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Washington, DC 20036  
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DIRECT LINE (202) 955-9669  
E-MAIL: kbarker@theKDWGroup.com

March 14, 2005

**VIA E-FILING AND UPS**

Ms. Lois Meerdink  
Competitive Provider Analyst  
Public Utility Commission of Oregon  
550 Capitol Street, N.E., Suite 215  
Salem, OR 97301-2551

Re: Application of New Rochelle Telephone Corp. to Provide Local Exchange and Interexchange Services

Dear Ms. Meerdink:

Enclosed for filing with the Public Utility Commission of Oregon, please find an original and one copy of New Rochelle Telephone Corp.'s Application to provide facilities based and resold local and interexchange telecommunications services within the State of Oregon. A copy of this filing has been filed via the Commission's E-Filing System.

Enclosed please also find a duplicate copy of this filing and a self-addressed postage-paid envelope. Please date stamp this copy and return in the envelope provided. Please do not hesitate to call me if you have any questions and thank you for your assistance in this matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Katherine E. Barker".

Katherine E. Barker  
Senior Consultant

Enclosures

**APPLICATION FOR CERTIFICATE OF AUTHORITY TO PROVIDE  
TELECOMMUNICATIONS SERVICE IN OREGON**

INSTRUCTIONS: This application is to be completed and returned to the Public Utility Commission of Oregon. Attach additional sheets if needed to complete responses. COMPLETE ALL APPLICABLE PARTS. The Commission will publish notice of this application pursuant to ORS 759.020(2). The notice will be issued each month on the 12<sup>th</sup> or the next business day. For inclusion in a given month's notice, the Commission must receive the application at least three business days prior to publication. ELECTRONIC SUBMISSION IS NOT ACCEPTED.

**CLASSIFICATION OF TELECOMMUNICATIONS PROVIDERS**

Classification for which application is made. Check one.

- A. Competitive Telecommunications Provider (local, long-distance, shared telecommunications service).  
 B. Telecommunications Utility.

**1. Exact Legal Name of Applicant**

New Rochelle Telephone Corp.

**Phone Number**

(914) 682-0214

**Applicant's Assumed Business Name(s) (if any) (e.g., dba, aka)** Must be registered with the Corporation Division

Same

**Fax Number**

(914) 682-0820

**Applicant's Type of Legal Entity (e.g., corporation, limited partnership, etc.)**

Corporation

**Business Address**

75 South Broadway, Suite 302

White Plains, NY 10601

New Rochelle, NY 10801

**2. Name and Address of Person to be Contacted for Further Information Regarding This Application.**

**Phone Number**

(202) 955-9669

Katherine E. Barker

**Fax Number**

(202) 955-9792

The KDW Group, LLC

1200 19<sup>th</sup> Street, NW

Suite 500

Washington, DC 20036

**3. Name and Address of Person to be Contacted for Regulatory Information.** (Commission will mail requests for information to this contact).

**Phone Number**

(914) 682-0214 x2100

Donna Strigler – Operations Manager

**Fax Number**

(914) 682-0820

75 South Broadway, Suite 302

White Plains, NY 10601

New Rochelle, NY 10801

**4. Affiliated Interests:**

Are you now or have you ever been affiliated with any provider of telecommunications service that serves Oregon? Affiliated interest is defined in OAR 860-032-0001(15). If so, who? When? Describe affiliation.

New Rochelle Telephone Corp. is not affiliated with any provider of telecommunications service that serves Oregon.

**5. Previous Certificates of Authority:**

List each certificate of authority previously granted by the Oregon PUC to applicant, under an assumed business name, or any other name, and to each affiliated entity. Include all certificates whether or not canceled. For each certificate include: name of entity, docket number, and order number.

	<u>Name of Entity</u>	<u>Docket Number</u>	<u>Order Number</u>
a.	<b>Not Applicable.</b>		
b.			
c.			
d.			

