Pulse Telecom LLC                          :                                  
|Application for a Certificate of Interexchange Authority to Operate as a Reseller of Telecommunications throughout the State of Illinois. : 07-0249 : 

ORDER

By the Commission:

On April 9, 2007, Pulse Telecom, LLC, ("Applicant"), filed a verified Application pursuant to Section 13-404 of the Public Utilities Act ("Act") with the Illinois Commerce Commission ("Commission") for a Certificate of Interexchange Service Authority to operate as a non-facilities-based reseller of interexchange telecommunications services in Illinois.

Pursuant to notice given in accordance with the law and by the rules and regulations of the Commission, hearings were held before a duly authorized Administrative Law Judge of the Commission at its offices in Chicago, Illinois, on May 17 and May 24, 2007. Kevin Apostolina, Contracted Chief Technical Officer appeared on behalf of Applicant and testified in support of the Application. At the conclusion of the hearing on May 24, 2007, the record was marked "Heard and Taken."

Applicant, a Delaware Limited Liability Corporation authorized to transact business in Illinois, seeks authority to provide resold interexchange services throughout Illinois. Applicant presented evidence demonstrating that it has the necessary technical, financial and managerial resources and abilities to provide the services set forth in its Application. It furnished a Balance Sheet and various other financial statements to demonstrate that it has the financial means to support the services it will offer. It also submitted biographical statement of Marius Malai to establish that they have experience specific to the telecommunications industry and to business generally. Applicant will rely on its underlying carriers for technical support, and will adhere to all federal and state regulations regarding slamming and cramming.

The services Applicant proposes to provide will be competitive telecommunications services as described in Section 13-502(b) of the Act. Applicant is required to file a tariff with the Commission under Section 13-501 of the Act describing the nature of its service, the
applicable rates and charges and the terms and conditions of the service provided.

Applicant requests that the Commission waive the requirements of 83 Ill. Adm. Code Parts 710, 735, and 250. For interexchange service, Applicant should be granted a waiver of Part 710, the requirement to keep books and records in accordance with the Uniform System of Accounts, pursuant to Section 13-402 of the Act, in order to reduce the economic burdens of regulation on a telecommunications carrier that provides only competitive services. Similarly, Applicant should be granted a waiver of Part 735, governing credit, billing, deposits, termination of service, and issuance of directories. Applicant also has requested Commission approval to maintain its books and records at its principal place of business in Nebraska, pursuant to 83 Ill. Adm. Code 250. Applicant’s request should be granted in accordance with Section 5-106 of the Act.

The Commission, after reviewing the entire record and being fully advised in the premises, is of the opinion and finds that:

1) Applicant, Pulse Telecom LLC., is a Delaware Limited Liability Corporation authorized to conduct business in Illinois, is seeking a Certificate of Service Authority to provide resold interexchange telecommunications services throughout Illinois, pursuant to Section 13-404 of the Act;

2) the Commission has jurisdiction over Applicant and the subject matter herein;

3) the recital of facts and conclusions reached in the prefatory portions of this Order are supported by the record and are hereby adopted as findings of fact;

4) as required by Section 13-404 of the Act, Applicant possesses sufficient technical, financial and managerial resources to provide resold interexchange telecommunications services in Illinois;

5) before commencing service, Applicant should file with the Commission a tariff consisting of its rates, rules and regulations in accordance with Sections 13-501 and 13-502 of the Act, to be effective upon proper filing;

6) with regard to Applicant’s provision of interexchange service, Applicant should be granted waivers from 83 Ill. Adm. Code Parts 710 and 735; such waivers will reduce the economic burden of regulation and is not inconsistent with the
Act or purposes of Article XIII;

7) Applicant should establish books of account such that revenues from its telecommunications services, subject to the public utility revenue tax, are segregated from the revenues derived from other business activities not regulated by the Commission;

8) pursuant to 83 Ill. Adm. Code 250, Applicant should be allowed to maintain its books and records at its principal place of business in Nebraska in accordance with Section 5-106 of the Act.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that Pulse Telecom LLC. is hereby granted a Certificate of Service Authority pursuant to Section 13-404 of the Act for the provision of resold interexchange telecommunications service; said Certificate should read as follows:

CERTIFICATE OF SERVICE AUTHORITY

IT IS HEREBY CERTIFIED that Pulse Telecom LLC., is authorized, pursuant to Section 13-404 of the Public Utilities Act, to provide the resale of interexchange telecommunications services within the State of Illinois.

IT IS FURTHER ORDERED that, before commencing service, Applicant file with the Commission a tariff consisting of its rates, rules and regulations, to be effective upon proper filing.

IT IS FURTHER ORDERED that, pursuant to 83 Ill. Adm. Code Parts 710 and 735 are waived as set forth in Finding (6).

IT IS FURTHER ORDERED that, pursuant to 83 Ill. Adm. Code 250, Applicant is authorized to maintain its books and records at its principal place of business in Nebraska.

IT IS FURTHER ORDERED that, as a condition of this Certificate, Applicant is directed to establish books of account such that revenues from its telecommunications services, subject to the public utility revenue tax, are segregated from the revenues derived from other business activities not regulated by the Commission.

IT IS FURTHER ORDERED that, subject to the provisions of Section 10-113 of the
Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 11th day of July, 2007.

(SIGNED) Charles E. Box

Chairman