

Telecommunications  
E Commerce  
Technology  
Corporate & Finance  
Trademarks  
Proprietary Rights  
Complex Litigation  
General Business Law

# The Helein Law Group, LLP

8180 Greensboro Drive  
Suite 700  
McLean, VA 22102

(703) 714-1300 (Telephone)  
(703) 714-1330 (Facsimile)  
mail@thlglaw.com

Writer's Direct Dial Number

(703) 714-1321

August 19, 2004

## Via Overnight Courier

Helen Helton, Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40601

**Re: *In the Matter of the Informational Filing of Zoom-i-Net  
Communications, Inc. d/b/a ZinTel for Authority  
to Operate as a Reseller of Interexchange Telephone Service  
Throughout Kentucky***

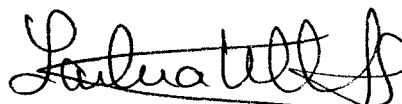
Dear Ms. Helton:

On behalf of Zoom-i-Net Communications, Inc. d/b/a ZinTel, transmitted herewith is an original plus four (4) copies of its Informational Filing to Operate as a Reseller of Interexchange Telephone Service throughout Kentucky.

An additional copy of this filing is also enclosed, to be date-stamped and returned in the postage-prepaid envelope provided.

Should there be any questions regarding this matter, kindly contact the undersigned.

Respectfully submitted,



Loubna W. Haddad  
Regulatory Counsel

Enclosures

**RECEIVED**

AUG 20 2004

PUBLIC SERVICE  
COMMISSION

05171400  
0510

Writer's E-mail Address

[lwh@thlglaw.com](mailto:lwh@thlglaw.com)

**Before the  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

IN THE MATTER OF THE INFORMATIONAL )  
FILING OF ZOOM-I-NET COMMUNICATIONS, INC., )  
D/B/A ZINTEL, ) No. \_\_\_\_\_  
FOR AUTHORITY TO OPERATE AS A RESELLER OF )  
INTEREXCHANGE TELEPHONE SERVICE )  
THROUGHOUT KENTUCKY )

Zoom-I-Net Communications, Inc. ("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 and telephone number of the company is:

Zoom-I-Net Communications, Inc.  
198 N. Ridge Drive  
Central Square, NY 13036  
Tel: 888-826-7837  
Fax: 888-826-7907  
www.zintelco.com

2. A copy of the Company's Articles of Incorporation and Kentucky Certificate of Authority attached hereto as **Exhibits A and B**.
3. The name, street address, telephone and fax numbers of the responsible contact person(s) for customer complaints and regulatory issues:

Customer Service Contact:

Luis V. Cipriani  
Zoom-I-Net Communications, Inc.  
198 N. Ridge Drive  
Central Square, NY 13036  
Tel: 888-826-7837  
Fax: 888-826-7907

Regulatory Contact:

Loubna W. Haddad  
The Helein Law Group LLP  
8180 Greensboro Drive, Suite 700

McLean, VA 22101-3828  
Phone: (703) 714-1321  
Fax: (703) 714-1330  
E-mail: [lwh@thlglaw.com](mailto:lwh@thlglaw.com)

4. A notarized statement that the company has not provided or collected for intrastate service in Kentucky prior to filing its tariff is attached as **Exhibit C**.
5. The Company does not intend to provide operator assisted services to traffic aggregators as defined in Administrative Case No. 330.
6. The Company's proposed tariff is attached as **Exhibit D**.

WHEREFORE, Zoom-I-Net Communications, Inc. requests that the Public Service Commission of the Commonwealth of Kentucky grant authority to engage in the resale of interexchange telecommunications services to the public in accordance with applicable laws currently in effect or hereinafter enacted by the Commission.

Respectfully submitted this 19<sup>th</sup> day of August, 2004.

