

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of)
A Net, LLC, for Designation as an Eligible)
Telecommunications Carrier pursuant to)
the Telecommunications Act of 1996)

File No. AA-2021-0033

ORDER DIRECTING NOTICE AND SETTING DEADLINES FOR INTERVENTION APPLICATIONS AND STAFF'S RECOMMENDATION

Issue Date: August 10, 2020

Effective Date: August 10, 2020

On August 7, 2020, A Net, LLC, applied for designation as a federal broadband lifeline-only eligible telecommunications carrier (ETC) in three Missouri counties: Lafayette, Saline and Johnson. A Net's application states Alma Communications Company d/b/a Alma Telephone Company has delegated to A Net the performance of Alma Communications' service obligations under the Missouri Broadband Grant Program.

A Net's application does not cite current Commission rules. In addition, A Net's application does not address the notice requirement of Commission Rule 20 CSR 4240-4.017 or seek a waiver of that requirement.

The Commission will direct A Net to supplement its application to address 20 CSR 4240-4.017 and to clarify the specific Commission rules that apply to its application. To avoid undue delay, the Commission will direct notice be given and set a deadline for intervention applications. The Commission will also direct Staff to file a recommendation with regard to A Net's application.

THE COMMISSION ORDERS THAT:

1. The Commission's data center shall provide notice of this order and A Net's application to all entities now designated eligible telecommunications carriers in

Lafayette, Saline and Johnson counties.

2. The Commission's data center shall provide notice of this order and A Net's application to the county commissions for Lafayette, Saline and Johnson counties.

3. The Commission's Public Policy and Outreach Department shall provide notice of A Net's application to the news media serving the residents of Lafayette, Saline and Johnson counties and members of the General Assembly representing residents of those counties.

4. No later than August 17, 2020, A Net shall supplement or amend its application to address the notice requirement of 20 CSR 4240-4.017 and any request for waiver under the rule.

5. No later than August 17, 2020, A Net shall supplement or amend its application to cite the current Commission rules it relies upon in its application, if any, and to specifically address the requirements of Commission Rule 20 CSR 4240-31.016.

6. Applications for intervention shall be filed no later than September 16, 2020. Any such filing shall be submitted through the Commission's electronic filing and information system or delivered to:

Secretary
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

7. No later than September 28, 2020, the Commission's Staff shall file either a recommendation regarding A Net's application or a status report advising when it expects to file a recommendation.

8. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in dark ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Jana C. Jacobs, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo (2016).

Dated at Jefferson City, Missouri,
on this 10th day of August, 2020.

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

Application of A Net, L.L.C. for)	
Designation as an Eligible)	
Telecommunications Carrier Eligible)	Case No. _____
pursuant to the Telecommunications Act)	
of 1996		

**APPLICATION of A NET, L.L.C. FOR DESIGNATION AS AN ELIGIBLE
CARRIER PURSUANT TO § 254 OF THE TELECOMMUNICATIONS ACT OF
1996**

COMES NOW A NET, L.L.C. (“A Net”) and respectfully requests the Commission to enter an Order designating A Net as a federal broadband lifeline-only Eligible Telecommunications Carrier (ETC) in the Missouri counties of Lafayette, Saline and Johnson counties.

On or about March 31, 2020, the Missouri Broadband Grant Program awarded up to \$127,913 to A Net’s parent company, Alma Communications Company d/b/a Alma Telephone Company to construct and operate wireless broadband facilities and provide broadband or internet service in Lafayette, Saline, and Johnson Counties. Alma Communications has assigned the performance of the Missouri Broadband Grant service obligations to A Net.

As a result, A Net would like to make federal broadband lifeline-only discounts available to qualifying customers to maximize the availability of broadband or lifeline service in these 3 counties.

This Application is made pursuant to § 254 of the Telecommunications Act of 1996 (“the Act”), the implementing federal regulations, and 4 CSR 240-31.130(1).

Alma requests that the Missouri Public Service Commission (“Commission”) enter an Order so designating A Net as an ETC, and certifying or submitting that order to the FCC and USAC.

