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November 23, 2011

VIA OVERNIGHT DELIVERY

Docket Control
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007
(602) 542-2237

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AZ CORP COMMISSION
DOCKET CONTROL

Re: Unite Private Networks, L.L.C.
Docket No. T-20534A-07-0346

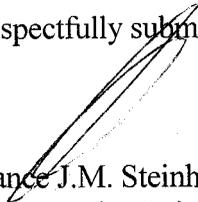
Dear Sir/Madam:

Enclosed please find for filing an original and thirteen (13) copies of Unite Private Networks, L.L.C.'s responses to the Commission's Second Set of Data Requests to Unite Private Networks, L.L.C.'s Application and Petition for Certificate of Public Convenience and Necessity.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self-addressed, postage prepaid envelope.

If you have any questions or if I may provide you with additional information, please do not hesitate to contact me.

Respectfully submitted,


Lance J.M. Steinhart
Attorney for Unite Private Networks, L.L.C.

cc: Kevin Anderson

John F. Bostwick, Utilities Division/Via e-mail to: jbstwick@cc.state.az.us

Arizona Corporation Commission
DOCKETED
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DOCKETED BY 

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-1. Please update your Application of June 1, 2007 by answering each question and each part of each question. Please do not provide an answer to combining the questions (i.e. your response to JFB1-5 through JFB1-25).

RESPONSE: Please see attached updated Application.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

ARIZONA CORPORATION COMMISSION

**Application and Petition for Certificate of Convenience and Necessity to Provide
Intrastate Telecommunications Services**

Mail original plus 13 copies of completed application to:

For Docket Control Only:
(Please Stamp Here)

Docket Control Center
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007-2927

Please indicate if you have current applications pending in Arizona as an Interexchange reseller, AOS provider, or as the provider of other telecommunication services.

Type of Service: _____

Docket No.: _____ Date: _____ Date Docketed: _____

Type of Service: _____

Docket No.: _____ Date: _____ Date Docketed: _____

A. COMPANY AND TELECOMMUNICATION SERVICE INFORMATION

(A-1) Please indicate the type of telecommunications services that you want to provide in Arizona and answer the appropriate numbered items:

- Resold Long Distance Telecommunications Services (Answer Sections A, B).
- Resold Local Exchange Telecommunications Services (Answer Sections A, B, C).
- Facilities-Based Long Distance Telecommunications Services (Answer Sections A, B, D).
- Facilities-Based Local Exchange Telecommunications Services (Answer Sections A, B, C, D, E)
- Alternative Operator Services Telecommunications Services (Answer Sections A, B)
- Other – Facilities-Based Private Line Services (End-Users of DS3 level or above)

(A-2) The name, address, telephone number (including area code), facsimile number (including area code), e-mail address, and World Wide Web address (if one is available for consumer access) of the Applicant:

Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

Telephone: 816-903-9400
Toll free: 1-866-963-4237
Fax: 816-903-9401
E-mail: kevin.anderson@upnllc.com
www.uniteprivatenetworks.com

(A-3) The d/b/a ("Doing Business As") name if the Applicant is doing business under a name different from that listed in Item (A-2):

Not Applicable.

(A-4) The name, address, telephone number (including area code), facsimile number (including area code), and E-mail address of the Applicant's Management Contact:

**Kevin Anderson, CEO
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060**

**Telephone: 816-216-1868
Fax: 816-903-9401
Kevin.anderson@upnllc.com**

(A-5) The name, address, telephone number (including area code), facsimile number (including area code), and E-mail address of the Applicant's Attorney and/or Consultant:

**Lance J.M. Steinhart, Esq.
Lance J.M. Steinhart, P.C.
1725 Windward Concourse, Suite 150
Alpharetta, Georgia 30005
Telephone: (770) 232-9200
Fax: (770) 232-9208
E-Mail Address: lsteinhart@telecomcounsel.com**

(A-6) The name, address, telephone number (including area code), facsimile number (including area code), E-mail address of the Applicant's Complaint Contact Person:

**Kevin Anderson, CEO
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060**

**Telephone: 816-216-1868
Fax: 816-903-9401
Kevin.anderson@upnllc.com**

(A-7) What type of legal entity is the Applicant?