**6. Telecommunications service for which application is made:**

a. Will applicant provide shared telecommunications service (STS)? (STS includes resale of long-distance service to the STS provider's user group, but not to customers outside the user group.)  Yes  No  
 If answer to 6a is yes, and applicant does not seek other authority to provide local exchange or interexchange service, then skip to Item 8.

b. Will applicant provide local exchange (intraexchange) switched service (i.e., local dial tone)?  Yes  No

c. Will applicant provide local exchange (intraexchange) nonswitched, private line service (i.e., dedicated transmission service)?  Yes  No

d. Will applicant resell finished services of other Oregon telecommunications carriers for local exchange services? (Resell means resale of finished services, not building blocks or unbundled network elements).  Yes  No

e. Will applicant construct lines, loops, wires, fiber, or other transport facilities for local exchange services?  Yes  No

f. Will applicant purchase building blocks or unbundled network elements from other Oregon telecommunications carriers for local exchange services?  Yes  No

g. Will applicant provide interexchange, switched service (i.e., long-distance toll)?  Yes  No

h. Will applicant provide interexchange, nonswitched, private line service (i.e., dedicated transmission service)?  Yes  No

i. Will applicant resell finished services of other Oregon telecommunications carriers for interexchange services?  Yes  No

j. Will applicant construct lines, loops, wires, fiber, or other transport facilities for interexchange services?  Yes  No

k. Will applicant purchase building blocks or unbundled network elements from other Oregon telecommunications carriers for interexchange services?  Yes  No

l. Will applicant have its own switching equipment? **See Attachment A**  Yes  No

m. Will applicant have its own recording equipment for billing purposes?  Yes  No

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**7. Areas for which applicant seeks authority:**

**a. Interexchange Authority:**

List cities or counties or telephone exchanges where applicant seeks authority to originate and terminate interexchange service. If applicant seeks authority to provide service from and to all exchanges in Oregon, then specify "Statewide."

Statewide

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**b. Intraexchange Authority:**

Alternative I: List every local exchange in which applicant seeks to provide local exchange (intraexchange) service.

Alternative II: List every incumbent local exchange carrier in whose exchanges applicant seeks authority to provide local exchange (intraexchange) service.

Alternative III: If applicant seeks authority to provide local exchange (intraexchange) service within every telephone exchange in Oregon, then specify "Statewide."

**Applicant seeks to offer intraexchange services in all areas where Qwest operates within the State of Oregon.**

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**8. Underlying carrier or provider:**

If applicant checked yes for Items 6a, 6d, 6f, 6i, or 6k, then name or describe the underlying entities that will provide the local exchange services, interexchange services or building blocks (i.e., unbundled network elements) to applicant.

New Rochelle Telephone Corp. intends to utilize the facilities, and resell local exchange or intrastate toll services of any carrier appropriately certificated by this Commission.

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**9. Describe additional features, characteristics, limitations, or restrictions that will be part of applicant's services:**

New Rochelle Telephone Corp. seeks authority to provide a full array local exchange and interexchange telecommunications services to business and residential customers in the State of Oregon. Specifically, New Rochelle Telephone Corp. seeks authority to provide basic local exchange services, "1+" long distance services, otherwise known as Message Telecommunications Service ("MTS"), and toll-free services. At a later date, New Rochelle Telephone Corp. may expand its offerings, to include a broader range of local exchange and/or interexchange products and services.

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**10. Operator Services:**

- a.** Operator service is part of switched telecommunications service. Operator service includes, but is not limited to, billing or completion of third-party billing calls, person-to-person calls, collect calls, and credit card calls. See OAR 860-032-0001.

Will applicant directly offer operator services?  Yes  No

- b.** ORS 759.690(1)(d) defines "operator service provider" as a person who furnishes operator service under contract with a call aggregator. ORS 759.690(1)(a) defines a call aggregator as a person who furnishes a telephone for use by the public, i.e., transient use.

Will applicant be an "operator service provider" as defined in ORS 759.690(1)(d)?  Yes  No

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**11. Shared Telecommunications Service:**

Shared Telecommunications Service (STS) includes resale of long-distance service to the STS provider's user group, but not to customers outside the user group.

- a. Identify and describe, in detail, the shared communications service which you plan to provide in Oregon.

**Not applicable.**

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- b. Describe the relationship of the user group or association to which service will be provided.

**Not applicable.**

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- c. Provide the address of the building where shared service will be provided through privately owned customer premises equipment. If applicant intends to serve a user group located in two or more buildings, provide a map clearly describing the area to be served by the applicant. The information on the map must be precise and legible and include street names and the city where the area is located.

**Not applicable.**

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- d. If serving buildings at separate sites, will applicant interconnect the buildings in order to aggregate toll traffic?  Yes  No
- e. If serving buildings at separate sites, will applicant interconnect the buildings in order to provide dial tone to the separate sites from the same PBX or switch?  Yes  No

NOTE: Applicant must apply to PUC for another certificate of authority in order to add subsequent addresses/user groups.