In support of this Application, A Net states as follows:

1. A Net’s legal name is A Net, L.L.C., a Missouri limited liability company with its principal office located at 102 3rd Street, P.O. Box 127, Alma, Missouri, 64001. Information about A Net’s services are or will be available at the following website: www.almanet.net

2. A Net is in good standing with the Secretary of State. A certificate of good standing is attached hereto as Attachment A.

3. A Net is a wholly-owned subsidiary of Alma Communications Company, its sole managing member. A Net services are provided via the officers and employees of Alma Communications Company on a contract basis.

4. The officers, directors, and key employees of Alma Communications Company performing management and operational service to A Net are:

Dennis A. Rolf, Pres Board of Directors

Adolf L. Heins, Vice President

Tommie Sue Loges, Secretary/Treasurer

Larry Bargfrede, Director

Ken Lovercamp, Director

Roger Tieman, Director

Larry Winter, Director

Adolf L. Heins, General Manager

Tommie Sue Loges, Office Manager

5. A Net's parent Alma Communications Company receives federal universal service and lifeline support, and is also a recipient of Missouri universal service lifeline and disabled support. Alma Communications Company has been a designated ETC since its original certification order of December 4, 1997 in TO-97-49.

6. A Net is in the business of providing internet service.

7. All Correspondence, pleadings, notices, orders, and decisions in this matter should be addressed to:

Adolf L. Heins, General Manager, and
Tommie Sue Loges, Office Manager;
A Net L.L.C.
102 Third Street
P.O. Box 127
Alma, MO 64001
(660) 674-2297
aheins@almanet.net
tsloges@almanet.net

and to

Craig S. Johnson
Mo Bar # 28179
Johnson & Sporleder LLP
2420 Hyde Park Road, Suite C
Jefferson City, MO 65102
(573) 659-8734
cj@cjlaw.com

8. The Commission is authorized to grant this Application pursuant to by 47 USC 214(e)(2), 47 CFR 54.201, and 4 CSR 240-31.130.

9. A Net does not have any pending action, or final unsatisfied judgment or decisions against it from any state or federal agency or court, which involve customer service or rates, which action, judgment or decision has occurred within three (3) years of the date of this Application. In the past ten years no matter has been brought against A Net by any state or federal regulatory or law enforcement agency against any of the individuals, entities, managers, officers, directors, or other companies sharing common ownership or management with A Net involving fraud, deceit, perjury, stealing, or the omission or misstatement of material fact in connection with a commercial transaction.

10. A Net does not have any annual reports or assessment fees that are overdue to the Commission. A Net is compliant in all reporting and assessments. A Net is compliant with federal USF assessments.

11. No matter has been brought in the last ten years by any state or federal regulatory or law enforcement agency against A Net.

12. A Net commits to notifying the Commission of any changes to A Net's contact information.

13. A Net is compliant with all reporting and assessment obligations of the Commission.

14. A Net is compliant with contribution obligations to the Federal and State universal service funds.

15. A Net has not sought or obtained any FCC waivers of any ETC requirements.

16. A Net certifies that, if it ever receives high cost federal universal service support, it shall use that support for the provision of services for which the support is intended. 47 CFR 54.7.

17. A Net will be a facility-based provider of broadband service provided in the areas of Saline, Lafayette, and Johnson counties.

18. A Net will advertise the availability of, and charges for, its supported service offerings, using media of general distribution, and will undertake outreach initiatives to increase consumer awareness of its service offerings, consistent with all applicable requirements. A Net will offer and advertise its broadband services through social media and through more traditional media such as radio, newspapers, high school activity programs, and booths at community fairs, except as limited in the Missouri Broadband Grant and Agreement. The availability of Lifeline service will be publicized in a manner reasonable designed to reach those likely to qualify.

Participation in Lifeline or Disabled program:

19. A Net will offer federally supported Lifeline broadband service to qualifying low income consumers consistent with federal program rules.

20. A Net commits that it will solely conduct business using its legal name, and no other service or brand name will be used, unless approved by the Commission.

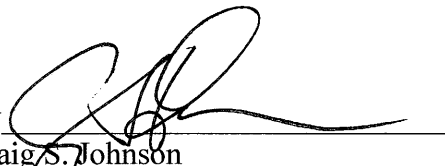
21. A Net will comply with all requirements associated with the Lifeline program contained in 47 CFR Part 54, subpart E. A Net does not currently plan to use agents or independent contractors instead of Alma employees to sign up Lifeline subscribers, other than employees of its Parent company.

