in name is not necessary. The company has provided the conversion documents together with documentation that the new name is registered with the Missouri Secretary of State (Attachments A and B of the notice).

Rule 20 CSR 4240-4.017(1) states that any person that intends to file a case shall file a notice with the secretary of the Commission a minimum of sixty days prior to filing such case. The rule sets out exceptions to this requirement and states that a party may request a waiver of this section for good cause. It states that good cause may include a verified declaration from the filing party that it has had no communication with the office of the Commission within the prior one hundred fifty days regarding any substantive issue likely to be in the case.

The Staff has reviewed the notice and the tariff. If the Commission determines that a telecommunications name-change notice is a “case” within the meaning of Rule 20 CSR 4240-4.017, then it falls into no exception to the 60-day notice requirement. If the Commission determines the 60-day rule applies and desires the Staff’s recommendation on that score, the Staff does not object to waiver of the 60-day notice requirement. The Staff advises the Commission it has no knowledge of any communication between the company and the Commission within the prior 150 days concerning any substantive issue in this case. Staff concludes that the tariff conforms with the notice. Staff recommends that the Commission approve the tariff, tracking number YX-2022-0224, to go into effect on March 20.

**WHEREFORE,** the Commission Staff respectfully submits this recommendation in compliance with the Commission’s order.

**Respectfully Submitted,**

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**CERTIFICATE OF SERVICE**

The undersigned by his signature below certifies that the foregoing pleading was served upon all counsel of record on March 9, 2022, by electronic filing in EFIS, electronic mail, hand-delivery, or U.S. postage prepaid.

**/s/ Paul T. Graham**