

REQUEST TO ESTABLISH DOCKET

(Please Type)

Date: 5/18/2005

Docket No.: 05 0358- T1

1. Division Name/Staff Name: Division Of Competitive Markets & Enforcement/Isler

2. OPR: Division Of Competitive Markets & Enforcement

3. OCR: Office Of The General Counsel

4. Suggested Docket Title: Acknowledgment of cancellation of IXC Registration No. TI544 by Electric Lightwave, Inc., effective May 12, 2004.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

A. Provide NAMES OR ACRONYMS ONLY if a regulated company.

B. Provide COMPLETE NAME AND ADDRESS for all others. (Match representatives to companies.)

1. Parties and their representatives (if any):

2. Interested persons and their representatives (if any):

6. Check one:

Documentation is attached.

Documentation will be provided with recommendation.

DOCUMENT NUMBER-DATE

04880 MAY 19 05

Paula Isler

From: Stevens, Aloa [astevens@czn.com]
Sent: Wednesday, May 18, 2005 1:44 PM
To: Paula Isler
Cc: Graves, Barbara
Subject: RE: Electric Lightwave, Inc. (TI544)

Thanks so much,

I really appreciate your help.

Aloa

-----Original Message-----

From: Paula Isler [mailto:PIsler@PSC.STATE.FL.US]
Sent: Wednesday, May 18, 2005 11:12 AM
To: Stevens, Aloa
Subject: RE: Electric Lightwave, Inc. (TI544)

No, not unless you just want to. We (staff) overlooked that portion of the company's original request and should have handled it back in 2004. I will take care of it now and give it the retroactive effective date of 05/12/04.

-----Original Message-----

From: Stevens, Aloa [mailto:astevens@czn.com]
Sent: Wednesday, May 18, 2005 1:09 PM
To: Paula Isler
Cc: Graves, Barbara
Subject: RE: Electric Lightwave, Inc. (TI544)

Dear Paula,

Yes, we want to cancel the INC. certificate and the effective date should be May 12th. Do I need to send a formal letter stating this?

Aloa Stevens
Director State Government Affairs - West Frontier a Citizens Communication Company &
Electric Light Wave, LLC
4 Triad Center
Suite 200
Salt Lake City, UT 84180
Voice - 801 924 6356
Cell - 801 554 8181
Fax - 801 554 6363

-----Original Message-----

From: Paula Isler [mailto:PIsler@PSC.STATE.FL.US]
Sent: Wednesday, May 18, 2005 7:53 AM
To: Stevens, Aloa
Subject: Electric Lightwave, Inc. (TI544)

Dear Ms. Stevens:

On April 7, 2004, the Commission received a fax from Barbara Graves advising the company's name had been changed from Inc. to LLC. After further review, Commission staff advised the company that this could not be a name change, instead the company needed to reapply since the company went from a corporation to a limited liability company. **We received the new application on May 12, 2004, which is the date Electric Lightwave, LLC became effective in Docket No. 040323-TI. Through an oversight, staff did not cancel the Inc. company, therefore, it remains active.**

I will now open a docket to cancel the Inc. certificate but wanted to confirm with you that you do want to cancel Electric Lightwave, Inc.'s IXC certificate and that the effective date of the cancellation should be May 12, 2004 (so there would be no break in service from the old name to the new name). Please confirm this as soon as possible. Thanks and let me know if you have any questions.

Paula Isler
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850) 413-6502-Phone
(850) 413-5403-Fax
PIsler@psc.state.fl.us

Paula Isler

From: David Brown
Sent: Wednesday, May 18, 2005 9:09 AM
To: Paula Isler
Subject: RE: TI544 - Electric Lightwave

Yes it can. I made the adjustment.

-----Original Message-----

From: Paula Isler
Sent: Wednesday, May 18, 2005 9:02 AM
To: David Brown
Subject: TI544 - Electric Lightwave

I need your help again!! **This company has requested cancellation.** If a company owes past due amounts, I try to get the company to pay before recommending a voluntary cancellation. RAF System shows this company owes \$116.00 for 1997. I've looked at the scanned documents and disagree with RAF System. The company sent in two RAF returns for 1997. The first return was not completed and had a letter stating that a year-end audit would delay them filing until February 1998. They finally completed the return and sent it in 4/14/98 showing zero intrastate revenues and paying the \$50 minimum and \$9 P&I. **According to the** revenues they reported, they paid the full amount due so they do not owe the \$116. I realize this was way before your time, but can it be corrected? Let me know. Thanks David.

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0650

JUN -2 AM 9:13

-M-E-M-O-R-A-N-D-U-M-
COMMISSION
CLERK

DATE: June 1, 2004

TO: Docket No. 040323-TI

FROM: Division of Competitive Markets & Enforcement (Hawkins)
Office of the General Counsel (Rojas)

RE: Florida Registration of Intrastate Interexchange Telecommunications Company

On May 12, 2004, this Commission received contact information and a tariff from Aloa J. Stevens, Director of State Government Affairs for Electric Lightwave, LLC. Staff has determined that the documents received meet the requirements of Section 364.02(13), Florida Statutes.

