

**NEWMAN, COMLEY & RUTH**

PROFESSIONAL CORPORATION  
ATTORNEYS AND COUNSELORS AT LAW  
MONROE BLUFF EXECUTIVE CENTER  
601 MONROE STREET, SUITE 301  
P.O. BOX 537  
JEFFERSON CITY, MISSOURI 65102-0537  
www.ncrpc.com

TELEPHONE: (573) 634-2266  
FACSIMILE: (573) 636-3306

ROBERT K. ANGSTEAD  
MARK W. COMLEY  
CATHLEEN A. MARTIN  
STEPHEN G. NEWMAN  
JOHN A. RUTH

September 19, 2003

**FILED**

**SEP 19 2003**

**Missouri Public  
Service Commission**

The Honorable Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102-0360

Re: DAVIDSON TELECOM, LLC

Dear Judge Roberts:

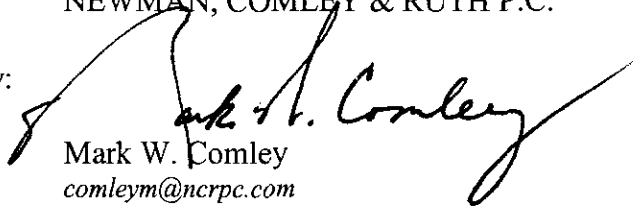
Enclosed for filing please find the original and five copies of an Application for Certificate of Service Authority to Provide Private Pay Telephone Service in the State of Missouri.

Please contact me if you have any questions concerning this filing. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:

  
Mark W. Comley  
comleym@ncrpc.com

MWC:ab

Enclosure

cc: Office of Public Counsel  
General Counsel's Office  
Barry R. Rubens

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED

SEP 19 2003

Missouri Public  
Service Commission

In the matter of the application of )  
Davidson Telecom, LLC )  
)  
for certificate of service authority )  
to provide private pay telephone )  
service within the State of Missouri )

**APPLICATION FOR CERTIFICATE OF SERVICE  
AUTHORITY TO PROVIDE PRIVATE PAY TELEPHONE  
SERVICE IN THE STATE OF MISSOURI**

1. Name of Applicant: Davidson Telecom, LLC  
Date of Application: September 19, 2003

ADDRESS OF PRINCIPAL PLACE OF BUSINESS:

19003 Hodestone Mews Court, Suite 100  
Davidson, North Carolina 28036  
704/896-5915

If the Commission or Staff has questions about this they should contact:

Barry R. Rubens  
19003 Hodestone Mews Court, Suite 100  
Davidson, NC 28036  
704/896-5915 X 3

\*\*\*\*\*

APPLICANT IS:

X CORPORATION - NOT MISSOURI (Attached is a certificate of authorization to do  
business in Missouri from Secretary of State; Missouri Bar Attorney must file the  
application)

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~ IMPORTANT ~

PAGES 2, 3, AND 4 MUST BE ATTACHED AND APPLICATION MUST BE SIGNED AND  
NOTARIZED ON PAGE 4 TO BE PROCESSED. IF APPLICANT IS A PARTNERSHIP OR  
CORPORATION, APPLICATION MUST BE SIGNED BY AN AUTHORIZED MEMBER OR  
CORPORATE OFFICER, NOTARIZED, AND SIGNED BY APPLICANT'S ATTORNEY.

APPLICATION SHOULD BE MAILED TO BOTH:

Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
(Original and 8 copies)

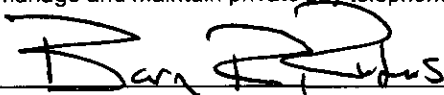
Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102  
(One copy)

2. Applicant proposes to provide private pay telephone service in the State of Missouri under the jurisdiction of the Missouri Public Service Commission (Commission) pursuant to Section 392.410 and 392.520 C.C.S.C.S. HB 360 and which is referred to therein as customer owned coin telephone telecommunications service, but will herein be referred to as private pay telephone service, and requests certificate of service authority to install, operate, control, manage and maintain private pay telephone(s).
3. Applicant requests that this certificate of service authority be made applicable to additional locations which may be served by the Applicant in the future.
4. As a provider of private pay telephone service, I agree that my private pay telephone equipment (hereafter equipment) shall have the following operational characteristics and I agree to abide by the following terms:
  - a. Users of the equipment shall be able to reach the operator without charge and without the use of a coin.
  - b. Any intrastate operator services provider employed shall hold a certificate of service authority from this Commission, and shall have on file with the Commission approved tariffs for the provision of operator services to traffic aggregators.
  - c. Users of the equipment shall be able to reach local 911 emergency service, where available, without charge and without using a coin or, if 911 is unavailable, there shall be a prominent display on each instrument of the required procedure to reach local emergency service without charge and without using a coin.
  - d. The equipment shall be mounted in accordance with all applicable Federal, State, and local laws for disabled and/or hearing impaired persons.
  - e. The equipment shall allow the completion of local and long distance calls.
  - f. The equipment shall permit access to directory assistance.
  - g. There shall be displayed in close proximity to the equipment in 12 Point Times Bold print the name, address and telephone number of the private pay telephone service provider, the procedures for reporting service difficulties, the method of obtaining customer refunds and the method of obtaining long distance access. If applicable, the notice shall state that one-way calling only is permitted. If an alternative operator service (AOS) provider is employed, the private pay telephone service provider shall display such notice as is required by this Commission.
  - h. The equipment shall be registered under Part 68 of the rules of the Federal Communications Commission's registration program.
  - i. The equipment shall not block access to any local or interexchange telecommunications carrier.
5. I understand and agree that the certificate of service authority will permit me to provide only private pay telephone service in the State of Missouri and will not authorize me to provide any other telecommunications services regulated by the Commission.