- Sole proprietorship
- Partnership: ___ Limited, ___ General, ___ Arizona, ___ Foreign
- Limited Liability Company: ___ Arizona, X Foreign
- Corporation: ___ "S", ___ "C", ___ Non-profit
- Other, specify: _____

(A-8) Please include "Attachment A":

Attachment "A" must include the following information:

1. A copy of the Applicant's Certificate of Good Standing as a domestic or foreign corporation, LLC, or other entity in Arizona.
2. A list of the names of all owners, partners, limited liability company managers (or if a member managed LLC, all members), or corporation officers and directors (specify).
3. Indicate percentages of ownership of each person listed in A-8.2.

(A-9) Include your Tariff as "Attachment B".

Your Tariff must include the following information:

1. Proposed Rates and Charges for each service offered (reference by Tariff page number).
See Sheets 18 – 25 of the Company's Tariff.
2. Tariff Maximum Rate and Prices to be charged (reference by Tariff page number).
See Sheets 21 & 25 of the Company's Tariff.
3. Terms and Conditions Applicable to provision of Service (reference by Tariff page number).
See Sheets 9 - 11 of the Company's Tariff.
4. Deposits, Advances, and/or Prepayments Applicable to provision of Service (reference by Tariff page number).
See Sheets 15 of the Company's Tariff.
5. The proposed fee that will be charged for returned checks (reference by Tariff page number).
See Sheet 15 of the Company's Tariff.

(A-10) Indicate the geographic market to be served:

- Statewide. (Applicant adopts statewide map of Arizona provided with this application).
 Other. Describe and provide a detailed map depicting the area.

(A-11) Indicate if the Applicant or any of its officers, directors, partners, or managers has been or are currently involved in any formal or informal complaint proceedings pending before any state or federal regulatory commission, administrative agency, or law enforcement agency.

Describe in detail any such involvement. Please make sure you provide the following information:

1. States in which the Applicant has been or is involved in proceedings.
2. Detailed explanations of the Substance of the Complaints.
3. Commission Orders that resolved any and all Complaints.
4. Actions taken by the Applicant to remedy and/or prevent the Complaints from re-occurring.
- 5.

Neither Applicant nor any of its officers, directors, partners, or managers has been or are currently involved in any formal or informal complaint proceedings pending before any state or federal regulatory commission, administrative agency, or law enforcement agency.

(A-12) Indicate if the Applicant or any of its officers, directors, partners, or managers has been or are currently involved in any civil or criminal investigation, or had judgments entered in any civil matter, judgments levied by any administrative or regulatory agency, or been convicted of any criminal acts within the last ten (10) years.

Describe in detail any such judgments or convictions. Please make sure you provide the following information:

1. States involved in the judgments and/or convictions.
2. Reasons for the investigation and/or judgment.
3. Copy of the Court order, if applicable.
- 4.

Neither Applicant nor any of its officers, directors, partners, or managers has been or are currently involved in any civil or criminal investigation, or had judgments entered in any civil matter, judgments levied by any administrative or regulatory agency, or been convicted of any criminal acts within the last ten (10) years.

(A-13) Indicate if the Applicant's customers will be able to access alternative toll service providers or resellers via 1+101XXXX access.

Yes

No

(A-14) Is applicant willing to post a Performance Bond? Please check appropriate box(s).

For Long Distance Resellers, a \$10,000 bond will be recommended for those resellers who collect advances, prepayments or deposits.

Yes

No

If "No", continue to question (A-15).

For Local Exchange Resellers, a \$25,000 bond will be recommended.

Yes

No

If "No", continue to question (A-15).

For Facilities-Based Providers of Long Distance, a \$100,000 bond will be recommended.

Yes

No

If "No", continue to question (A-15).

For Facilities-Based Providers of Local Exchange, a \$100,000 bond will be recommended.

Yes

No

If any box in (A-14) is marked "No", continue to question (A-15).