Request for Designation

22. A Net's designation as an ETC as requested herein is in the public interest. These areas are unserved or underserved with broadband internet access availability, and the granting of this ETC expansion will lead to the availability of broadband internet access service support to qualifying customers in the counties of Saline, Lafayette, and Johnson counties.

23. Pursuant to 47 CFR 54.201, A Net requests that the Commission designate it as an eligible telecommunications carrier for federal lifeline broadband support in the counties of Saline, Lafayette, and Johnson counties.

WHEREFORE, on the bases of the foregoing A Net respectfully requests that the Commission grant this Application and award an ETC designation to A Net for the areas set forth above, and for the Commission to certify or submit such designation to the FCC, and for such other orders as are deemed necessary or convenient in this matter.

By 
Craig S. Johnson
Mo Bar # 28179
Johnson & Sporleder LLP
2420 Hyde Park Road, Suite C
Jefferson City, MO 65102
(573) 659-8734
cj@cjaslaw.com

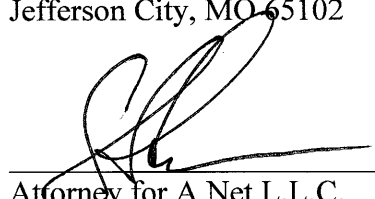
ATTORNEY FOR A NET, L.L.C.

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a true and accurate copy of the foregoing was electronically mailed, this 1th day of August, 2020, to the following parties:

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

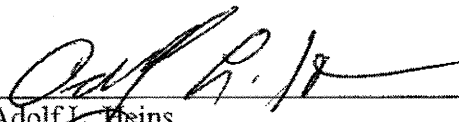
General Counsel
Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102



Attorney for A Net L.L.C.

VERIFICATION

I, Adolf L. Heins, having been duly sworn upon my oath, that I am the General Manager of A Net L.L.C., the Applicant, and am authorized by the Applicant to execute the foregoing Application and to make this Affidavit on its behalf, and that the matters and things state in the foregoing Application are true and correct to the best of my knowledge, information and belief.


Adolf L. Heins

STATE OF MISSOURI)
)
COUNTY OF LAFAYETTE)

Subscribed and sworn to me, a Notary Public, on this 6 day of August,
2020.


Notary Public

My commission expires 11-13-2022



JONI R. MCGARRY
My Commission Expires
November 13, 2022
Lafayette County
Commission #14480297

STATE OF MISSOURI



John R. Ashcroft
Secretary of State

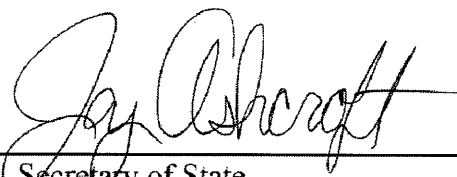
CERTIFICATE OF GOOD STANDING

I, John R. Ashcroft, Secretary of State of the STATE OF MISSOURI, do hereby certify that the records in my office and in my care and custody reveal that

A NET, L.L.C.
LC0031372

A Missouri entity was created under the laws of this State on 9/13/1999, and is Active, having fully complied with all the requirements of this office.

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, the 6th day of August, 2020.



Secretary of State

Certification Number: CERT-IN13931



Attachment A

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 11th day of August, 2020.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

August 11, 2020

File/Case No. AA-2021-0033

**Missouri Public Service
Commission**

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

A Net L.L.C.

Craig S Johnson
2420 Hyde Park Road, Suite C
Jefferson City, MO 65109
cj@cjaslaw.com

County of Johnson, Missouri

County Commission Clerk
300 N. Holden
Johnson County Courthouse
Warrensburg, MO 64093
dthompson@jococourthouse.com

County of Lafayette, Missouri

County Commission Clerk
1001 Main St., Rm. 103
Lafayette County Courthouse
Lexington, MO 64067
niendick@lafayettecountymo.com

County of Saline, Missouri

County Commission Clerk
19 East Arrow
Saline County Courthouse
Marshall, MO 65340
salcoclerk@mmuonline.net

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Distributed to Eligible Telecommunications Carriers.

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.