PLEASE USE ADDITIONAL SHEETS, OR BOTTOM OF PAGE 5, IF NECESSARY TO FULLY ANSWER ANY ITEM.

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**Conditions of a certificate of authority:**

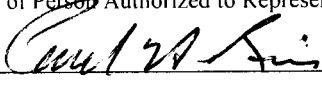
As conditions of a certificate of authority, applicant must comply with all applicable Commission rules and state law, as well as conditions listed in the certificate. Commission rules are available on the PUC web site, [www.puc.state.or.us](http://www.puc.state.or.us).

For your convenience, following is a summary of some conditions from OAR 860-032-0001 et seq. (Division 32). Additional conditions may be specified in the certificate.

- a. Certificate holder shall provide only telecommunications services authorized by the certificate.
- b. Certificate holder shall, at a minimum, meet the standard level of service specified in OAR 860-032-0012. The standard level of service is 99 percent probability that a call will not be blocked during the certificate holder's busy hour of the day.
- c. Certificate holder's books and records shall be open to inspection by the Commission to the extent necessary to verify information required by the Commission's rules.
- d. Certificate holder shall maintain its books and records according to generally accepted accounting principles and the applicable rules of the Commission.
- e. Certificate holder shall pay all access charges and subsidies imposed pursuant to the Commission's rules.
- f. Certificate holder shall pay an annual fee to the Commission pursuant to the Commission's rules. This fee will be based on the certificate holder's annual gross retail intrastate revenues and will be no less than \$100 per calendar year. The certificate holder shall collect the fee by charging an equitable amount to each retail customer and describe the amount of the apportioned charge on each retail customer's bill, pursuant to the Commission's rules.
- g. The certificate holder shall pay a quarterly amount to the Oregon Universal Service Fund based on a Commission approved surcharge percentage assessed on all retail telecommunications services sold in Oregon pursuant to ORS 759.425(4).
- h. Certificate holder shall respond in a timely manner to Commission inquiries.

Pursuant to Residential Service Protection statutes, Chapter 290, Oregon Laws 1987, and Division 33, certificate holder shall be responsible to ensure that the Residential Service Protection Fund surcharge is remitted to the Commission. This surcharge is assessed against each paying retail subscriber at a rate that is set annually by the Commission.

**APPLICANT UNDERSTANDS THAT ALL SERVICES PROVIDED BY APPLICANT MUST COMPLY WITH ALL APPLICABLE COMMISSION RULES AND STATE LAW, AND WITH CONDITIONS OF THE CERTIFICATE. (CHECK BOX AT LEFT.)**

Signature of Person Authorized to Represent Applicant 	Title CEO
Printed Signature Paul H. Riss	Date 3/8/05



Secretary of State  
Corporation Division  
255 Capitol Street NE, Suite 151  
Salem, OR 97310-1327

Phone:(503)986-2200  
Fax:(503)378-4381  
www.filinginoregon.com

Registry Number: 268878-93  
Type: FOREIGN BUSINESS CORPORATION

NEW ROCHELLE TELEPHONE CORP.  
75 S BROADWAY STE 302  
WHITE PLAINS NY 10601

### Acknowledgment Letter

The document you submitted was recorded as shown below. Please review and verify the information listed for accuracy.

If you have any questions regarding this acknowledgement, contact the Secretary of State, Corporation Division at (503)986-2200. Please refer to the registration number listed above. A copy of the filed documentation may be ordered for a fee of \$5.00. Submit your request to the address listed above or call (503)986-2317 with your Visa or MasterCard number.

#### Document

APPLICATION FOR AUTHORITY

**Filed On**  
02/10/2005

**Jurisdiction**  
NEW YORK

#### Name

NEW ROCHELLE TELEPHONE CORP.

#### Principal Place of Business

75 S BROADWAY STE 302  
WHITE PLAINS NY 10601

#### Registered Agent

NATIONAL REGISTERED AGENTS, INC.  
3533 FAIRVIEW INDUSTRIAL DR SE  
SALEM OR 97302-1155

#### Mailing Address

75 S BROADWAY STE 302  
WHITE PLAINS NY 10601

#### President

PAUL H RISS  
75 S BROADWAY STE 302  
WHITE PLAINS NY 10601

#### Secretary

ERIC HELIGE  
410 PARK AVE  
WHITE PLAINS NY 10601

JODFOR  
ACK  
02/10/2005

**APPLICATION FOR CERTIFICATE OF AUTHORITY  
TO PROVIDE TELECOMMUNICATIONS SERVICE IN OREGON**

INSTRUCTIONS: Complete every applicable section of this application. Attach additional documents and/or sheets to complete responses (if needed). You will be notified when the Commission receives your application, and again when it has been processed. Upon acceptance of this application, the Commission will publish notice pursuant to ORS 759.020(2). After submitting this application electronically, mail one copy with original signature and all attachments.

