

Memorandum

To: Missouri Public Service Commission Official Case File
Case No. XO-2005-0457

From: Sara Buyak, Telecommunications Department
William Voight 6-22-05 /s/ William K. Haas 6-22-05
Utility Operations Division/Date General Counsel's Office/Date

**Subject: Staff Recommendation for Application Seeking Commission Approval of
Competitive Company Transaction**

Date: June 22, 2005

The Telecommunications Department Staff (Staff) recommends the Commission (check, as applicable):

- ☐ Approve Merger ☐ Approve Consolidation ☒ Approve Sale of Assets
- ☐ Approve Name Change
- ☒ Cancel Certificate(s) & Tariff(s) ☐ Approve Certificate(s) & Tariff(s)

According to Commission rules, competitively classified companies are required to provide minimal information in applications to merge, consolidate or sell/transfer assets. Based on the information provided to Staff, Staff does not believe this particular transaction will be detrimental to the public interest. This transaction solely involves competitively classified companies and is not detrimental to the public interest since a customer has/will receive advance notice and can freely switch to another provider. The following chart summarizes this transaction.

Companies Involved in Transaction	Customer Served By ("X", if applicable)		Sale of Assets ("X", if applicable)		Certificates* (If applicable, indicate "C" to cancel, "A" to approve)			Tariffs* (If applicable, indicate Tariff PSC MO Nos.)	
	Before	After	Seller	Buyer	IXC	Local	Basic Local	Cancel	Approve
IBFA Acquisition Company, LLC		X		X					
American Farm Bureau, Inc. d/b/a The Farm Bureau Connection	X		X		C		C	C	

*See attachment to Staff recommendation for further details associated with approving certificates or tariffs.

Appendix A

Merger, Consolidation, Sell or Transfer Assets

Will affected customers be switched to a different company?

☐ No☒ Yes☐ Customers have been notified and a copy of the notification is attached to this Staff Recommendation.☒ 4 CSR 240-33.150 applies to the transaction, and transfer of customers should be conditioned upon customers being provided notification in each subscriber's bill at least thirty days prior to the effective date of the change.**Company Name Change Notification**☐ Company has notified its customers of the name change. A copy of the customer notice is attached.☐ Staff recommends the Commission order the Company to notify its customers at or before the next billing cycle of the name change.Does this transaction involve a company in bankruptcy? ☐ Yes ☒ No

If yes, a copy of the bankruptcy order is attached.

Competitive Company Transaction Review Items**Administrative:**☒ Application solely involves competitively classified companies.☒ No applications to intervene filed.

Noteworthy Transaction Application Requirements of 4 CSR 240-3.520 and 4 CSR 240-3.525:

☒ Will have no impact on tax revenues pursuant to 4 CSR 240-3.520(F) or 4 CSR 240-3.525(F)☒ Appropriate Secretary of State authorization has been submitted for any applicant (or if previously submitted, reference to prior case number).*Missouri corporations:* A Certificate of Good Standing.*Foreign corporations:* Authorization to do business in Missouri.*If business conducted under a fictitious name:* A copy of registration of the fictitious name.☒ No pending or final judgments/decisions described in 4 CSR 240-2.060(1)(K).☒ A statement that no annual report or assessment fees are overdue for any applicant.

Are there additional recommendations or special considerations?

☐ No

☒ Yes

If yes, explain. IBFA Acquisition Company, LLC filed two applications, Case No. CA-2005-0456 to provide basic local exchange telecommunication service and Case No. TA-2005-0451 to provide interexchange service. Staff has filed its recommendation in Case No. TA-2005-0451, recommending that the company be granted a certificate of service authority. As American Farm Bureau, Inc. d/b/a The Farm Bureau Connection has no basic local exchange customers, the transfer of all existing assets from IBFA Acquisition Company, LLC to American Farm Bureau, Inc. d/b/a The Farm Bureau Connection may take place even if IBFA Acquisition Company does not have a CLEC certificate of service authority.

☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.

Attachment to Staff Recommendation for Case No. XO-2005-0457

Upon the completion of the transfer of assets, the Applicants should file a notification with the Commission that the transfer has been completed so the certificates and tariff of American Farm Bureau, Inc. d/b/a The Farm Bureau Connection may be cancelled.