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

In The Matter of the Application of	)	
AT&T Corp. for Authorization to Expand	)	Case No
Interconnected Voice over Internet	)	
Protocol Service to Additional Areas	)	

## NOTICE OF CHANGE APPLICATION

COMES NOW AT&T Corp., pursuant to §392.550 RSMo., and for its Notice of Change Application seeking to expand interconnected voice over Internet protocol service, states as follows:

- 1. AT&T Corp. is a New York corporation, with its main office in Missouri located at One AT&T Center, Room 3520, St. Louis, Missouri 63101.
- 2. AT&T Corp. seeks registration to offer its interconnected voice over Internet protocol service<sup>1</sup> to the following additional exchanges: Ava, Branson, Buffalo, Cameron, Cassville, Columbia, Cuba, Foristell, Forsyth, Houston, Kimberling City, Macon, Marshfield, Mountain Grove, Mountain View, Ozark, Potosi, Reeds Spring, Shell Knob, St. James, Thayer, Troy, Warrenton, and West Plains.
- 3. Attached is an affidavit signed by an officer of AT&T Corp. affirming this request, plus confirmation that the service for which this Notice of Change Application is submitted<sup>2</sup> meets

<sup>&</sup>lt;sup>1</sup> See, In the Matter of the Application of AT&T Corp. for Registration to Provide Interconnected Voice over Internet Protocol Service, Case No. DA-2012-0036, Application filed on August 1, 2011 ("Initial Application") and Interconnected Voice over Internet Protocol Registration, issued September 9, 2011, in Case No. DA-2012-0036. Consistent with its Initial Application (at n. 1), while AT&T Corp. files this application pursuant to §392.550 RSMo (which was enacted in 2008 as part of H.B. 1779), the Federal Communications Commission has indicated that states do not have authority to regulate VoIP services generally. AT&T Corp. therefore submits this Notice of Change Application voluntarily and in full reservation of, and without waiving or forfeiting, its legal rights and remedies, including without limitation its right to challenge the authority purportedly granted under §392.550 to mandate the filing of this Application or to otherwise regulate AT&T Corp.'s interconnected voice over Internet protocol service.

<sup>&</sup>lt;sup>2</sup> The service for which this Notice of Change Application and supporting affidavit are submitted is IP Flexible Reach, a managed VoIP communication solution that delivers integrated access for Key System (analog phones), TDM PBX and IP PBX environments and that supports inbound/outbound calling on data networks to enable local, national and international reach for a customer's U.S. sites. *See*, Initial Application, at n. 2.

the criteria of interconnected voice over Internet protocol service as defined by §386.020(23) RSMo.

WHEREFORE, AT&T Corp. requests that the Commission issue an order granting it a registration to offer and provide interconnected voice over Internet protocol service for the additional exchanges listed above.

Respectfully submitted,

AT&T Corp.

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## **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 17th day of July, 2012, to each of the following:

Robert J. Grymala

General Counsel Kevin Thompson

Missouri Public Service Commission

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Public Counsel

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Jefferson City, MO 65102

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## **AFFIDAVIT**

STATE OF NEW JERSEY	)	
	)	SS
COUNTY OF SOMERSET	)	

- I, James F. Dionne, a natural person, do hereby swear and affirm that I am an officer of AT&T Corp. and that the following statements are true and correct to the best of my knowledge, information and belief:
  - (1) The location of AT&T Corp.'s principal place of business is One AT&T Way, Bedminster, New Jersey, 07921, and its principal executive officers are: Andrew M. Geisse, President and Chief Executive Officer; William M. Archer, President Advanced Solutions; Frank Jules, President Global Business Solutions; Cathy Martine-Dolecki, Executive Vice President Small Business Solutions and Alternate Channels; and, Kevin Robert Peters, Executive Vice President Global Customer Service;
  - (2) The following identifies each exchange, in whole or in part, of a local exchange company, in which AT&T Corp. proposes to provide interconnected voice over Internet protocol service (i.e., IP Flexible Reach): Ava, Branson, Buffalo, Cameron, Cassville, Columbia, Cuba, Foristell, Forsyth, Houston, Kimberling City, Macon, Marshfield, Mountain Grove, Mountain View, Ozark, Potosi, Reeds Spring, Shell Knob, St. James, Thayer, Troy, Warrenton, and West Plains;
  - (3) AT&T Corp. is legally, financially, and technically qualified to provide interconnected voice over Internet protocol services;
  - (4) AT&T Corp. is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of interconnected voice over Internet protocol services;
  - (5) AT&T Corp. will charge and collect from its end user customers of interconnected voice over Internet protocol service, and remit to the appropriate authority, fees and surcharges in the same manner as are charged and collected upon end user customers of local exchange telecommunications service and remitted by local exchange telecommunications companies, including but not necessarily limited to:
    - (a) Telecommunications programs under section 209.255, RSMo;
    - (b) Missouri universal service fund under section 392.248, RSMo;
    - (c) Local enhanced 911;
    - (d) Any applicable license tax;

- (6) AT&T Corp. will remit the annual assessment imposed by the Commission under section 386.370, RSMo;
- (7) AT&T Corp. will file, either directly or indirectly through an affiliated competitive local exchange carrier, with the Commission an annual report at a time and covering the yearly period fixed by the Commission;
- (8) AT&T Corp. has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints. Consumer complaints may be directed to: Customer Appeals, 777 N. Blue Parkway, Room 100, Lee's Summit MO, 64086 (tn: 800-283-6407)); and
- (9) AT&T Corp.'s interconnected voice over Internet protocol service meets the following criteria:
  - (a) Enables real-time, two-way voice communications;
  - (b) Requires a broadband connection from the user's location;
  - (c) Requires Internet protocol-compatible customer premises equipment; and
  - (d) Permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.

This concludes my affidavit.

James F. Dionne

Subscribed and sworn to before me this  $\frac{f}{f}$ 

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Votar∜ Public

Notary Seal:

Cynthia L Hardy
Notary Public of New Jersey
My Commission Expires
November 18, 2014