**ZOOM-I-NET COMMUNICATIONS, INC.**

By: 

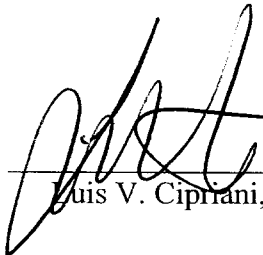
Loubna W. Haddad  
The Helein Law Group LLP  
8180 Greensboro Drive, Suite 700  
McLean, Virginia 22102  
Ph: (703) 714-1321

VERIFICATION OF APPLICANT


STATE OF GEORGIA )  
 )  
COUNTY OF FULTON ) SS:

I, Luis V. Cipriani, being first duly sworn, state that I am Vice President of Zoom-I-Net 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.

**ZOOM-I-NET COMMUNICATIONS, INC.**

By:  \_\_\_\_\_  
Luis V. Cipriani, Vice President

Sworn to and subscribed before me this 16 day of May, 2004.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 3/2/05

**EXHIBIT A**

**ARTICLES OF INCORPORATION**

# SECRETARY OF STATE


STATE OF NEVADA

## CERTIFICATE OF EXISTENCE WITH STATUS IN GOOD STANDING

I, DEAN HELLER, the duly elected and qualified Nevada Secretary of State, do hereby certify that I am, by the laws of said State, the custodian of the records relating to filings by corporations, limited-liability companies, limited partnerships, limited-liability partnerships and business trusts pursuant to Title 7 of the Nevada Revised Statutes which are either presently in a status of good standing or were in good standing for a time period subsequent of 1976 and am the proper officer to execute this certificate.

I further certify that the records of the Nevada Secretary of State, at the date of this certificate, evidence, **ZOOM-I-NET COMMUNICATIONS, INC.**, as a corporation duly organized under the laws of Nevada and existing under and by virtue of the laws of the State of Nevada since March 22, 1999, and is in good standing in this state.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office, in Carson City, Nevada, on December 17, 2003.



DEAN HELLER  
Secretary of State

By



Certification Clerk



OCT- 8-98 THU 8:33 AM

03/22/1999 10:44A AM175 FY99-000-55224

FILED # C 6718-99

Articles of Incorporation  
(PURSUANT TO NRS 78)  
STATE OF NEVADA  
Secretary of State

Filing fee  
Receipt:

MAR 22 1999

IN THE OFFICE OF  
GENE HILLER SECRETARY OF STATE

(For filing office use)

(For filing office use)

IMPORTANT: Read instructions on reverse side before completing this form.

TYPE OR PRINT (BLACK INK ONLY)

1. NAME OF CORPORATION: OneNet Communications Corp.

2. RESIDENT AGENT: (designated resident agent and his STREET ADDRESS in Nevada where process may be served)

Name of Resident Agent: CSC Services of Nevada, Inc.

Street Address: 502 East John Street, Carson City, NV 89706  
Street No. Street Name City Zip

SHARES: (number of shares the corporation is authorized to issue)  
Number of shares with par value: \_\_\_\_\_ Par value: \_\_\_\_\_ Number of shares without par value: 1000

GOVERNING BOARD: shall be styled as (check one):  Directors  Trustees

The FIRST BOARD OF DIRECTORS shall consist of 3 members and the names and addresses are as follows (attach additional pages if necessary):

C.K. Carney 198 N. Ridge Dr., Central Square, NY 13036  
Name Address City/State/Zip

M. Harkola 198 N. Ridge Dr., Central Square, NY 13036  
Name Address City/State/Zip

PURPOSE (optional- see reverse side): The purpose of the corporation shall be:  
Telecommunications Services

OTHER MATTERS: This form includes the minimal statutory requirements to incorporate under NRS 78. You may attach additional information pursuant to NRS 78.037 or any other information you deem appropriate. If any of the additional information is contradictory to this form it cannot be filed and will be returned to you for correction. Number of pages attached 1

SIGNATURES OF INCORPORATORS: The names and addresses of each of the incorporators signing the articles: (Signatures must be notarized.)

