

**OFFICIAL FILE**  
**ILLINOIS COMMERCE COMMISSION**

**ORIGINAL**

Application for a Certificate of Authority  
To Provide Facilities-Based and Resold  
Local Exchange Telecommunications and  
Resold Interexchange Telecommunications  
Services in the State of Illinois

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Docket No.

10-0317

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**APPLICATION FOR CERTIFICATE TO BECOME A  
TELECOMMUNICATIONS CARRIER**

**GENERAL**

**1. Applicants Name (including d/b/a, if any)**

MassComm, Inc.  
65 Broadway, Suite 1803  
New York, NY 10006  
Telephone: 212-201-8033  
Facsimile: 212-214-0400

FEIN # 77-0710759

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ILLINOIS  
COMMERCE COMMISSION

**2. Authority Requested: (Mark all that apply)**

- 13-403 Facilities-Based Interexchange
- 13-404 Resale of Local and/or Interexchange
- 13-405 Facilities-Based Local

**3. Request for waivers/variances:**

**In applications for local exchange service authority under Sections 13-404 or 13-405, waivers of Part 710 and of Section 735.180 of Part 735 are generally requested. In applications for interexchange service authority under Sections 13-403 and 13-404, waivers of Part 710 and Part 735 are generally requested. Please indicate which waivers Applicant is requesting and explain why Applicant is requesting each waiver/variance.**

- Part 710 Uniform System of Accounts for Telecommunications Carriers
- Part 735 Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service and Issuance of Telephone directories for Local Exchange Telecommunications Carriers in the State of Illinois
- Section 735.180 Directories
- Other 83 Ill Adm. Code Part 250 (keeping administrative books in Illinois)

Applicant seeks a waiver of Part 710 Uniform System of Accounts ("USOA") for Telecommunications Carriers because Applicant currently maintains a single set of its books and records according to the Generally Accepted Accounting Principles ("GAAP"). Accordingly, Applicant requests the waiver to avoid the burdens associated with maintaining two sets of books. USOA was designed for an older form of rate base regulation that has little value in the current telecommunications environment.

Moreover, for companies other than ILECs, GAAP is the standard accounting method - a method that provides sufficient detail for easy comparison between telecommunications companies. Applicant understands that a waiver of this requirement will not excuse it from compliance with future Commission rules or amendment of Part 710 that are otherwise applicable to the Applicant.

Applicant seeks a waiver of Part 735 with regard to issuing directories. Applicant will contract with the incumbent LEC to ensure directories are made available to its retail customers.

Applicant seeks a waiver of part 735.180 to the extent that it will contract with the underlying incumbent LEC for the provision of directory listings. Applicant understands that failing this agreement, it is responsible for the provision of directory publications.

Finally, Applicant seeks a waiver of ILL ADMIN CODE title 83 Section 250.10, which requires public utilities to keep books, accounts, records and memoranda within the State of Illinois. Applicant maintains its books and records at its offices in New York. Should it be necessary for the Commission to have access to those books and records, Applicant will facilitate such access expeditiously and at its own expense.

**4. For all applicants requesting local exchange authority under Section 13-404 or Section 13-405, please complete the following:**

- (a) the Standard Questions for Applicants Seeking Local Exchange Service Authority found in Appendix A of this document**
- (b) the 9-1-1 Questions for Applicants Seeking Local Exchange Service Authority found in Appendix B of this document;**
- (c) the Financial Questions for Applicants Seeking Local Exchange Service Authority found in Appendix C of this document; and**
- (d) if applicable, the Prepaid Service Questions for Applicants Seeking Local Exchange Service Authority found in Appendix D of this document. Not applicable.**

See Appendices A-C.

**5. In what area of the state does the Applicant propose to provide service?**

Applicant will offer resold long distance service throughout the State of Illinois. Applicant intends to initially offer local exchange services throughout the state in exchanges currently served by Ameritech Illinois and Verizon North, Inc.