For Facilities-Based Private Line Exchange, a \$100,000 bond will be recommended.

Yes

No

If any box in (A-14) is marked "No", continue to question (A-15).

Note: Amounts are cumulative if the Applicant is applying for more than one type of service.

(A-15) If any box in (A-14) is marked "No", provide the following information. Clarify and explain the Applicant's deposit policy (reference by tariff page number). Provide a detailed explanation of why the Applicant's superior financial position limits any risk to Arizona consumers.

The Company will not collect advances, prepayments or deposits and will only provide the data services to business business customers only; therefore, a surety bond will not be applicable.

(A-16) Submit copies of affidavits of publication that the Applicant has, as required, published legal notice of the Application in all counties where the Applicant is requesting authority to provide service.

Note: For Resellers, the Applicant must complete and submit an Affidavit of Publication Form as Attachment "C" before Staff prepares and issues its report. Refer to the Commission's website for Legal Notice Material (Newspaper Information, Sample Legal Notice and Affidavit of Publication). For Facilities-Based Service Providers, the Hearing Division will advise the Applicant of the date of the hearing and the publication of legal notice. Do not publish legal notice or file affidavits of publication until you are advised to do so by the Hearing Division.

(A-17) Indicate if the Applicant is a switchless reseller of the type of telecommunications services that the Applicant will or intends to resell in Arizona:

Yes

No

If "Yes", provide the name of the company or companies whose telecommunications services the Applicant resells.

(A-18) List the States in which the Applicant has had an application approved or denied to offer telecommunications services similar to those that the Applicant will or intends to offer in Arizona:

Note: If the Applicant is currently approved to provide telecommunications services that the Applicant intends to provide in Arizona in less than six states, excluding Arizona, list the Public Utility Commission ("PUC") of each state that granted the authorization. For each PUC listed provide the name of the contact person, their phone number, mailing address including zip code, and e-mail address.

Applicant holds CCN authority to provide interexchange, local and/or data services in Colorado, Georgia, Indiana, Iowa, Kansas, Missouri, Nebraska, New Mexico, Ohio, Oklahoma, Texas, Washington and Wisconsin. No formal authorization is required in Indiana and Montana.

An affiliate, Unite Private Networks-Illinois, L.L.C., provides services in Illinois and holds CCN authority to provide such services.

(A-19) List the States in which the Applicant currently offers telecommunications services similar to those that the Applicant will or intends to offer in Arizona.

Note: If the Applicant currently provides telecommunication services that the Applicant intends to provide in Arizona in six or more states, excluding Arizona, list the states. If the Applicant does not currently provide telecommunications services that the Applicant intends to provide in Arizona in five or less states, list the key personnel employed by the Applicant. Indicate each employee's name, title, position, description of their work experience, and years of service in the telecommunications services industry.

Applicant currently provides telecommunications services in Arizona, Colorado, Georgia, Indiana, Iowa, Kansas, Missouri, Montana, Nebraska, Oklahoma, Texas, Washington and Wisconsin.

An affiliate, Unite Private Networks-Illinois, L.L.C., provides services in Illinois and holds CCN authority to provide such services.

(A-20) List the names and addresses of any alternative providers of the service that are also affiliates of the telecommunications company, as defined in R142-801.

None.

(A-21) Check here if you wish to adopt as your petition a statement that the service has already been classified as competitive by Commission Decision:

- Decision # 64178 Resold Long Distance
- Decision # 64178 Resold LEC
- Decision # 64178 Facilities Based Long Distance
- Decision # 64178 Facilities Based (Data)

B. FINANCIAL INFORMATION

(B-1) Indicate if the Applicant has financial statements for the two (2) most recent years.

- Yes No

If "No," explain why and give the date on which the Applicant began operations.

(B-2) Include "Attachment D".

Provide the Applicant's financial information for the two (2) most recent years.

1. A copy of the Applicant's balance sheet.
2. A copy of the Applicant's income statement.
3. A copy of the Applicant's audit report.
4. A copy of the Applicant's retained earnings balance.
5. A copy of all related notes to the financial statements and information.