**Classification for which application is made. Check one.**

- Competitive Telecommunications Provider (local, long-distance, shared telecommunications service).
- Telecommunications Utility

**1. Exact Legal Name of Applicant:**

**New Rochelle Telephone Corp.**

Applicant's Assumed Business Name(s) (if any) (e.g., dba, aka)  
*Must be registered with the Corporation Division.*

**same**

Applicant's Type of Legal Entity (e.g., corporation, limited partnership)

**Corporation**

Business Address

**75 South Broadway, Suite 302  
White Plains NY 10601**

Phone **800-808-4999**

Fax **914-682-0820**

Email **Inquiries@NewRocTel.com**

**2. Name and Address of Person to be Contacted for Further Information Regarding This Application:**

**Katherine E.Barker  
1200 19th Street, NW, Suite 500  
Washington DC 20036**

Phone **202-955-9669**

Fax **202-955-9792**

Email **kbarker@thekdwgroup.com**

**3. Name and Address of Person to be Contacted for Regulatory Information. (Commission will send requests for information to this person):**

**Donna Strigler  
75 South Broadway, Suite 302  
White Plains NY 10601**

Phone **914-682-0241 x2100**

Fax **914-682-0820**

Email **dstrigler@elec-corp.com**

**4. Affiliated Interests:**

Are you now or have you ever been affiliated with any provider of telecommunications service that serves Oregon? If so, who? When? Describe affiliation. Affiliated interest is defined in OAR 860-032-0001.

No.



**5. Previous Certificates of Authority:**

List each certificate of authority previously granted by the Oregon PUC to Applicant and to each affiliated entity, under a legal name, an assumed business name, or any other name. Include all certificates whether or not canceled. For each certificate include: name of entity, docket number, and order number.

	Name of Entity	Docket Number	Order Number
a.	None		
b.			
c.			
d.			

**AUTHORITY REQUESTED**

**6. Does applicant request authority to provide the following services?**

- a. Shared telecommunications service (STS). STS includes resale of long-distance service to the STS provider's user group, but not to customers outside the user group. If yes, applicant must complete items 10 and 11.  Yes  No
- b. Local exchange (intraexchange) switched service (i.e., local dial tone). If yes, applicant must complete item 10.  Yes  No
- c. Local exchange (intraexchange) nonswitched, private line service (i.e., dedicated transmission service).  Yes  No
- d. Interexchange, switched service (i.e., long-distance toll). If yes, applicant must complete item 10.  Yes  No
- e. Interexchange, nonswitched, private line service (i.e., dedicated transmission service).  Yes  No

**7. How Services Will Initially Be Provided**

*The following is required for public notice and information purposes and does not request authority.*

- a. Will Applicant resell finished services of other Oregon certified carriers? (Resell means resale of finished services, not unbundled network elements.)  Yes  No
- b. Will applicant construct lines, loops, wires, fiber, or other transport facilities?  Yes  No
- c. Will Applicant have its own switching equipment?  Yes  No
- d. Will Applicant purchase (lease) unbundled network elements from other Oregon certified carriers?  Yes  No
- e. Will Applicant purchase or lease network components which are not unbundled network elements?  Yes  No

**8. Areas for which Applicant seeks authority:**

**a. Intraexchange Authority:**

Alternative I: List every local exchange in which Applicant seeks to provide local exchange (intraexchange) service.

Alternative II: List every incumbent local exchange carrier in whose exchanges Applicant seeks authority to provide local exchange (intraexchange) service.

Alternative III: If Applicant seeks authority to provide local exchange (intraexchange) service within every telephone exchange in Oregon, then specify "Statewide."

Applicant seeks authority to provide telecommunications services in the Qwest footprint.

**b. Interexchange Authority:**

Alternative I: List every local exchange in which Applicant seeks to provide interexchange service.

Alternative II: List every incumbent local exchange carrier in whose exchanges Applicant seeks authority to provide interexchange service.

Alternative III: If Applicant seeks authority to provide interexchange service in every telephone exchange in Oregon, then specify "Statewide."

