

BEFORE THE SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

In the Matter of the Application of Common Point )  
LLC for a Certificate of Authority to provide )  
Tandem Access and Switched Access Local ) Docket No.:  
Exchange Services within the State of South Dakota)

**APPLICATION**

*COMES NOW* Common Point LLC, (hereinafter “Applicant”), by the undersigned and files this Application requesting authority to engage in providing local exchange, tandem access, and switched access service to other telecommunications carriers throughout the State of South Dakota under the name of Common Point LLC

In support of its Application, Applicant states as follows:

1. Applicant is a foreign for-profit limited liability company duly organized on December 23, 2004, existing under the laws of the State of Illinois, with a Federal identification number of 68-0598610. A copy of the Applicant’s Articles of Organization is attached as **Exhibit A**. The Applicant applied for and received foreign corporation Certificate of Authority from the South Dakota Office of the Secretary of State, a copy of which is attached as **Exhibit B**. The Applicant has also applied for and received its South Dakota sales tax number, which is 1026-2706-ST.

2. The address and telephone numbers for the Applicant are as follows:

Principal Place of Business: 3130 Pleasant Run  
Springfield, IL 62711  
Phone: (217) 698-2860  
Facsimile: (217) 698-0100  
Toll Free: 1(877) 366-2674  
[regulatoryaffairs@anpisolutions.com](mailto:regulatoryaffairs@anpisolutions.com)  
<http://www.commonpointtandem.com/>

Questions Regarding this Application:

Judith A. Riley, Regulatory Consultant  
PO Box 720128  
Oklahoma City, OK 73172-0128  
Phone: (405) 755-8177  
Facsimile: (405) 755-8377  
[jriley@telecompliance.net](mailto:jriley@telecompliance.net)

Regulatory Matters:

Joseph O'Hara, Assistant Treasurer  
3130 Pleasant Run  
Springfield, IL 62711  
Phone: (217) 698-2860  
Facsimile: (217) 698-0100  
[regulatoryaffairs@anpisolutions.com](mailto:regulatoryaffairs@anpisolutions.com)

3. Contact information for questions regarding customer service or problems should be directed to:

Heidi May Young, Customer Service Manager  
3130 Pleasant Run  
Springfield, IL 62711  
Toll Free: 1 (877) 366-2674  
Phone: (217) 698-2862  
Facsimile: (217) 698-0100  
[customerservice@anpisolutions.com](mailto:customerservice@anpisolutions.com)

4. Common Point LLC provides local tandem access to local exchange carriers and wireless carriers, and will not provide dial tone to end user customers. The Common Point tandem will serve as the switching entity for Tandem-Switched Transport that has billing and recording capabilities and is used to connect and switch trunk circuits between and among End Offices and between and among End Offices and carriers' aggregation points, points of termination, or points of presence, and to provide Switched Exchange Access Services.

As Applicant is not provisioning dial tone to end users and its customers will exclusively be other carriers, operator services and access to 911 services will remain the responsibilities of Common Point LLC's carrier customers. The Applicant will not be providing alternate operator services. The Company intends to offer statewide service through all of South Dakota's exchanges and will seek applicable Interconnection Agreements upon completion of certification. Attached as **Exhibit C**, is a listing of the exchanges that Applicant proposes to begin its initial service offerings.

5. Common Point LLC cumulatively possesses over fifty years of technical and managerial expertise and experience necessary to provide the services it proposes. To further demonstrate abilities, the biographies of key management personnel are attached as **Exhibit D**.

6. The Applicant has sufficient financial resources to provide the proposed telecommunications services within South Dakota as demonstrated in **Exhibit E**. The applicant is submitting Exhibit E as confidential and under seal for the use of the Commission only for the following reasons; a) Common Point LLC is not a publicly traded company and therefore does not file financial statements with the SEC; b) The statements contain sensitive financial information, which Common Point LLC protects from disclosure. This information is not generally available to those inside the Company without specific need-to-know, and the Company keeps it in a secure location to prevent inadvertent disclosure. This information has not been released previously; c) Public disclosure of the information would cause undue harm to Common Point LLC and would prove detrimental to Common Point LLC's competitive position in the marketplace. The confidential information is being provided for the sole use of the

Commission in exercising their respective governmental functions by examining the Application. There is no legitimate purpose to be served in disclosing this confidential material to any person other than the appropriate reviewing staffs of the Commission.

