

# MILLER ISAR INC.

REGULATORY CONSULTANTS

STACEY A. KLINZMAN

7901 SKANSIE AVENUE,  
SUITE 240  
GIG HARBOR, WA 98335  
TELEPHONE: 253.851.6700  
FACSIMILE: 253.851.6474  
HTTP://WWW.MILLERISAR.COM

Via Overnight Delivery

November 20, 2002

Mr. Thomas M. Dorman  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40601

Re: CIMCO Communications, Inc.  
Application for Authority to Operate as a Provider of Resold Interexchange  
Service throughout the Commonwealth of Kentucky

Dear Mr. Dorman:

Pursuant to the Kentucky Public Service Commission's ("Commission") Order in Administrative Case No. 359 and 807 KAR 5:011, enclosed for filing are one (1) original and four (4) copies of the above referenced application and proposed tariff. CIMCO Communications, Inc. respectfully requests the Commission to deem its tariff effective thirty days from the date of receipt.

Questions regarding this filing may be directed to the undersigned.

Sincerely,

MILLER ISAR, INC.



Stacey A. Klinzman  
Director - Regulatory Compliance

Enclosures

cc: Thad Goretski, CIMCO Communications, Inc.

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PUBLIC SERVICE  
COMMISSION

05166300  
0510

**Before the  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

IN THE MATTER OF THE FILING OF CIMCO )  
COMMUNICATIONS, INC. FOR AUTHORITY TO )  
OPERATE AS A PROVIDER OF RESOLD )  
INTEREXCHANGE TELECOMMUNICATIONS SERVICE )  
THROUGHOUT THE COMMONWEALTH OF KENTUCKY )

No. \_\_\_\_\_

CIMCO Communications, Inc. ("Applicant"), hereby submits its application for authority to provide resold interexchange telecommunications service throughout the Commonwealth of Kentucky. Applicant proposes to provide resold interexchange service utilizing the networks of Kentucky certificated underlying carriers.

In support of its application, Applicant hereby submits the following information, in accordance with the provisions of Administrative Case No. 359, and its proposed tariff, in accordance with 807 KAR 5:011:

1. The name, address, telephone and fax number of the Applicant are:

CIMCO Communications, Inc.  
18 West 100 22nd Street, Suite 109  
Oakbrook Terrace, Illinois 60181  
Phone: (630) 691-8080  
Facsimile: (630) 691-8788

2. A copy of the Applicant's Articles of Incorporation and Kentucky Certificate of Authority are attached hereto as **Exhibits A and B**.

3. The name, street address, telephone and fax numbers and electronic mail address of the responsible contact person for customer complaints is:

Dan Marrazzo  
CIMCO Communications, Inc.  
18 West 100 22<sup>nd</sup> St., Suite 109  
Oakbrook Terrace, IL 60181  
Telephone: 800.922.4626  
Facsimile: 630.691.8788  
E-mail: [puccs@cimco.net](mailto:puccs@cimco.net)

4. The name, street address, telephone and fax numbers and electronic mail address of the responsible contact person for regulatory issues is:

Thad Goretski, Treasury Service Manager  
CIMCO Communications, Inc.  
18 West 100 22<sup>nd</sup> St., Suite 109  
Oakbrook Terrace, IL 60181  
Telephone: 630.691.8080  
Facsimile: 630.691.8788  
Email: [puc@cimco.net](mailto:puc@cimco.net)

5. Correspondence and communications concerning this Application and tariff should be directed to:

Stacey A. Klinzman  
Director – Regulatory Compliance  
Miller Isar, Inc.  
7901 Skansie Avenue, Suite 240  
Gig Harbor, WA 98335  
Telephone: 253.851.6700  
Facimile: 253.851.6474  
Email: [sklinzman@millerisar.com](mailto:sklinzman@millerisar.com)

6. A notarized statement that the Applicant has not provided or collected for intrastate service in Kentucky prior to filing its tariff is attached as **Exhibit C**.