Kia Meredith  
Name (print)  
198 N. Ridge Dr., Central Sq., NY 13036  
Address City/State/Zip  
[Signature]  
Signature  
State of VIRGINIA County of FAIRFAX

Toni Cox  
Name (print)  
198 N. Ridge Dr., Central Sq., NY 13036  
Address City/State/Zip  
[Signature]  
Signature  
State of VIRGINIA County of FAIRFAX

This instrument was acknowledged before me on March 16, 1999, by Kia Meredith  
Name of Person

This instrument was acknowledged before me on March 16, 1999, by Toni L. Cox  
Name of Person

is incorporator of OneNet Communications Corp.  
(name of party on behalf of whom instrument was executed)  
[Signature]  
Notary Public Signature  
(affix notary stamp or seal)

is incorporator of OneNet Communications Corp.  
(name of party on behalf of whom instrument was executed)  
[Signature]  
Notary Public Signature  
(affix notary stamp or seal)

CERTIFICATE OF ACCEPTANCE OF APPOINTMENT OF RESIDENT AGENT  
[Signature] hereby accept appointment as Resident Agent for the above named corporation.  
Name of Resident Agent Date 3/17/99

**OneNet Communications Corp.**

**ATTACHMENT**

**Directors**

**Deborah Bagarus  
198 N. Ridge Drive  
Central Square, NY 13036**



75

Dean Heller  
Secretary of State

STATE OF NEVADA  
OFFICE OF THE SECRETARY OF STATE  
101 N. CARSON ST., STE. 3  
CARSON CITY, NEVADA 89701-4786

Telephone 702.687.5203  
Fax 702.687.3471  
Web site <http://sos.state.nv.us>  
Filing Fee:

**FILED**  
IN THE OFFICE OF THE  
SECRETARY OF STATE OF THE  
STATE OF NEVADA

JUN 16 1999

**Certificate of Amendment to Articles of Incorporation**  
**For Profit Nevada Corporations**  
(Pursuant to NRS 78.380 - Before Issuance of Stock)  
- Remit in Duplicate -

No. 06718-99

Dean Heller  
DEAN HELLER, SECRETARY OF STATE

1. Name of corporation: OneNet Communications Corp.

2. The articles have been amended as follows (provide article numbers, if available):  
The name is changed to Zoom-i-Net Communications,  
Inc.

3. The undersigned declare that they constitute at least two-thirds of the incorporators (check) , or of the board of directors (check) .

4. The date upon which the original articles of incorporation were filed with the Secretary of State: 03/22/99.

5. The undersigned affirmatively declare that to the date of this certificate, no stock of the corporation has been issued.

6. Signatures (all signatures must be acknowledged):

[Signature]  
Signature

[Signature]  
Signature

State of: VIRGINIA

County of: FAIRFAX

This instrument was acknowledged before me on June 15, 1999, by

Kia Meredith (Name of Person)  
as Incorporator

as designated to sign this certificate  
of Zoom-i-Net Communications, Inc.  
(name on behalf of whom instrument was executed)

[Signature]  
Notary Public Signature

State of: VIRGINIA

County of: FAIRFAX

This instrument was acknowledged before me on June 15, 1999, by

Toni L. Cox (Name of Person)  
as Incorporator

as designated to sign this certificate  
of Zoom-i-Net Communications, Inc.  
(name on behalf of whom instrument was executed)

[Signature]  
Notary Public Signature

06/16/99 11:01 AM SH/2 175-000-1/825

*[Handwritten signature]*  
DEAN HELLER - Secretary of State

I hereby certify that this is a true and correct copy of the document filed in this office.

Secretary of State  
STATE OF NEVADA

DEC 17 03

**EXHIBIT B**

**KENTUCKY CERTIFICATE OF AUTHORITY**

COMMONWEALTH OF KENTUCKY  
JOHN Y. BROWN III  
SECRETARY OF STATE

0591920.09

Dcornish  
P101

Trey Grayson  
Secretary of State  
Received and Filed  
08/06/2004 1:32:24 PM  
Fee Receipt: \$90.00



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:

1. The corporation is  a business corporation (KRS 271B).  a nonprofit corporation (KRS 273).  
 a professional service corporation (KRS 274).

2. The name of the corporation is  
Zoom-i-Net Communications, Inc.

3. The name of the corporation to be used in Kentucky is

(If "real name" is unavailable for use)

4. Nevada is the state or country under whose law the corporation is incorporated.

5. March 22, 1999 is the date of incorporation and the period of duration is Perpetual

6. The street address of the corporation's principal office is  
198 North Ridge Drive

Central Square NY 13036  
City State Zip Code

7. The street address of the corporation's registered office in Kentucky is  
400 West Market Street, Suite 1800

Louisville KY 40202  
City State Zip Code

and the name of the registered agent at that office is  
National Registered Agents, Inc.

