

Memorandum

To: Missouri Public Service Commission Official Case File
Case No. CN-2008-0246
Tariff Nos. YC-2008-0446 and YC-2008-0447
Date: 2/15/08

From: Lisa Mahaney
Telecommunications Department

William Voight 2/15/08
Utility Operations Division/Date

Denny Frey 2/15/08
General Counsel's Office/Date

Subject: Staff Recommendation for Approval of Name Change

Existing Name of Company: ExOp of Missouri, Inc. d/b/a Unite
Proposed Name of Company: ExOp of Missouri, Inc., d/b/a FairPoint Communications

The Telecommunications Department Staff (Staff) recommends the Commission approve the change of name and tariff sheet(s) for PSC MO. Nos. 1 and 3 effective 2/27/08.

Review Items

Administrative:

- No applications to intervene filed.
- Evidence of registration of the name change with the Missouri Secretary of State has been submitted.

- Customers have been notified. (4 CSR 240-3.545(20))
- Customers will be notified at or before the next billing cycle of any name change. (4 CSR 240-3.545(20))

Tariff:

- Adoption Notice
- Revised Title Page (see tariff review section below)
- New Tariff (see tariff review section below)

Tariff review items (as applicable):

- Properly formatted: (Company name, PSC MO No., Page #, Page revision #, proposed effective date)
- Identifies competitive classification.
- Identifies waivers granted.
- Customer specific pricing, if proposed, limited for private line, special access or Centrex-like services or to business customers in exchanges where the incumbent local exchange company has had its business services declared competitive pursuant to Section 392.245. (392.200(8)).
- Proposed rates do not establish geographic deaveraged rates (if not checked, explain in attachment). (392.200(4)).

Appendix A

- If an alternative operator service provider (receives more than 40% of revenues from traffic aggregators) operator service rates do not exceed: Person-to-Person (\$10.00), Station-to-Station/card (\$5.50). (392.515(1))

Tariff review items (as applicable, only for CLECs):

- Tariff clearly indicates areas offering local service area
(___ AT&T Missouri, ___ CenturyTel, ___ Sprint, ___ Spectra, ___ Other)
- Tariff offers local service as a separate and distinct service.
- Switched access service rates capped at ILEC's rates.

Are there additional recommendations or special considerations?

No

Yes

If yes, explain in an attachment.

- The Company is not delinquent in filing an annual report and paying the PSC assessment.
- The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.
- (No annual report Unpaid PSC assessment. Amount owed:)

ExOp of Missouri, Inc. d/b/a Unite's tariff No. 4 was not addressed in the name change filing. Staff has asked the company to file an adoption notice and title page to show the name change in tariff No. 4. A Staff Recommendation will be made after the tariff pages have been filed.

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

In the matter ExOp of Missouri, Inc. d/b/a)	
Unite, changing name to ExOp of)	Case Nos. XN-2008-0245
Missouri, Inc. d/b/a FairPoint)	CN-2008-0246
Communications)	

AFFIDAVIT OF LISA MAHANEY

STATE OF MISSOURI)
) ss:
COUNTY OF COLE)

Lisa Mahaney, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in preparing the accompanying memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.




Lisa Mahaney

Subscribed and affirmed before me this 15th day of February 2008.
I am commissioned as a notary public within the County of Callaway,
State of Missouri and my commission expires on 9-21-10



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086



NOTARY PUBLIC