

BEFORE THE SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

In the Matter of the Application of ANPI                     )  
Business, LLC for a Certificate of Authority                 )  
to provide Resold Local Exchange Services                 )         Docket No.: TC  
and Voice over Internet Protocol to Business-Class         )  
Subscribers Only within the State of South Dakota         )

**APPLICATION**

*COMES NOW* ANPI Business, LLC, (hereinafter “Applicant” or “ANPI Business”), by the undersigned and files this Application requesting authority to engage in providing local exchange and Voice over Internet Protocol (hereinafter “VoIP”) telecommunications services to business-class subscribers only throughout the territories and exchanges of CenturyLink in the State of South Dakota under the name of ANPI Business, LLC. Under Order Granting Certificate of Authority TC00-129, ANPI Business, LLC, formerly Zone Telecom Inc. and later converted to Zone Telecom, LLC was previously granted authorization by this Commission to provide telecommunications services in South Dakota; specifically long distance and private line services. ANPI Business now wishes to expand its authority to include resold local exchange and VoIP telecommunications services to its business-class subscribers.

In support of its Application, Applicant states as follows:

1. Applicant is a foreign for-profit limited liability company duly organized on June 13, 2000, existing under the laws of the State of Delaware, with a Federal identification number of 04-3520968. A copy of the Applicant’s Certificate of Formation, Certificate of Conversion, and Certificate of Amendment 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's South Dakota sales tax number, which is 1010-5984-ST.

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

Principal Place of Business: 7460 Warren Parkway, Suite 218  
Frisco, TX 75034  
Phone: (217) 698-2860  
Facsimile: (217) 698-0100  
Toll Free: 1(877) 366-2674  
[regulatoryaffairs@anpisolutions.com](mailto:regulatoryaffairs@anpisolutions.com)  
<http://www.anpisolutions.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, Chief Financial Officer  
7460 Warren Parkway, Suite 218  
Frisco, TX 75034  
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  
7460 Warren Parkway, Suite 218  
Frisco, TX 75034  
Toll Free: 1 (877) 366-2674  
Phone: (217) 698-2862  
Facsimile: (217) 698-0100  
[customerservice@anpisolutions.com](mailto:customerservice@anpisolutions.com)

4. In addition to ANPI Business's legacy Long Distance products, ANPI Business's Integrated Local and Long Distance "Hosted IP PBX" and "VoIP / SIP Trunks" are to be delivered via private and/or public IP. Access can be ANPI Business provided or customer provided.

The Company's traditional local voice services such as local dial tone, access to 911, e911, Directory Assistance, and Operator Services are exclusively delivered by way of VoIP delivery. The Company will not offer any residential services. ANPI Business is planning to offer the above-described services to its existing business-class subscribers in South Dakota, throughout all territories and exchanges of CenturyLink 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 local service offerings.

Applicant intends to provide resold local exchange and IP-enhanced telecommunications services throughout the state of South Dakota in the areas served by any LECs in South Dakota that are not eligible for small or rural carrier exemption pursuant to Section 251(f)(1) of the Federal Act. ANPI Business does not seek to provide services to a customer in those small or rural territories at this time.

5. ANPI Business, 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) ANPI Business, 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 ANPI Business, 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 ANPI Business, LLC and would prove detrimental to ANPI Business, 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 and will 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 customers with no less than thirty (30) days notice in the form of billing inserts and notifications. 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. ANPI Business, 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. ANPI Business, LLC has never participated in any unauthorized switching or slamming practices, nor will they ever do so.

10. The Applicant will market its services to business-class subscribers only by traditional forms of advertising, by way of existing interexchange and private line customers, and by way of professional contacts. Applicant does not and will not engage in multilevel marketing practices. No brochure of services is available at this time.

11. The Applicant currently provides interexchange, local exchange, and/or VoIP 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.

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 it will increase the incentives for other telecommunications providers to operate more efficiently, offer more innovative services, reduce their prices, and improve their quality of services.

*WHEREFORE*, Applicant, ANPI Business, 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 10<sup>th</sup> day of February, 2013.

Respectfully submitted,

/s/ Judith A. Riley

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