

# Arent Fox

July 14, 2011

VIA FEDEX

Debra A. Howland  
Executive Director and Secretary  
New Hampshire Public Service Commission  
21 S. Fruit Street, Suite 10  
Concord, NH 03301-2429



**Katherine E. Barker Marshall**

Attorney  
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marshall.katherine@arentfox.com

Re: Application of Pac-West Telecomm, Inc. for Certification as a Competitive Local Exchange Carrier and Certified Toll Provider, Docket No. DT 11-104

Dear Ms. Howland:

Enclosed please find, for filing, one original and three copies of the Amended Competitive Local Exchange Carrier and Certified Toll Provider Applications for Pac-West Telecomm, Inc. These amendments change the Company's proposed service area to encompass the Fairpoint service area only.

Please date-stamp the duplicate of these filings and return in the self-addressed, postage-prepaid envelope. Thank you for your assistance in this matter and please do not hesitate to contact me if you have any questions or concerns.

Respectfully submitted,

*Katherine E. Barker Marshall, m.a.*

Katherine E. Barker Marshall

Enclosures

cc: Jennifer Ducharme, New Hampshire Public Service Commission (via e-mail)

RPP/472705.1



## CLEC APPLICATION FOR REGISTRATION

### 1. General Information

Federal Identification Number 68-0383568

Date of Application \_\_\_\_\_

Legal Name Pac-West Telecomm, Inc.

Trade Name (d/b/a)  
in New Hampshire None

Contact Person Katherine Barker Marshall, Arent Fox LLP

Complete Mailing Address 1050 Connecticut Avenue NW  
Washington

Phone Number 202-857-6104

Fax Number 202-857-6395

E-mail Address marshall.katherine@arentfox.com

### 2. History of Applicant

a. Has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers been convicted of any felony not annulled by a court?

No

b. In the past ten years, has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers had any civil, criminal or regulatory sanctions or penalties imposed pursuant to any state or federal consumer protection law or regulation?

No

c. In the past ten years, has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers settled any civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation?

No

d. Is the applicant, or are any of the general partners, corporate officers, director of the company, limited liability company managers or officers currently the subject of any pending civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation?

No

e. Has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers been denied certification in any other state.

If so, please list each state.

No

Not applicable.

Not applicable.

f. If the answer to any of the questions in a through e above is yes, please attach an explanation.

If you have any questions, please call the New Hampshire Public Utilities Commission at 603-271-2431.  
Please mail any documents to the above address.



### 3. Service

List the three primary telecommunications services the company will provide:

- a. Local and long distance origination and termination
- b. Switched and special access
- c. 8YY originating access and 8YY services

Identify the applicant's proposed service area:

Fairpoint Service Area

### 4. Required Attachments

- a. A copy of the New Hampshire Secretary of State Certificate of Authority
- b. Proof of Surety Bond, if applicable
- c. Form CLEC-1, Contact Information
- d. A copy of the CLEC's complete rate schedule
- e. A copy of Form CLEC -11, Adoption of Uniform Tariff, if applicable

### 5. Compliance Statements

I attest that the applicant will comply with all applicable New Hampshire laws and all Commission policies, rules and orders. TW (initial)[Puc 430.02]

I attest that the applicant has the necessary managerial qualifications, technical competence and financial resources to operate the CLEC for which the applicant seeks registration. TW (initial)

I attest that the applicant agrees to use with the Verizon New Hampshire rates for intraLATA switched access, as filed in Tariff 85, including future changes, or charge a lower rate. In the event the applicant believes a higher rate is justified, the applicant will file a separate petition with evidence supporting the higher rate. TW (initial)

### 6. Signature

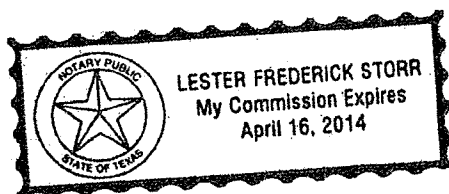
I Todd Wallace (name) declare under penalty of perjury that I am authorized to make this verification for and on behalf of the applicant; that I have read the information provided by the applicant in the foregoing document and any and all attachments, and am informed and believe the same are true, and on that ground, affirm that the matters stated herein are true.

Todd Wallace Signed Todd Wallace, Chief Operating Officer Title

Subscribed and sworn before me this 13<sup>th</sup> (day) of July (month) in the year 2011

County of Tarrant

State of Texas



[Signature]  
Notary Public/Justice of the Peace  
My Commission expires 4/16/2014