

Staff Information Request #2

Docket No.: TC13-034

Date: May 16, 2013

- 2-1) The 12-month income statement did not include the G&A expense account number 7014, whereas the account was included on the 9-month income statement provided with the initial filing. Should the 12-month income statement include this account? If so, please file an amended 12-month Income Statement.
- 2-2) On the balance sheet, what types of contracts are included in the "Current Contracts Net Present Value" asset classification? Please provide more detail on what this current asset consists of.
- 2-3) In accordance with ARSD 20:10:24:05(11), please provide certification that the Company is complying with all federal requirements established under the Telephone Operator Consumer Services Improvement Act of 1990, 47 U.S.C § 226.
- 2-4) Since Consolidated offers prepaid services, is the company willing to secure a \$25,000 surety bond to cover customer deposits and advanced payments that may be collected by the company? If so, please follow-up with SD PUC Staff in order to file a bond with the necessary language.
- 2-5) The registered agent listed in the COA application differs from the one listed on the Secretary of State application. Please provide confirmation as to what company/address should be used as the registered agent.
- 2-6) Was Consolidated Telecom, Inc. listed as a third party in the following lawsuit: *Nwabueze et al. v. AT&T et al.*, Case Number CV-09-1529 SI? If so, please provide a detailed explanation as to why Consolidated was included as a third party, the outcome of the lawsuit, and any impacts the lawsuit had, or will have, on Consolidated Telecom.
- 2-7) With regards to ARSD 20:10:24:02 (14) and the response provided to data request number 1-9, it is understood that inmates are not allowed to receive sales information or make a selection of carriers. However, if an inmate's family member has a prepaid account with Consolidated Telecom, how is that customer given notice of any materially adverse change in rates, terms, or conditions pursuant to ARSD 20:10:24:02 (14) should the contract with the correctional facility be changed? If Consolidated believes this rule still does not apply, then please request a waiver of the rule and provide a detailed justification as to why the rule does not apply.