7. The Applicant does not seek authority to provide operator assisted services to traffic aggregators as defined in Administrative Case No. 330.

8. The Applicant's proposed tariff is attached as **Exhibit D**.

9. Applicant's sample bill is attached as **Exhibit E**.

(Signature on Next Page)

WHEREFORE, CIMCO Communications, Inc. requests that the Public Service Commission of the Commonwealth of Kentucky grant it authority to provide resold interexchange service to the public in accordance with applicable laws currently in effect or hereinafter enacted by the Commission.

Respectfully submitted this 18<sup>th</sup> day of November 2002.

CIMCO Communications, Inc.

By: 

William A. Capraro, Jr., President  
CIMCO Communications, Inc.  
18 West 100 22<sup>nd</sup> Street, Suite 109  
Oakbrook, Illinois 60181  
Telephone: 630.691.8080  
Facsimile: 630.691.8788

Miller Isar, Inc.  
7901 Skansie Avenue, Suite 240  
Gig Harbor, WA 98335  
Regulatory Consultants to  
CIMCO Communications, Inc.

VERIFICATION OF APPLICANT

STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF DU PAGE )

I, William A. Capraro, Jr., being first duly sworn, state that I am President of CIMCO Communications, Inc., the applicant herein; that I have reviewed the matters set forth in the Application and Exhibits, and the statements contained therein are true to the best of my knowledge, except as to those matters which are stated on information or belief, and as to those matters I believe them to be true.

CIMCO Communications, Inc.

By: W.A. Capraro

William A. Capraro, Jr., President  
CIMCO Communications, Inc  
18 West 100 22<sup>nd</sup> Street, Suite 109  
Oakbrook, Illinois 60181  
Telephone: 630.691.8080  
Facsimile: 630.691.8788

Sworn to and subscribed before me this 18<sup>th</sup> day of November, 2002.

Mary Rita Flanagan  
Notary Public



My Commission Expires: 06/09/04

**EXHIBIT A**  
**ARTICLES OF INCORPORATION**  
(Attached)

Submit in Duplicate  
 Payment must be made by Certified  
 Check, Cashier's Check, Illinois  
 Attorney's Check, Illinois C.P.A.  
 Check or Money Order payable to  
 Secretary of State  
**DO NOT SEND CASH**

**JIM EDGAR**  
 Secretary of State  
 State of Illinois

**ARTICLES OF INCORPORATION**

This Space For Use By  
 Secretary of State

Date 9/5/86

License Fee \$ 50

Franchise Tax \$ 2500

Filing Fee \$ 7500

Clerk [Signature] 100.50

Pursuant to the provisions of "The Business Corporation Act of 1983", the undersigned incorporator(s) hereby adopt the following Articles of Incorporation.

ARTICLE ONE The name of the corporation is CIMCO COMMUNICATIONS, INC.  
*(Shall contain the word "corporation", "company", "incorporated", "limited", or an abbreviation thereof)*

ARTICLE TWO The name and address of the initial registered agent and its registered office are:

Registered Agent Louis Feigenberg  
*First Name Middle Name Last Name*

Registered Office 221 N. LaSalle Street  
*Number Street Suite # (A P.O. Box alone is not acceptable)*  
Chicago, 60601 Cook  
*City Zip Code Country*

ARTICLE THREE The purpose or purposes for which the corporation is organized are:  
*If not sufficient space to cover this point, add one or more sheets of this size.*  
 Selling, marketing and installing of telecommunications products and services.

ARTICLE FOUR Paragraph 1: The authorized shares shall be:

Class	*Par Value per share	Number of shares authorized
Common	NPV	10,000

Paragraph 2: The preferences, qualifications, limitations, restrictions and the special or relative rights in respect of the shares of each class are:  
*If not sufficient space to cover this point, add one or more sheets of this size.*

ARTICLE FIVE The number of shares to be issued initially, and the consideration to be received by the corporation therefor, are:

Class	*Par Value per share	Number of shares proposed to be issued	Consideration to be received therefor
Common	NPV	1,000	\$ 1,000
			\$
			\$
			\$
TOTAL			\$ 1,000

547-243-6

A declaration as to a "par value" is optional. This space may be marked "n/a" when no reference to a par value is desired.

