

APPLICATION OF CLEAR RATE COMMUNICATIONS, INC. FOR A CERTIFICATE OF AUTHORITY TO PROVIDE RESOLD INTEREXCHANGE SERVICE

Clear Rate Communications, Inc. ("Clear Rate" or "Applicant") submits this registration to the South Dakota Public Utilities Commission to request authority to provide non-facilities-based interexchange service within the State of South Dakota.

(1) The applicant's name, address, telephone number, facsimile number, web page URL, and E-mail address;

Clear Rate Communications, Inc.
2600 W. Big Beaver Rd. Suite 450
Troy, MI. 48084
Telephone: 248.556.9522
Facsimile: 877.877.5225
Toll Free: 877.877.4799
Website: www.clearrate.com

(2) A description of the legal and organizational structure of the applicant's company;

Applicant is a privately held corporation, organized under the laws of the State of Michigan from April 4, 2001, to present.

(3) The name under which applicant will provide interexchange services if different than in subdivision (1) of this section;

Not applicable.

(4) A copy of its certificate of authority to transact business in South Dakota from the secretary of state;

Please see Exhibit 1.

(5) The location of the applicant's principal office, if any, in this state and the name and address of its current registered agent, if applicable;

The Applicant does not have a principal office located in South Dakota. The applicant's registered agent is Corporation Service Company located at 503 South Pierre Street, Pierre, SD 57501.

(6) A list and specific description of the telecommunications services the applicant intends to offer;

Applicant is a Competitive Local Exchange Carrier (CLEC) and proposes to offer non-facilities-based interexchange telecommunications and resold long-distance services to customers throughout the state.

(7) A detailed statement of how the applicant will provide its services;

Applicant will provide the proposed resold long-distance services using other underlying providers already established in the State of South Dakota.

(8) A service area map or narrative description indicating with particularity the geographic area proposed to be served by the applicant;

The applicant proposes to provide service in the exchanges served by CenturyLink Communications, Inc.

(9) For the most recent 12- month period, financial statements of the applicant consisting of balance sheets, income statements, and cash flow statements. The applicant shall provide audited financial statements, if available;

Applicant provided the Commission confidential financial information with their application to provide local exchange service in Docket TC20-051. This information would also apply to this application.

(10) The names, addresses, telephone numbers, E-mail addresses, and facsimile numbers of the applicant's representatives to whom all inquiries must be made regarding customer complaints and other regulatory matters;

Regulatory matters should be addressed to:

Michael D. Bishop, ESQ.
General Counsel
Clear Rate Communications, Inc.
2600 W. Big Beaver Rd. Suite 450
Troy, Mi. 48084
Telephone: 248.556.9522
Facsimile: 877.877.5225
Email: mbishop@clearrate.com

Customer Complaints should be addressed to:

Jason Hendrix
Director of Consumer Services
Clear Rate Communications, Inc.
2600 W. Big Beaver Rd. Suite 450
Troy, MI. 48084
Telephone: 248.556.9522
Facsimile: 877.877.5225
Toll Free: 877.877.4799
Email: jhendrix@clearrate.com

(11) Information concerning how the applicant plans to bill and collect charges from customers who subscribe to its proposed local exchange services;

Applicant will render monthly bills to customers. All amounts are due and payable within 21 days.

(12) Information concerning the applicant's policies relating to solicitation of new customers and a description of the efforts the applicant shall use to prevent the unauthorized switching of local service customers by the applicant, its employees, or agents;

Applicant relies on direct sales contacts to solicit customers. In addition, services are provided to customers only under contract terms and service agreements. Local service will not be provided to any customers without authorization. This prevents the unauthorized switching of local service customers by Applicant, its employees or agents.

(13) Information concerning how the applicant will make available to any person information concerning the applicant's current rates, terms, and conditions for all of its telecommunications services;

Information concerning rates, terms and conditions for Applicant's telecommunications services are available via contract and service agreements. Information is also available at Applicant's website: www.clearrate.com.

(14) Information concerning how the applicant will notify a customer of any materially adverse change to any rate, term, or condition of any telecommunications service being provided to the customer. The notification must be made at least thirty days in advance of the change;

Applicant will notify customer of any materially adverse change in rates, terms or conditions of its services at least thirty days in advance of the change. Notice will be given either through electronic notification or through a message on the customer's invoice.

(15) A description of the applicant's experience providing any telecommunications services in South Dakota or in other jurisdictions, including the types of services provided, and the dates and nature of state or federal authorization to provide the services;

Applicant is currently transacting business as a local exchange carrier, including interexchange service, in Arizona, California, Colorado, Florida, Illinois, Indiana, Iowa, Massachusetts, Michigan, Minnesota, New York, Ohio, Oregon, Pennsylvania, Texas, Utah, Virginia, Washington and West Virginia.

Applicant has filed for and is pending certification to provide local exchange telecommunications services, as well as non-facility-based interexchange service in the states of South Carolina (filed July 2020). Applicant is preparing applications in the states of Idaho, Nebraska, New Mexico, and North Carolina which are being filed within the next 30 days. In no instance has any application been denied or rejected.

(16) A description of how the applicant intends to market its local exchange services, its target market, whether the applicant engages in multilevel marketing, and copies of any company brochures that will be used to assist in sale of the services;

Applicant will actively market its services market its services through a third-party agent who provides marketing services directly to its target market via telephone. There is no brochures or mail contact. Marketing information is available at www.clearrate.com.

(17) Federal tax identification number and South Dakota sales tax number;

Federal Tax ID number is 38-3593012

South Dakota sales tax number is pending.

(18) The number and nature of complaints filed against the applicant with any state or federal commission regarding the unauthorized switching of a customer's telecommunications provider and the act of charging customers for services that have not been ordered;

Not applicable.

(19) A written request for waiver of those rules believed to be inapplicable;

Applicant requests a waiver of the following rules. Applicant does not collect deposits from its customers, nor will it have central office facilities located in the state of South Dakota.

- 20: 10:08:06. Deposit policy for applicants with no past service
- 20: 10:08:07. Deposit if applicant has past experience without liability
- 20:10:08:08. Early payment list
- 20:10:08:10. Interest to be paid by the telecommunications company
- 20:10:08:12. Refund during service
- 20:10:33:05. Minimum requirements for channel capacity
- 20:10:33:12. Records of tests and inspections
- 20:10:33:16. Leakage, loop resistance, and transmission tests
- 20: 10:33: 19. Auxiliary and battery power requirements
- 20:10:33:20. Central office alarms

(20) Managerial Capabilities to provide the interexchange service it intends to offer

Applicant provided the Commission information regarding the technical competence of the applicant to provide its proposed interexchange with their application to provide local exchange service in Docket TC20-051.

.