

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

In The Matter of the Application of )  
**Fonality, Inc.** to Provide Telecommunications )  
and/or Interconnected Voice over Internet )  
Protocol Services )

Case No.

**APPLICATION**

Applicant's Legal Name "Applicant"	<b>Fonality, Inc.</b>
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Pursuant to §392.611.4 and/or §392.550 RSMo, Applicant seeks the following authorizations as checked below:

<input type="checkbox"/>	Certificate of Service Authority to Provide Basic Local Telecommunications Service
<input type="checkbox"/>	Certificate of Service Authority to Provide Non-Switched Local Telecommunications Service
<input type="checkbox"/>	Certificate of Service Authority to Provide Interexchange Telecommunications Service
<input checked="" type="checkbox"/>	Registration to Provide Interconnected Voice over Internet Protocol Service

Listed below is basic information regarding the Applicant:

Type of Organization	<b>Corporation</b>
Jurisdiction Where Organized	<b>Texas</b>
Mailing Address	<b>6900 Dallas Parkway, Suite 250 Plano, TX 75024</b>
Electronic Mail Address	<b><u>gene.carr@netfortris.com</u></b>
Telephone Number	<b>(877) 366-2548</b>



The company's services will be identified in a tariff or website as indicated below:

	Tariff
X	Website. <a href="http://www.fonality.com">www.fonality.com</a>

Attached is an affidavit signed by an officer or general partner of the Applicant stating the various requirements identified in §392.611.4 and/or §392.550 RSMo, plus confirmation the Applicant's service meets the criteria for these services as defined by §386.020.

WHEREFORE, the Applicant requests the Commission to issue an order granting the Applicant a registration to offer and provide the indicated services identified in this application.

Respectfully submitted,  
/s/ Amanda Grellner  
McCuskey Law Office  
106 E. Main street  
Linn, MO 65051  
Phone: (573) 897-3101  
E-mail: [agrellner@sbcglobal.net](mailto:agrellner@sbcglobal.net)

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail, electronic mail or hand delivery, on this 18<sup>th</sup> day of April, 2019, to the following parties:

General Counsel  
Missouri Public Service Commission  
PO Box 360  
Jefferson City, MO 65102

Office of Public Counsel  
PO Box 7800  
Jefferson City, MO 65102



## AFFIDAVIT

I, **Gene Carr**, a natural person, do hereby swear and affirm that I am an officer or general partner of Applicant and that the following information and statements are true and correct to the best of my knowledge and belief:

(1) Applicant's basic information:

Legal Name	<b>Fonality, Inc.</b>
Principal Place of Business	<b>Plano, TX</b>
Principal Executive Officers	<b>Gene Carr, Kevin Dickens</b>

(2) Area where the Applicant proposes to offer telecommunications or IVoIP services:

Identify area by local telephone company exchange, in whole or in part:	In the exchanges of AT&T Missouri and CenturyLink in metropolitan St. Louis and Kansas City.
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(3) That the Applicant is legally, financially, and technically qualified to provide the requested authorization to provide the indicated telecommunications and/or interconnected voice over internet protocol services;

(4) That the Applicant is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of the indicated telecommunications and/or interconnected voice over Internet protocol services;

(5) That the Applicant will comply with applicable assessment requirements. These assessments include but are not necessarily limited to:

- (a) Relay Missouri assessment requirements identified in 4 CSR 240-28.050(3);
- (b) Missouri universal service fund assessment requirements identified in 4 CSR 240-28.050(2);



(c) Missouri Public Service Commission assessment requirements identified in 4 CSR 240-28.050(1);

(d) Local enhanced 911;

(e) Any applicable license tax;

(6) That the Applicant will comply with applicable reporting requirements identified in 4 CSR 240-28.040 including maintaining an updated list of company contacts in the Missouri Commission's Electronic Filing and Information System;

(7) That the Applicant has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints;

and

(8) The Applicant's service meets the criteria as defined within §386.020 for the indicated services sought for certification and/or registration.

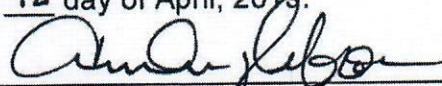
This concludes my affidavit.

  
\_\_\_\_\_  
Gene Carr

  
\_\_\_\_\_  
Title

State of TX  
County of COLLIN

Subscribed and sworn before me this 12 day of April, 2019.

  
\_\_\_\_\_  
Notary Public

Notary Seal:





# STATE OF MISSOURI



John R. Ashcroft  
Secretary of State

## CERTIFICATE OF AUTHORITY

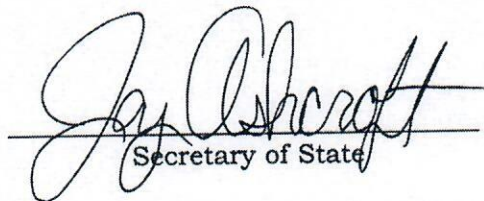
WHEREAS,

**FONALITY, INC.**  
**F001331663**

has complied with the Missouri General and Business Corporation Law which governs Foreign Corporations; by filing in the office of the Secretary of the State of Missouri authenticated evidence of its incorporation and good standing under the Laws of the State of Delaware.

NOW, THEREFORE, I, JOHN R. ASHCROFT, Secretary of State of the State of Missouri, do hereby certify that said corporation is from this date duly authorized to transact business in this State, and is entitled to all rights and privileges granted to Foreign Corporations under the General and Business Corporation Law.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 6th day of March, 2019.