ARTICLE SIX

OPTIONAL

The number of directors constituting the initial board of directors of the corporation is \_\_\_\_\_ and the names and addresses of the persons who are to serve as directors until the first annual meeting of shareholders or until their successors be elected and qualify are:

Name	Residential Address

ARTICLE SEVEN OPTIONAL

- (a) It is estimated that the value of all property to be owned by the corporation for the following year wherever located will be: \$ \_\_\_\_\_
- (b) It is estimated that the value of the property to be located within the State of Illinois during the following year will be: \$ \_\_\_\_\_
- (c) It is estimated that the gross amount of business which will be transacted by the corporation during the following year will be: \$ \_\_\_\_\_
- (d) It is estimated that the gross amount of business which will be transacted from places of business in the State of Illinois during the following year will be: \$ \_\_\_\_\_

ARTICLE EIGHT OTHER PROVISIONS

Attach a separate sheet of this size for any other provision to be included in the Articles of Incorporation, e.g., authorizing pre-emptive rights; denying cumulative voting; regulating internal affairs; voting majority requirements; fixing a duration other than perpetual; etc.

NAMES & ADDRESSES OF INCORPORATORS

The undersigned incorporator(s) hereby declare(s), under penalties of perjury, that the statements made in the foregoing Articles of Incorporation are true.

Dated \_\_\_\_\_, 19 \_\_\_\_\_

Signatures and Names	Post Office Address
1. <u>William A. Carraro</u> Signature	1. <u>2625 BUTTERFIELD RD</u> Street
<u>WILLIAM A. CARRARO</u> Name (please print)	<u>OAK BROOK, ILL 60521</u> City/Town State Zip
2. <u>William C. Capiaro</u> Signature	2. <u>2625 BUTTERFIELD RD</u> Street
<u>WILLIAM A. CARRARO, JR.</u> Name (please print)	<u>OAK BROOK, ILL 60521</u> City/Town State Zip
3. _____ Signature	3. _____ Street
_____ Name (please print)	_____ City/Town State Zip

(Signatures must be in ink on original document. Carbon copy, xerox or rubber stamp signatures may only be used on conformed copies.)

NOTE: If a corporation acts as incorporator, the name of the corporation and the state of incorporation shall be shown and the execution shall be by its President or Vice-President and verified by him, and attested by its Secretary or an Assistant Secretary.

Form BCA-2.10

File No. \_\_\_\_\_

ARTICLES OF INCORPORATION

FILED

SEP - 5 1986

JIM EDGAR  
SECRETARY OF STATE  
FEE SCHEDULE

The following fees are required to be paid at the time of issuing the Certificate of Incorporation:  
 FILING FEE \$75.00; INITIAL LICENSE FEE of 1/20th of 1% of the consideration to be received for initial issued shares (See Art. 5); MINIMUM \$50; INITIAL FRANCHISE TAX of 1/10 of 1% of the consideration to be received for initial issued shares (see Art. 5); MINIMUM \$25.00.

EXAMPLES OF TOTAL DUE

Consideration to be Received	TOTAL Due
up to \$1,000	\$100.50
\$ 5,000	102.50
\$ 10,000	\$105
\$ 25,000	\$117.00
\$ 50,000	\$125.00
\$100,000	\$137.50

Includes Filing Fee + License Fee + Franchise Tax

RETURN TO:

Corporation Department  
 Secretary of State  
 Springfield, Illinois 62756  
 Telephone: (217) 782-6961