8. The names and usual business addresses of the corporation's current officers and directors are as follows:

President	<u>C.K. Carney</u>	<u>198 N. Ridge Dr., Central Square, NY 13036</u>
Vice President	<u>Luis Cipriani</u>	<u>198 N. Ridge Dr., Central Square, NY 13036</u>
Secretary	<u>C.K. Carney</u>	<u>198 N. Ridge Dr., Central Square, NY 13036</u>
Treasurer	<u>Luis Cipriani</u>	<u>198 N. Ridge Dr., Central Square, NY 13036</u>
Directors	<u>C.K. Carney</u>	<u>198 N. Ridge Dr., Central Square, NY 13036</u>

(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)

C.K. Carney  
Signature  
C.K. Carney - President

Type or Print Name & Title

Date: 11/03, 2003

National Registered Agents, Inc.

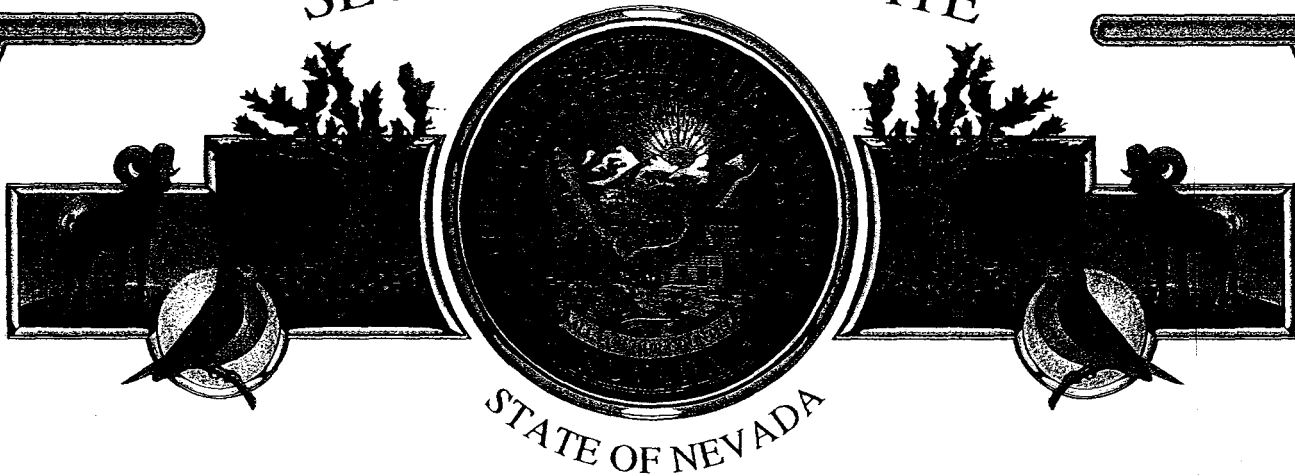
Type or print name of registered agent

consent to serve as the registered agent on behalf of the corporation.  
National Registered Agents, Inc.

By: [Signature]  
Signature of Registered Agent

Jackie Sorman, Asst. Secretary  
Type or Print Name & Title

# SECRETARY OF STATE



## CERTIFICATE OF EXISTENCE WITH STATUS IN GOOD STANDING

I, DEAN HELLER, the duly elected and qualified Nevada Secretary of State, do hereby certify that I am, by the laws of said State, the custodian of the records relating to filings by corporations, non-profit corporations, corporation soles, limited-liability companies, limited partnerships, limited-liability partnerships and business trusts pursuant to Title 7 of the Nevada Revised Statutes which are either presently in a status of good standing or were in good standing for a time period subsequent of 1976 and am the proper officer to execute this certificate.

I further certify that the records of the Nevada Secretary of State, at the date of this certificate, evidence, **ZOOM-I-NET COMMUNICATIONS, INC.**, as a corporation duly organized under the laws of Nevada and existing under and by virtue of the laws of the State of Nevada since March 22, 1999, and is in good standing in this state.