  
Secretary of State







**State of Missouri**  
John R. Ashcroft, Secretary of State

Corporations Division  
PO Box 778 / 600 W. Main St., Rm. 322  
Jefferson City, MO 65102

**F001331663**  
**Date Filed: 3/6/2019**  
**John R. Ashcroft**  
**Missouri Secretary of State**

**Application for Certificate of Authority**  
**For a Foreign For-Profit Corporation**  
(Submit with filing fee of \$155.00)

1. The corporation's name is Fonality, Inc.  
and it is organized and existing under the laws of Delaware
2. The name it will use in Missouri is Fonality, Inc.
3. The date of its incorporation was 6/1/2005, and the period of its duration is Perpetual  
month/day/year
4. The address of its principal place of business is c/o Legal Dept., 6900 Dallas Parkway, Ste. 250, Plano, TX 75024  
Address City/State/Zip
5. The name and physical address of its registered agent and office in the State of Missouri is  
CSC-Lawyers Incorporating Service Company, 221 Bolivar Street, Jefferson City, MO 65101  
Name Address City/State/Zip
6. The specific purpose(s) of its business in Missouri are:  
Voice Service over Internet (VOIP). Phone service provider to business consumers.

7. The name of its officers and directors and their business addresses are as follows:

Officers	Name	Address	City/State/Zip
President	(see attached)		
Vice President			
Secretary			
Treasurer			

**Board of Directors**

Director	(see attached)		
Director			
Director			
Director			
Director			

(Please see next page)

Name and address to return filed document:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, and Zip Code: \_\_\_\_\_

ORI-03062019-2079 State of Missouri  
No of Pages 4 Pages



Creation - For Profit (F)



9. The effective date of this document is the date it is filed by the Secretary of State of Missouri unless a future date is otherwise indicated: upon filing  
*(Date may not be more than 90 days after the filing date in this office)*

In Affirmation thereof, the facts stated above are true and correct:

(The undersigned understands that false statements made in this filing are subject to the penalties provided under Section 575.040, RSMo)

<u>Gene Carr</u>	Gene Carr	Co- CEO	3/1/19
<i>Must be an Officer or Chairman listed in #7</i>	<i>Printed Name</i>	<i>Title</i>	<i>Date</i>

Note: A current (not more than 60 days old) original certificate of good standing or certificate of existence must be submitted with this application. This may be obtained from the Secretary of State or other authority that issues corporate charters in the state of domicile.

Fonality, Inc.

Officer's name and addresses

Name	Title	Address
Gene Carr-	Co- CEO,	c/o Legal Department, 6900 Dallas Parkway, Ste. 250, Plano, TX, 75024
Kevin Dickens-	Co- CEO,	c/o Legal Department, 6900 Dallas Parkway, Ste. 250, Plano, TX, 75024

Directors name and addresses

Name	Title	Address
Bruce M. Hernandez	Director	c/o Legal Department, 6900 Dallas Parkway, Ste. 250, Plano, TX, 75024
David K. Schaible	Director	c/o Legal Department, 6900 Dallas Parkway, Ste. 250, Plano, TX, 75024



# Delaware

The First State

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I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "FONALITY, INC." IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE FIRST DAY OF MARCH, A.D. 2019.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL REPORTS HAVE BEEN FILED TO DATE.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "FONALITY, INC." WAS INCORPORATED ON THE FIRST DAY OF JUNE, A.D. 2005.

AND I DO HEREBY FURTHER CERTIFY THAT THE FRANCHISE TAXES HAVE BEEN PAID TO DATE.



3969744 8300

SR# 20191664050

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

A handwritten signature in black ink, appearing to read "JB", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Authentication: 202354472

Date: 03-01-19





JAMES C. KIRKPATRICK  
STATE INFORMATION CENTER  
(573) 751-4936

JOHN R. ASHCROFT  
SECRETARY OF STATE  
STATE OF MISSOURI

CORPORATIONS  
(573) 751-4153

Dear Corporation:

Congratulations! We wish you every success in your new business enterprise, and stand ready to assist you with any questions that you may have regarding your corporate registration and filing your annual or biennial registration reports.

By law, **your initial Registration Report is due within thirty days from the date of incorporation or qualification**. A notice providing additional information on when and how to file this report will be mailed to your corporation's registered agent within the next few weeks.

Please note that Authorized Farm Corporations and Family Farm Corporations, as defined by RSMo Section 350.010, are not required to file a Corporate Registration Report if none of the following have changed since the corporation's Articles of Incorporation or most recently filed corporate registration report:

- Corporate name
- Name of the registered agent
- Registered agent's Missouri physical address giving street and number, or building and number, or both, as the case may require
- Name and correct business or residence address of officers and directors
- Mailing address of the corporation's principal place of business or corporate headquarters

This is pursuant to Senate Bill 664, which was signed into law in June of 2016.

You may file your registration report online 24 hours a day on our website at [www.sos.mo.gov](http://www.sos.mo.gov) for a fee of \$20 for an annual report or \$40 for a biennial report; you may also file the report in person or by mail for a fee of \$45 for an annual report or \$90 for a biennial report. This registration report must be filed within three months after your incorporation/qualification date to avoid late fees. *Failure to file this report will result in administrative dissolution of your corporation, and the inability to legally conduct business in Missouri.*

After filing the initial annual or biennial registration report, you must file an annual or biennial registration report every year or every two years based on your incorporated /qualified month. You may file your report and access other services and information 24 hours a day from our website at [www.sos.mo.gov](http://www.sos.mo.gov).

Questions regarding your corporate information or filing should be directed to (866) 223-6535. Best wishes on your new business venture!

Sincerely,

Secretary of State  
Business Services Division  
P. O. Box 778  
Jefferson City, MO 65102  
(866) 223-6535  
[www.sos.mo.gov](http://www.sos.mo.gov)

JAMES C. KIRKPATRICK STATE INFORMATION CENTER  
600 W. MAIN STREET • JEFFERSON CITY 65101

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