Electric Lightwave, LLC, Inc. is now assigned TJ920 as its IXC Registration Code for the State of Florida. Pursuant to Section 364.02(13), Florida Statutes, IXCs must comply with Sections 364.04, Tariffs, 364.336, Regulatory Assessment Fees, 344.603, Carrier Selection Requirements, and 364.604, Billing Practices, Florida Statutes.

As required by Section 2.07.C.5.h, Administrative Procedures Manual, Electric Lightwave, LLC has provided the required contact information and tariff to be acknowledged as a registered intrastate interexchange telecommunications company effective May 12, 2004.

Accordingly, with this Memorandum, Docket No. 040323-TI is hereby **closed.**

c: Electric Lightwave, LLC

*OK to Mark
6/02/04*

DOCUMENT NUMBER-DATE

06267 JUN-2 03

FPSC-COMMISSION CLERK

State of Florida



ORIGINAL

Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850 MAY 18 AM 10:56

-M-E-M-O-R-A-N-D-U-M- COMMISSION CLERK

DATE: May 17, 2004
TO: Kay Flynn, Commission Clerk & Administrative Services
FROM: Brenda H. Hawkins, Division of Competitive Markets & Enforcement
RE: Docket No. 040323-TI - IXC Telecommunications Registration

On April 7, 2004, Nonnye Grant received a fax from Barbara Graves of Electric Lightwave informing her that Electric Lightwave, Inc. had changed its name from Electric Lightwave, Inc. to Electric Lightwave, LLC. The company also had been given authorization to operate in Florida by the Secretary of State/Division of Corporations. She then requested a name change, a request to establish docket was submitted and a docket was opened to process the request.

Staff proceeded to process the request administratively (memo w/ corporations registration) and the memo was denied by my supervisor, Jackie Gilchrist. She was of the opinion this request should have been and IXC Telecommunications Registration instead of a name change because there was no written notation with the corporations registration indicating a name change by the company, which does appear from time to time with other companies.

Staff then called Ms. Graves in Utah to get an understanding of what exactly was going on with the request. Staff was informed by Ms. Graves that Electric Lightwave, Inc. and Electric Lightwave, LLC is one and the same. Electric Lightwave, Inc. reorganized, (changed some employees, their duties, etc.,) withdrew its corporations registration and re-filed under the name Electric Lightwave, LLC. (See attachment.)

Therefore, per Jackie's request, please change the docket title to read, "Acknowledgement of registration as an intrastate interexchange of telecommunications company effective April 7, 2004, by Electric Lightwave, LLC.

- CMP _____
- COM _____
- CTR Attachment
- ECR _____
- GCL _____
- OPC _____
- MMS _____
- RCA _____
- SCR _____
- SEC 1
- OTH Nonnye
Kim

DOCUMENT NUMBER-DATE
05676 MAY 18 03
FPSC-COMMISSION CLERK

P1544



ORIGINAL

~~040413-TI~~

4 Triad Center, Suite 200
Salt Lake City, UT 84180

May 11, 2004

040323-TI

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

COMMISSION
CLERK

MAY 12 PM 2:40

RECEIVED FPSC

RE: Conversion to a Limited Liability Company

This transmittal is being submitted to notify the Florida Public Service Commission that Electric Lightwave has converted from a corporation to a limited liability company. Electric Lightwave, Inc. is now Electric Lightwave, LLC. Electric Lightwave is a Delaware corporation and a copy of the Delaware Certificate of Conversion is attached.

Also enclosed are the following documents:

1. A copy of the Florida Secretary of State Certificate, M03000002777, authorizing Electric Lightwave, LLC to transact business in the State of Florida.
2. A completed IXC Registration Form.
3. A check for the filing fee of \$250.00.
4. An original and four copies of Electric Lightwave, LLC's tariff.
5. A copy of the Florida Interexchange Company Regulatory Assessment Fee Return that was filed by Electric Lightwave, Inc. on January 15, 2004, for calendar year ending December 31, 2003.

Please acknowledge receipt of the above documents by returning a date-stamped copy of this letter in the self-addressed, stamped envelope provided for this purpose. If there are any questions regarding this transmittal please contact Barbara Graves at (801) 924-6360, or 4 Triad Center, Suite 200, Salt Lake City, Utah 84180.

CMP ^{orig} ~~tariff~~ Respectfully submitted,
 COM _____
 CTR _____ Aloa J. Stevens
 ECR _____ Director, State Government Affairs
 GCL _____ AJS:bg
 OPC _____ Enclosures
 MMS _____
 RCA _____
 SCR _____
 SEC _____

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Records.