**6. Please attach a sheet designating contact persons to work with Staff on the following:**

Please identify each contact person's (i) name, (ii) title, (iii) mailing address, (iv) telephone number, (v) facsimile number, and (vi) e-mail address.

**(a) issues related to processing this application**

Thomas M. Forte  
Consultant to MassComm, Inc.  
Technologies Management, Inc.  
2600 Maitland Center Parkway, Suite 300  
Maitland, Florida 32751  
Phone: 407-740-3001  
Fax: 407-740-0613  
E-Mail: [tforte@tminc.com](mailto:tforte@tminc.com)

**(b) consumer issues**

Darren R. Mass  
CEO and President  
MassComm, Inc.  
65 Broadway, Suite 1803  
New York, NY 10006  
Telephone: 212-201-8033  
Facsimile: 212-214-0400  
Toll Free: 866-791-6277  
Email: [darren.mass@masscommgroup.com](mailto:darren.mass@masscommgroup.com)

**(c) Customer complaint resolution**

Darren R. Mass  
CEO and President  
MassComm, Inc.  
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Toll Free: 866-791-6277  
Email: [darren.mass@masscommgroup.com](mailto:darren.mass@masscommgroup.com)

**6. Please attach a sheet designating contact persons to work with Staff on the following:  
(Cont'd.)**

**(d) technical and service quality issues**

MassComm, Inc.  
65 Broadway, Suite 1803  
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Telephone: 212-201-8033  
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Toll-Free: 866-291-6277  
Email: [darren.mass@masscommgroup.com](mailto:darren.mass@masscommgroup.com)

**(e) "tariff" and pricing issues**

MassComm, Inc.  
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New York, NY 10006  
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**(f) 9-1-1 issues**

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Email: [darren.mass@masscommgroup.com](mailto:darren.mass@masscommgroup.com)

**(g) security/law enforcement**

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## MANAGERIAL

14. **Please attach evidence of the applicant's managerial and technical resources and ability to provide service. This may be in either narrative form, resumes of key personnel, or a combination of these forms.**

Please see Exhibit II for resumes of key Company personnel.

15. **List officers of Applicant.**

The following individuals are officers of MassComm, Inc. and may be contacted at the Company's headquarters located at 65 Broadway, Suite 1803 New York, NY 10006:

Mr. Darren R. Mass	Chairman and Chief Executive Officer
Mr. Marc Gold	Vice Chairman and Chief Operating Officer
Mr. David L. Schwed	Chief Information Officer and Director
Mr. Brian Mass	Chief Financial Officer and Director

16. **Does any officer of Applicant have an ownership or other interest in any other entity that has provided or is currently providing telecommunications services?**

- Yes (is Yes, list entity.)  
 No

17. **How will Applicant bill for its service(s)? (At a minimum, describe how often the Applicant will bill for service and details of the billing statement.)**

Applicant will bill Customers directly on a monthly basis. All billing statements will list the Applicant's name, address and customer service toll free telephone number for customer inquiries or concerns.

18. **How does Applicant propose to handle service, billing, and repair complaints? (At a minimum, describe Applicant's internal process for complaint resolution, the complaint escalation process, the timeframe and process by which the Customer is notified by Applicant that they may seek assistance from the Commission?)**

MassComm, Inc. understands the importance of effective customer service for local service consumers. Once it initiates operations, MassComm's toll free customer service telephone number will be available with live operator response during the hours of 7 AM to 7 PM Eastern time. All afterhours and overflow will be handled by third-party providers of similar service to other carriers. The Company's toll free telephone number for customer inquiries, complaints and repair is 866-791-6277. Customers may contact the company in writing at the headquarters address indicated below.

19. **Will personnel be available at Applicant's business office during regular working hours to respond to inquiries about service or billing?**

- Yes
- No

20. **What telephone number(s) would a Customer use to contact your Company?**

Currently, MassComm, Inc. can be reached at the Company's toll free customer service number, 866-791-6277.