**EXHIBIT B**  
**KENTUCKY CERTIFICATE OF AUTHORITY**  
(Attached)

COMMONWEALTH OF KENTUCKY  
JOHN Y. BROWN III  
SECRETARY OF STATE



0544882.09  
John Y. Brown III  
Secretary of State  
Received and Filed  
09/19/2002 12:56 PM  
Fee Receipt: \$90.00

CDuryea  
P101

APPLICATION FOR CERTIFICATE OF AUTHORITY

Pursuant to the provisions of KRS Chapter 271B, 273 or 274, the undersigned hereby applies for authority to transact business in Kentucky on behalf of the corporation named below and for that purpose submits the following statements:

- The corporation is  a business corporation (KRS 271B).  a nonprofit corporation (KRS 273).  
 a professional service corporation (KRS 274).
- The name of the corporation is  
CIMCO COMMUNICATIONS, INC.
- The name of the corporation to be used in Kentucky is  
\_\_\_\_\_
- (If "Year Name" is unavailable for use)  
4. Illinois is the state or country under whose law the corporation is incorporated.
5. September 5, 1986 is the date of incorporation and the period of duration is perpetual.
6. The street address of the corporation's principal office is  
18W100 22nd Street, Suite 109, Oakbrook Terrace, IL 60181
7. The street address of the corporation's registered office in Kentucky is  
421 West Main Street, Frankfort, Kentucky 40601  
and the name of the registered agent at that office is  
Corporation Service Company d/b/a CSC-Lawyers Incorporating Service Company
8. The names and usual business addresses of the corporation's current officers and directors are as follows:  
President William A. Capraro, Jr., 18W100 22nd Street, Suite 109, Oakbrook Terrace, IL 60181  
Vice President \_\_\_\_\_  
Secretary William A. Capraro, Jr., 18W100 22nd Street, Suite 109, Oakbrook Terrace, IL 60181  
Treasurer \_\_\_\_\_  
Directors \_\_\_\_\_
- (Attach a continuation sheet, if necessary)  
9. If a professional service corporation, all the individual shareholders, not less than one half of the directors, and all of the officers other than the secretary and treasurer are licensed in one or more states or territories of the United States or District of Columbia to render a professional service described in the statement of purposes of the corporation.
10. A certificate of existence duly authenticated by the Secretary of State accompanies this application.
11. This application will be effective upon filing, unless a delayed effective date and/or time is specified: \_\_\_\_\_  
(Delayed effective date and/or time)

W.A. Capraro, Jr.  
Signature  
William A. Capraro, Jr., President  
Type of Print Name & Title

Date: 9/12/02 20 02

Corporation Service Company d/b/a  
CSC-Lawyers Incorporating Service Company consent to serve as the registered agent on behalf of the corporation.  
Type of print name of registered agent

Georgia Byron  
Signature of Registered Agent  
Georgia Byron, Assistant Vice President  
Type of Print Name & Title

**EXHIBIT C**  
**NOTARIZED STATEMENT RE: PROVISION OF INTRASTATE SERVICE**  
(Attached)



**EXHIBIT D**  
**PROPOSED INTEREXCHANGE TARIFF**  
(Attached)

TELECOMMUNICATIONS TARIFF

OF

CIMCO COMMUNICATIONS, INC.

18 West 100 22nd Street, Suite 109  
Oakbrook Terrace, Illinois 60181

RESALE INTEREXCHANGE TELECOMMUNICATIONS SERVICE

This Tariff contains the descriptions, regulations and rates applicable to the furnishing of telecommunications services provided by CIMCO Communications, Inc. ("CIMCO") within the State of Kentucky. This Tariff is on file with the Kentucky Public Service Commission ("Commission"). Copies may be inspected during normal business hours at the Commission's offices and at CIMCO Communications, Inc.'s principal place of business: 18 West 100 22nd Street, Suite 109, Oakbrook Terrace, Illinois 60181.

Issued: November 21, 2002

Effective Date: December 21, 2002

Issued By:

William A. Capraro, Jr.  
CIMCO Communications, Inc.  
18 West 100 22nd Street, Suite 109  
Oakbrook Terrace, Illinois 60181  
630.691.8080