Initials of person who forwarded check

04 MAY 12 PM 1:22

RECEIVED & FILED

FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

05518 MAY 12 3

FPSC-COMMISSION CLERK

ORIGINAL 040443-11

IXC REGISTRATION FORM

Company Name Electric Lightwave, LLC

Florida Secretary of State Registration No. M03000002777

Fictitious Name(s) as filed at Fla. Sec. of State _____

Company Mailing Name Electric Lightwave, LLC

Mailing Address P.O. Box 8905

Vancouver, WA 98668-8905

Web Address www.eli.net

E-mail Address astevens@czn.com

Physical Address 4400 NE 77th Avenue

Vancouver, WA 98662

Company Liaison Aloa Stevens

Title Director

Phone (801) 924-6356

Fax (801) 924-6363

E-mail address astevens@czn.com

Consumer Liaison Barbara Graves

Title Administrative Assistant

Address 4 Triad Center, Suite 200

Phone (801) 924-6360

Fax (801) 924-6363

E-mail address bgraves@czn.com

My company's tariff as required in Section 364.04, Florida Statutes, is enclosed with this form. I understand that my company must notify the Commission of any changes to the above information pursuant to Section 364.02, Florida Statutes. My company will owe Regulatory Assessment Fees for each year or partial year my registration is active pursuant to Section 364.336, Florida Statutes. My company will comply with Section 364.603, Florida Statutes, concerning carrier selection requirements, and Section 364.604, Florida Statutes, concerning billing practices.

Signature of Company Representative _____
Aloa J. Stevens
Printed/Typed Name of Representative

Date

Effective: 07/15/2003

DOCUMENT NUMBER-DATE

05518 MAY 12 03

FPSC-COMMISSION CLERK

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF
DELAWARE DO HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND
CORRECT COPY OF THE CERTIFICATE OF CONVERSION OF A DELAWARE
CORPORATION UNDER THE NAME OF "ELECTRIC LIGHTWAVE, INC." TO A
DELAWARE LIMITED LIABILITY COMPANY, CHANGING ITS NAME FROM
"ELECTRIC LIGHTWAVE, INC." TO "ELECTRIC LIGHTWAVE, LLC", FILED
IN THIS OFFICE ON THE TWENTY-FIRST DAY OF NOVEMBER, A.D. 2002,
AT 9 O'CLOCK A.M.



2236297 8100V

030065871

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 2243547

DATE: 02-05-03

STATE OF DELAWARE
CERTIFICATE OF CONVERSION
FROM A CORPORATION TO A LIMITED LIABILITY COMPANY
PURSUANT TO SECTION 266 OF THE DELAWARE GENERAL CORPORATION
AND SECTION 18-214 OF THE LIMITED LIABILITY COMPANY ACT

OF

ELECTRIC LIGHTWAVE, INC.

1. The name of the corporation immediately prior to filing this Certificate is:
ELECTRIC LIGHTWAVE, INC.
2. The date the Certificate of Incorporation was filed on is July 18, 1990.
3. The original name of the corporation as set forth in the Certificate of Incorporation is ELECTRIC LIGHTWAVE, INC.
4. The name of the limited liability company as set forth in the formation is
ELECTRIC LIGHTWAVE, LLC.
5. The conversion has been approved in accordance with the provisions of Section 266.

ELECTRIC LIGHTWAVE, INC.


L. Russell Mitten, Secretary

ELECTRIC LIGHTWAVE, LLC


L. Russell Mitten, Organizer

State of Florida



Department of State

I certify from the records of this office that ELECTRIC LIGHTWAVE, LLC on August 19, 2003, is a Delaware limited liability company authorized to transact business in the State of Florida, qualified on August 19, 2003.

The document number of this limited liability company is M03000002777.

I further certify that said limited liability company has paid all fees due this office through December 31, 2003, and its status is active.

I further certify that said limited liability company has not filed a Certificate of Withdrawal.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
Twentieth day of August, 2003



CR2EO22 (2-03)

Glenda E. Hood

Glenda E. Hood
Secretary of State



Fax Cover Sheet

4 Triad Center, Suite 200
Salt Lake City, UT 84180
Phone: (801) 924-6360
Fax: (801) 924-6363

BHH
4/8/04

To:	Nonnye Grant	Fax Number:	850-413-7118
From:	Barbara Graves	Date:	April 7, 2004
Re:	Name Change	Pages:	1
CC:			
<input type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle			

Message:

Recently Electric Lightwave, Inc. has changed its name to Electric Lightwave, LLC. Electric Lightwave, LLC has qualified and been given authorization to transact business in Florida by the Secretary of State.

I am requesting information on changing our tariff on file to reflect the new name.

Thank you for your help.

Barbara

RECEIVED-FPSC
APR - 7 PM 4:19
COMMISSION
CLERK