Applicant seeks to provide Interexchange Service on a statewide basis.

**9. Describe special characteristics, limitations, or restrictions that will be part of Applicant's services:**

New Rochelle Telephone Corp. seeks authority to provide a full array local exchange and interexchange telecommunications services to business and residential customers in the State of Oregon. Specifically, New Rochelle Telephone Corp. seeks authority to provide basic local exchange services, "1+" long distance services, otherwise known as Message Telecommunications Service ("MTS"), and toll-free services. At a later date, New Rochelle Telephone Corp. may expand its offerings, to include a broader range of local exchange and/or interexchange products and services.

**10. Operator Services:**

- a. Operator service includes, but is not limited to, billing or completion of third-party billing calls, person-to-person calls, collect calls, and credit card calls. See OAR 860-032-0001.  
Will Applicant directly offer operator services?  Yes  No
- b. ORS 759.690(1)(d) defines "operator service provider" as a person who furnishes operator service under contract with a call aggregator. ORS 759.690(1)(a) defines a call aggregator as a person who furnishes a telephone for use by the public, i.e., transient use.  
Will Applicant be an "operator service provider" as defined in ORS 759.690(1)(d)?  Yes  No

**11. Shared Telecommunications Service:**

Shared Telecommunications Service (STS) service is defined in OAR 860-032-0001. STS includes resale of long-distance service to the STS provider's user group, but not to customers outside the user group.

- a. Provide the address of the building where shared service will be provided through privately owned customer premises equipment. If Applicant intends to serve a user group located in two or more buildings, include an electronic copy of a map clearly showing the locations to be served by the Applicant. The information on the map must be precise and legible and include street names and the city where the building(s) is(are) located.

Not Applicable

- b. An STS site or location consists of one building, or it consists of a complex of buildings or a campus on contiguous property. An STS provider may interconnect separate sites in order to aggregate toll traffic. An STS provider may not interconnect separate sites in order to provide local exchange service between those sites.

If serving buildings at separate sites, will applicant interconnect the buildings in order to aggregate toll traffic?  Yes  No

- c. Describe the user group or association at the STS location.

Not Applicable

**NOTE: Applicant must apply to PUC for another certificate of authority in order to add subsequent STS sites.**

**Conditions of a certificate of authority:**

As a condition of a certificate of authority, applicant must comply with all applicable Commission rules and state law, as well as conditions listed in the certificate.

For your convenience, following is a summary of some conditions from OAR 860-032-0001 et seq. (Division 32). Additional conditions may be specified in the certificate.

- a. Certificate holder shall provide only telecommunications services authorized by the certificate.
- b. Certificate holder shall, at a minimum, meet the standard level of service specified in OAR 860-032-0012. The standard level of service is 99 percent probability that a call will not be blocked during the certificate holder's busy hour of the day.
- c. Certificate holder's books and records shall be open to inspection by the Commission to the extent necessary to verify information required by the Commission's rules.
- d. Certificate holder shall maintain its books and records according to generally accepted accounting principles and the applicable rules of the Commission.
- e. Certificate holder shall pay all access charges and subsidies imposed pursuant to the Commission's rules.
- f. Certificate holder shall pay an annual fee to the Commission pursuant to the Commission's rules. This fee will be based on the certificate holder's annual gross retail intrastate revenues and will be no less than \$100 per calendar year. The certificate holder shall collect the fee by charging an equitable amount to each retail customer and describe the amount of the apportioned charge on each retail customer's bill, pursuant to the Commission's rules.

- g. The certificate holder shall pay a quarterly amount to the Oregon Universal Service Fund based on a Commission-approved surcharge percentage assessed on all retail telecommunications services sold in Oregon pursuant to ORS 759.425(4).
- h. Certificate holder shall respond in a timely manner to Commission inquiries.

Pursuant to Residential Service Protection statutes, Chapter 290, Oregon Laws 1987, and Dividion 22, certificate holder shall be responsible to ensure that the Residential Service Protection Fund surcharge is remitted to the Commission. This surcharge is assessed against each paying retail subscriber at a rate that is set annually by the Commission.

**Applicant understands that all services provided by Applicant must comply with all applicable Commission rules and state law, and with conditions of the certificate (check box at left).**

<b><i>Signature of Person Authorized to Represent Applicant</i></b>	<b>Title</b> Agent for New Rochelle Telephone Corp.
Typewritten Name Katherine E. Barker, Sr. Consultant, The KDW Group, LLC	<b>Date</b> 3/14/05