IN WITNESS WHEREOF, I have hereunto set my hand  
And affixed the Great Seal of State, at my office, in  
Carson City, Nevada, on. July 27, 2004



*Dean Heller*

Dean Heller  
Secretary of State

By

*Memo*  
Certification Clerk

COMMONWEALTH OF KENTUCKY  
 JOHN Y. BROWN III  
 SECRETARY OF STATE

0591920.09 Dcornish  
 P101  
 Trey Grayson  
 Secretary of State  
 Received and Filed  
 08/06/2004 1:32:24 PM  
 Fee Receipt: \$90.00



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3. The name of the corporation to be used in Kentucky is

(If "real name" is unavailable for use)

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City State Zip Code

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Secretary	C.K. Carney	198 N. Ridge Dr., Central Square, NY 13036
Treasurer	Luis Cipriani	198 N. Ridge Dr., Central Square, NY 13036
Directors	C.K. Carney	198 N. Ridge Dr., Central Square, NY 13036

(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)

C.K. Carney  
Signature  
 C.K. Carney - President

Type or Print Name & Title

Date: 11/03, 20 03

National Registered Agents, Inc.

Type or print name of registered agent

consent to serve as the registered agent on behalf of the corporation.  
 National Registered Agents, Inc.

By:

Jackie Sorman, Asst. Secretary  
Signature of Registered Agent  
 Jackie Sorman, Asst. Secretary  
Type or Print Name & Title

COMMONWEALTH OF KENTUCKY  
JOHN Y. BROWN III  
SECRETARY OF STATE



0591920.04 Dcornish  
Trey Grayson ADD  
Secretary of State  
Received and Filed  
08/06/2004 1:34:32 PM  
Fee Receipt: \$20.00

CERTIFICATE OF ASSUMED NAME

This certifies that the assumed name of

ZinTel

[Name under which the business will be conducted]

has been adopted by Zoom-i-Net Communications, Inc.

[Real name - KRS 365.015(1)]

which is the "real name" of [YOU MUST CHECK ONE]

- |  |   |
|--|---|
| <input type="checkbox"/> a Domestic General Partnership                      | <input type="checkbox"/> a Foreign General Partnership                      |
| <input type="checkbox"/> a Domestic Registered Limited Liability Partnership | <input type="checkbox"/> a Foreign Registered Limited Liability Partnership |
| <input type="checkbox"/> a Domestic Limited Partnership                      | <input type="checkbox"/> a Foreign Limited Partnership                      |
| <input type="checkbox"/> a Domestic Business Trust                           | <input type="checkbox"/> a Foreign Business Trust                           |
| <input type="checkbox"/> a Domestic Corporation                              | <input checked="" type="checkbox"/> a Foreign Corporation                   |
| <input type="checkbox"/> a Domestic Limited Liability Company                | <input type="checkbox"/> a Foreign Limited Liability Company                |
| <input type="checkbox"/> a Joint Venture                                     |   |

organized and existing in the state or country of Nevada, and whose address is

198 N. Ridge Drive, Central Square, NY 13036  
Street address, if any City State Zip Code

The certificate of assumed name is executed by

C.K. Carney  
Signature  
C.K. Carney President  
Print or type name and title  
9/23/03  
Date

\_\_\_\_\_  
Signature  
\_\_\_\_\_  
Print or type name and title  
\_\_\_\_\_  
Date

**EXHIBIT C**

**NOTARIZED STATEMENT**




Before the  
PUBLIC SERVICE COMMISSION OF KENTUCKY

AFFIDAVIT

I, Luis V. Cipriani, Vice President of Zoom-I-Net Communications, Inc., do hereby attest that Zoom-I-Net Communications, Inc. has not provided or collected for intrastate service in Kentucky prior to filing the instant Application for Authority to Resell Intrastate Interexchange Services and its tariff.

  
\_\_\_\_\_  
Luis V. Cipriani, Vice President

Sworn to and subscribed before me this 16 day of Aug, 2004.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 3/2/05

**EXHIBIT D**

**PROPOSED INTRASTATE TARIFF**