21. **Will Applicant abide by all Federal and State slamming and cramming laws pursuant to Section 13-902 of the Public Utilities Act and Section 258 of the 1996 Telecommunications Act?**

- Yes
- No

22. **Please describe applicant's procedures to prevent slamming and cramming of Customers?**

Applicant will comply with the presubscribed carrier change rules as defined by the FCC. The company fully intends to comply with slamming and cramming rules as a local exchange provider and interexchange reseller.

The Applicant will utilize written LOAs and/or third party verification by an independent entity to ensure all orders are verified. Furthermore, the Applicant will handle its own billing and will not bill for services other than those designated by the customer.

23. **If granted authority to operate as a local exchange carrier, will the applicant abide by the following 83 Illinois Administrative Code Parts: 705, 710, 720, 725, 730, 732, 735, 755, 756, 757, 770, and 772?**

- Yes (Except Part 710 for which Company is seeking a waiver.)
- No (If No, please provide an explanation)

24. **Is Applicant aware that it must file tariffs prior to providing service in Illinois?**

- Yes
- No

## **FINANCIAL**

**Please attach evidence of Applicant's financial fitness through the submission of its most current income statement and balance sheet, or other appropriate documentation of applicant's financial resources and ability to provide service.**

The Applicant's financial fitness is demonstrated by its Year End 2009 financial statements provided in Exhibit III.

## TECHNICAL

**26. Does Applicant utilize its own equipment and/or facilities?**

- Yes (if Yes, please list the facilities Applicant intends to utilize. Also include evidence that Applicant possesses the necessary technical resources to deploy and maintain said facilities)
- No (If No, which facility provider(s) services does the Applicant intend to use:

See also response to Item 27.

**27. Please describe the nature of service to be provided (e.g., operator services, internet, debit cards, long distance service, data services, local service, prepaid local service).**

The Company proposes to offer competitive local exchange service, including exchange access service, and long distance services within the state. The Company will provide competitive local exchange services using Unbundled Network Elements and resold services available from the underlying ILEC, and in the future may provide service utilizing its own switching facilities. Switched direct dialed long distance services will be provided by reselling the services of underlying interexchange carriers.

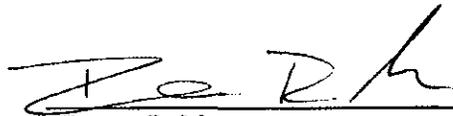
**28. Will technical personnel be available at all times to assist Customers with service problems?**

- Yes
- No

29. If Applicant intends to provide payphone service, will the equipment utilized comply with FCC requirements and Finding (9) of the Commission Order entered in Docket No. 84-0442 on June 11, 1986, including, but not limited to:

- (a) touch dialing;
- (b) access to 9-1-1 and "0" operator dialing without use of a coin;
- (c) rules governing use of payphones by disabled persons;
- (d) ability to complete local and long-distance calls;
- (e) unlimited duration for local calls; and
- (f) a message explaining the telephone's general operations, dialing instructions for emergency assistance, payphone owner's name, method of reporting service problems and method of receiving credit for faulty calls?

- Yes
- No
- Not Applicable.



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Darren R. Mass  
CEO and President  
MassComm, Inc.

4/26/10  
Date

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**VERIFICATION**

This application shall be verified under oath.

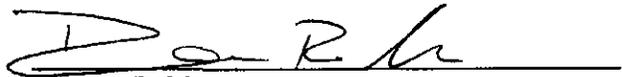
**OATH**

**STATE OF NEW YORK**

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**COUNTY OF NEW YORK**

Darren R. Mass, makes oath and says that he is the CEO and President of MassComm, Inc.; that he has examined the foregoing application and that to the best of his knowledge, information, and belief, all statements of fact contained in the said application are true, and the said application is a correct statement of the business and affairs of the above-named applicant in respect to each and every matter set forth therein.



Darren R. Mass  
CEO and President  
MassComm, Inc.

4/26/10  
Date

Subscribed and sworn before me this 26<sup>th</sup> day of April 2010.

Marla Risky  
(NOTARY PUBLIC) My Commission expires on: October 14, 2010

Marla Risky  
Notary Public  
State of New Jersey  
My commission expires October 14, 2010