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BEFORE THE
ILLINOIS COMMERCE COMMISSION

MEDIACOM TELEPHONY OF)
ILLINOIS, LLC,)
Applicant.)
) No. 13-0131
Application for a)
certificate of wireless)
authority to operate as)
reseller of wireless)
telecommunications)
services in the State of)
Illinois.)

Chicago, Illinois
March 13, 2013

Met, pursuant to adjournment, at 10:33 a.m.,
in Conference Room S-801, 160 North LaSalle Street,
Chicago, Illinois.

BEFORE:
Mr. John T. Riley, Administrative Law Judge

1 APPEARANCES: (Via telephone)

2

CINNAMON MUELLER,

3 (1714 Dear Tracks Trail, Suite 215,

St. Louis, Missouri, 63131,

4 (314) 394-1535), by:

MR. BRUCE E. BEARD,

5 bbeard@cm-chi.com,

for the Applicant.

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I N D E X

WITNESS	DX	CX	RDX	RCX	By Judge
Lambert	6				10

E X H I B I T S

NUMBER	MARKED FOR ID	IN EVIDENCE
None.		

1 JUDGE RILEY: Pursuant to the direction of the
2 Illinois Commerce Commission, I call Docket 13-0131.
3 This is an application by Mediacom Telephony of
4 Illinois, LLC, for a certificate of wireless
5 authority to operate as a reseller of wireless
6 telecommunications services in the State of Illinois.

7 Mr. Beard, you are present as the
8 attorney for the applicant?

9 MR. BEARD: Yes, I am.

10 JUDGE RILEY: And would you enter an appearance
11 stating your name and your business address for the
12 record?

13 MR. BEARD: Yes. My name is Bruce Beard. I'm
14 with the law firm of Cinnamon Mueller. My business
15 address is 1714 Deer Tracks Trail, Suite 215,
16 St. Louis, Missouri, 63131. And my Illinois bar
17 number is 6187429.

18 JUDGE RILEY: Thank you.

19 And at this time, did you want to call
20 a witness in support of the application?

21 MR. BEARD: Yes, ah-huh. I'll call Mr. Jerry
22 Lambert.

1 JUDGE RILEY: Good morning, Mr. Lambert.

2

3 (The witness was duly sworn.)

4

5 JUDGE RILEY: Thank you.

6

7 Mr. Beard, is there anything you
8 wanted to lead off with?

9

10 MR. BEARD: No. What I just -- I think I can
11 put it -- put it in through Mr. Lambert. I mean, as
12 we said, this is a petition for resale authority.

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14 JUDGE RILEY: Right.

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16 MR. BEARD: And I can just, you know, kind of
17 go with that.

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JEROLD LAMBERT,

called as a witness herein, having been first duly sworn, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. BEARD:

Q. Could you state your name for the record?

A. My name is Jerold, J-e-r-o-l-d, Lambert, L-a-m-b-e-r-t.

Q. Okay.

And what's your title, Mr. Lambert?

A. Vice-president legal affairs, Mediacom.

JUDGE RILEY: I better do one thing first. Did I -- did I give you the oath?

THE WITNESS: Yes.

JUDGE RILEY: Oh, I'm sorry. Go ahead.

Continue, Mr. Beard.

BY MR. BEARD:

Q. Okay.

And, Mr. Lambert, with your role as

1 the vice-president of legal affairs, are you familiar
2 with the application that was filed with the Illinois
3 Commerce Commission by Mediacom Telephony of
4 Illinois?

5 A. I am.

6 Q. Okay.

7 And is this the same Mediacom
8 Telephony of Illinois you've also certified as a LAC,
9 an IXC, and an interconnected VoIP provider?

10 A. It is.

11 Q. Okay.

12 And is it true that what you're
13 looking to do is to operate as a Mobile Virtual
14 Network Operator, MVNO, in the State of Illinois?

15 A. Yes. That's exactly correct.

16 Q. Okay.

17 And who will be providing the
18 underlying wireless service for that?

19 A. Sprint.

20 Q. Okay.

21 And with the application, I'm going to
22 go through a few things that you've -- to make sure

1 they're still current. First, is Mediacom Telephony
2 of Illinois organized under the Delaware limited
3 liability company laws?

4 A. Yes.

5 Q. Okay.

6 And are you registered to do business
7 in Illinois as a foreign corporation?

8 A. We are.

9 Q. And do you represent that you will comply
10 with all current and future Illinois federal laws,
11 rules, and regulations?

12 A. I will.

13 Q. And with this application, Mr. Lambert,
14 you're not looking to sell wireless facilities in the
15 State of Illinois; is that correct?

16 A. That is correct.

17 Q. And you do not operate licenses of the
18 Federal Communications Commission in the State of
19 Illinois or with this application plan to, correct?

20 A. That is correct.

21 Q. Okay.

22 And with the application, I noted that

1 you had included both designated agents and points of
2 contact for the business operations and regulatory
3 operations.

4 Are those contacts still correct?

5 A. They are.

6 Q. And with your application, you are looking
7 to do -- or provide wireless resale services through
8 the entire State of Illinois; is that correct?

9 A. Yes.

10 MR. BEARD: With that, your Honor, that's all
11 the questions I have and, you know, will be willing
12 to answer any questions you might have about the
13 operations also.

14 JUDGE RILEY: All right. Thank you.

15 And, Mr. Lambert, I just have a few
16 questions of my own.

17 THE WITNESS: Okay.

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1 EXAMINATION

2 BY JUDGE RILEY:

3
4 Q. To the best of your knowledge, information,
5 and belief, has the applicant ever been denied a
6 certificate of service in Illinois or in any other
7 jurisdiction in its current name or in any other
8 name?

9 A. Absolutely not.

10 Q. Has it -- has it had any complaints or
11 judgments levied against it in Illinois or in any
12 other jurisdiction in its current name or in any
13 other name?

14 A. It has not.

15 Q. And has it ever had a certificate revoked
16 or suspended in Illinois or in any other jurisdiction
17 in its current name or any other name?

18 A. It has not.

19 Q. Thank you.

20 And the only other question I have is
21 I understand that the principal offices of the
22 applicant are in Middletown, New York?

1 A. This is correct.

2 Q. And is that where the books and records of
3 the company are kept?

4 A. Yes.

5 Q. And is it my understanding, then, that the
6 company is requesting permission to keep those books
7 and records in -- at its principal place of business
8 in Middletown, New York?

9 A. Yes.

10 Q. That's pursuant to 83 Administrative Code
11 Part 250.

12 Will those books and records be
13 available to auditors of the Illinois Commerce
14 Commission for inspection upon request?

15 A. Yes.

16 JUDGE RILEY: Mr. Beard, I have no further
17 questions for, Mr. Lambert.

18 Did you have anything you wanted to
19 follow-up with?

20 MR. BEARD: No, your Honor.

21 JUDGE RILEY: All right, then. I will then
22 direct the court reporter to mark this matter heard

1 and taken, and I will have an order prepared, I hope,
2 for the bench session on the 3rd. If I don't make it
3 at that session, it will be -- should be before the
4 commission on April 17.

5 MR. BEARD: Okay. Thank you, your Honor. I
6 really appreciate it.

7 JUDGE RILEY: Okay.

8 This matter is heard and taken. Thank
9 you very much, gentlemen.

10 MR. BEARD: Thank you.

11 JUDGE RILEY: Take care.

12

13 (END OF PROCEEDINGS.)

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