7. The Applicant does not use third parties for billing. A sample invoice is attached as **Exhibit F**. Any changes in rates, terms or conditions will be provided to carrier customers with no less than thirty (30) days notice in the form of billing inserts and notifications. Carrier customers engaging the Applicant for service will be provided a current set of rates, terms and conditions and upon signed agreement for service. Current tariffs will be made available for the Commission and Customer.

8. Common Point LLC is able to properly perform the proposed telecommunications services and to conform to the terms, conditions, and Rules of the South Dakota Public Utilities Commission. Applicant will have no offices in the State of South Dakota, but the name and address of its Registered Agent within South Dakota is: Corporation Service Company, 503 South Pierre Street, Pierre, SD, 57501.

9. Common Point LLC's affiliate and managing member, ANPI, LLC, is a wholesale Interexchange carrier. ANPI, LLC is also located at 3130 Pleasant Run, Springfield, IL 62711. Neither the Applicant nor its Affiliate has ever participated in any unauthorized switching or slamming practices, nor will they ever do so.

10. The Applicant intends to market its services exclusively to other telecommunications carriers by attending tradeshows and by way of professional contacts. Applicant does not and will not engage in multilevel marketing practices. No brochure of services is available.

11. The Applicant currently provides access telecommunications services in several jurisdictions and has not been denied certification in any jurisdiction, nor have there been any enforcement actions against the Applicant. The Applicant has not been denied certification in any jurisdiction, nor have there been any enforcement actions against the Company. The Applicant has not been the subject of any complaints regarding unauthorized switching of a customer's telecommunications provider and the act of charging customers for services that have not been ordered. Applicants operations and/or authorities are outlined in the attached **Exhibit G**.

12. The Applicant has no pending actions or unsatisfied judgments or decisions against it from any state or federal agency or court which involves customer service rates, which action, judgment or decision has occurred within three (3) years of the date of this Application. No Commission annual reports or assessment fees are overdue.

13. Applicant feels the granting of this Application will further the public interest by expanding the availability of competitive telecommunications services in the State of South Dakota. The public will benefit directly through the presence of Applicant in this market, as its

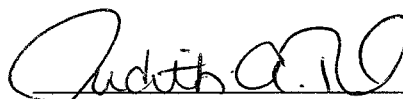
presence will allow other telecommunications providers to operate more efficiently, offer more innovative services, reduce their prices, and improve their quality of services.

*WHEREFORE*, Applicant, Common Point LLC prays that the Public Utilities Commission enter an order granting it a Certificate of Authority in the State of South Dakota.

Applicant certifies that the representations in this Application and attached exhibits are true, correct, and complete, based on Applicant's knowledge and belief, and made in good faith.

DATED this 31 day of October, 2012.

Respectfully submitted,



Judith A. Riley, Regulatory Counsel  
On behalf of Common Point LLC  
PO Box 720128  
Oklahoma City, OK 73172-0128  
Telephone: (405) 755-8177  
Facsimile: (405) 755-8377  
Email: [jriley@telecompliance.net](mailto:jriley@telecompliance.net)

**VERIFICATION**


STATE OF ILLINOIS            )  
  ) ss.  
COUNTY OF SANGAMON        )

Joseph O'Hara, being duly sworn, states that he is Assistant Treasurer of Common Point LLC, that in such capacity, he is qualified and authorized to cause this Application to be filed; and that he has carefully examined all the statements and matters contained in the Application; that all such statements made and matters set forth therein are true and correct to the best of his knowledge, information, and belief. Affiant further states that the Application is made in good faith and with the intention of presenting evidence in support of each statement in the Application.

  
\_\_\_\_\_  
Signature

Subscribed and sworn to before me, a Notary Public, this 16<sup>th</sup> day of October, 2012.



  
\_\_\_\_\_  
Signature of Notary Public

My Commission expires:  
6/22/2014