Revised 6/19/2003

6. I understand that the certificate of service authority to provide private pay telephone service is not transferable.
7. I understand that providing pay telephone service without a certificate of service authority or in violation of the terms and conditions prescribed for the provision of such service may subject me to penalties as provided for by law.
8. I agree to provide a complete list of served locations if this information is requested by the Commission Staff.
9. I further agree to notify the Commission, in writing, if I cease to provide private pay telephone service in the State of Missouri or if my address or phone number changes at my principal place of business.
10. Unless and until otherwise ordered by the Commission, I agree to pay my annual apportioned share of general regulator expenditures that are charged to telephone companies pursuant to Section 386.370 RSMo.
11. I understand and agree that I will be responsible to the local exchange telephone company for payment of all toll and local charges originating from or accepted at the private pay telephone(s).
12. I understand and agree that charges for private pay telephone service will be assessed in accordance with the appropriate tariff of the local exchange telephone company providing access.

WHEREFORE, Applicant requests the Commission to grant its certificate of service authority to Applicant to install, operate, control, manage and maintain private pay telephone service in the State of Missouri as described above.

SIGN HERE: 

PRINT or  
TYPE NAME: Barry R. Rubens

ADDRESS: 19003 Hodestone Mews Court, Suite 100  
Davidson, NC 28036

PHONE: 704-896-5915, ext. 3

STATE OF NORTH CAROLINA )  
 )  
COUNTY OF TREDELL ) ss

Comes now before me BARRY R. RUBENS and states that (s)he  
(Name of person signing Application)

President of Davidson Telecom, LLC. Applicant herein, and (Title  
of person signing Application) (Name of Applicant)

further states that the information contained in this Application is accurate to the best of her/his knowledge and belief.

Subscribed and sworn to before me this 15<sup>th</sup> day of September, 2003.

(Notary Public)

My Commission expires: 2-10-2006 Matthew Q. Benfield

ATTORNEYS SIGNATURE BLOCK (for Partnership or Corporation)

SIGN HERE: Mark W. Comley

PRINT or TYPE NAME: Mark W. Comley

601 Monroe St., Suite 301  
P.O. Box 537

ADDRESS: \_\_\_\_\_

Jefferson City, MO 65102-0537

MISSOURI BAR #: 28847

PHONE: 573/634-2266

E-mail: comleym@ncrpc.com

Revised 6/19/2003

No. FL0077359

# STATE OF MISSOURI



Matt Blunt  
Secretary of State

CERTIFICATE OF REGISTRATION  
FOREIGN LIMITED LIABILITY COMPANY

WHEREAS,  
DAVIDSON TELECOM, LLC

using in Missouri the name  
DAVIDSON TELECOM, LLC

and existing under the laws of the State of DELAWARE  
has filed with this state its application for registration and  
WHEREAS this application for registration conforms to the  
Missouri Limited Liability Company Act;

NOW, THEREFORE, I, MATT BLUNT, Secretary of State of the  
State of Missouri, by virtue of authority vested in me by law,  
do certify and declare that on the 30th day of JANUARY, 2003,  
the above Foreign Limited Liability Company is duly authorized  
to transact business in the State of Missouri  
and is entitled to any rights granted  
Limited Liability Companies.

IN TESTIMONY WHEREOF, I have set my  
hand and imprinted the GREAT SEAL of  
the State of Missouri, on this, the  
30th day of JANUARY, 2003.



\$105.00

Secretary of State

*Matt Blunt*



State of Missouri
Matt Blunt, Secretary of State

Corporations Division
P.O. Box 778, Jefferson City, MO 65102

James C. Kirkpatrick State Information Center
600 W. Main Street, Rm 322, Jefferson City, MO 65101

Application for Registration of a Foreign
Limited Liability Company
(Submit in duplicate with filing fee of \$105.00)

- (1) The name of the foreign limited liability company is:
DAVIDSON TELECOM, LLC
(2) The name under which the foreign limited liability company will conduct business in Missouri is (must contain "limited company, "limited liability company", "LC", "LLC", "L.C.", or "L.L.C.") (must be filled out if different from line (1)):
DAVIDSON TELECOM, LLC
(3) The foreign limited liability company was formed under the laws of DELAWARE on the date of JANUARY 16, 2003, and is to dissolve on PERPETUAL
(4) The purpose of the foreign limited liability company or the general character of the business it proposes to transact in this state is:
TELECOMMUNICATION SERVICES
(5) The name and address of the limited liability company's registered agent in Missouri is (this line must be completed and include a street address):
Corporation Service Company d/b/a
CSC-Lawyers Incorporating Service Company 221 Bolivar Street, Jefferson City, Missouri 65101
Name Address (P.O. Box may only be used in conjunction with a physical street address) City/State/Zip

The Secretary of State is appointed agent for service of process if the foreign limited liability company fails to maintain a registered agent. Note: failure to maintain a registered agent constitutes grounds to cancel the registration of the foreign limited liability company.

- (6) The address of the registered office in the jurisdiction organized. If none required, then the principal office address of the foreign limited liability company is:
Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808
Name Address (P.O. Box may only be used in conjunction with a physical street address) City/State/Zip
(7) For tax purposes, is the limited liability company considered a corporation? \_\_\_ yes \_\_\_ x no

In affirmation thereof, the facts stated above are true.

John C. Goocher JOHN GOOCHER, MANAGER 1/29/2003
(Authorized Signature) (Printed Name) (Date)
FILED
(Authorized Signature) (Printed Name) (Date)
JAN 30 2003
(Authorized Signature) (Printed Name) (Date)

Matt Blunt
SECRETARY OF STATE