Note: Make sure "most recent years" includes current calendar year or current year reporting period.

(B-3) Indicate if the Applicant will rely on the financial resources of its Parent Company, if applicable.

Not Applicable.

(B-4) The Applicant must provide the following information.

1. Provide the projected total revenue expected to be generated by the provision of telecommunications services to Arizona customers for the first twelve months following certification, adjusted to reflect the maximum rates for which the Applicant requested approval. Adjusted revenues may be calculated as the number of units sold times the maximum charge per unit.
2. Provide the operating expenses expected to be incurred during the first twelve months of providing telecommunications services to Arizona customers following certification.
3. Provide the net book value (original cost less accumulated depreciation) of all Arizona jurisdictional assets expected to be used in the provision of telecommunications service to Arizona customers at the end of the first twelve months of operation. Assets are not limited to plant and equipment. Items such as office equipment and office supplies should be included in this list.
4. If the projected value of all assets is zero, please specifically state this in your response.
5. If the projected fair value of the assets is different than the projected net book value, also provide the corresponding projected fair value amounts.

See "Attachment A"

C. RESOLD AND/OR FACILITIES-BASED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES

(C-1) Indicate if the Applicant has a resale agreement in operation,

Yes No

If "Yes", please reference the resale agreement by Commission Docket Number or Commission Decision Number.

D. FACILITIES-BASED LONG DISTANCE AND/OR FACILITIES BASED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES

(D-1) Indicate if the Applicant is currently selling facilities-based long distance telecommunications services AND/OR facilities-based local exchange telecommunications services in Arizona. This item applies to an Applicant requesting a geographic expansion of their CC&N:

Yes No

If "Yes," provide the following information:

1. The date or approximate date that the Applicant began selling facilities-based long distance telecommunications services AND/OR facilities-based local exchange telecommunications services in Arizona.
2. Identify the types of facilities-based long distance telecommunications services AND/OR facilities-based local exchange telecommunications services that the Applicant sells in Arizona.

If "No," indicate the date when the Applicant will begin to sell facilities-based long distance telecommunications AND/OR facilities-based local exchange telecommunications services in Arizona:

After certification.

E. FACILITIES-BASED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES

(E-1) Indicate whether the Applicant will abide by the quality of service standards that were approved by the Commission in Commission Decision Number 59241:

Yes No

(E-2) Indicate whether the Applicant will provide all customers with 911 and E911 service, where available, and will coordinate with incumbent local exchange carriers ("LECs") and emergency service providers to provide this service:

Yes No

(E-3) Indicate that the Applicant's switch is "fully equal access capable" (i.e., would provide equal access to facilities-based long distance companies) pursuant to A.A.C. R14-2-1111 (A):

Yes No

ATTACHMENT A - Arizona Projections

- A. Projected total intrastate revenue for the first 12 months of service: \$50,000
- B. Projected value of total intrastate operating expenses for the first 12 months of service: \$20,000.00
- C. Projected net book value of all Arizona jurisdictional assets to be used to provide telecommunications services to Arizona customers for the first 12 months of service: \$185,000.00
- D. Current net book value: \$0.00

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-2. Make sure you indicate in box marked "Other" on your updated Application that you intend to provide Facilities-Based Private Line to carriers (wholesale or end-users of DS3 level or above in Arizona.

Other _____ (Please attach complete description).

RESPONSE: Please see Page 1 of updated Application.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-3. Make sure in item (A-9) that your Tariff includes the following information:

1. Proposed Rates and Charges for each service offered (referenced by Tariff page number). No rates or charges were listed on your Arizona Tariff No. 1 Original Sheet 15. Please revise your tariff and enter proposed rates and charges for each service offered.
2. Tariff Maximum Rate and Prices to be charged (referenced by Tariff page number). No maximum rates and prices to be charged were listed on your Arizona Tariff No. 1 Original Sheet No. 15. Please revise your tariff and enter proposed maximum rates and prices to be charged for each service offered.

RESPONSE: Please see Original Sheets 18 - 25 of updated Tariff attached.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

TELECOMMUNICATIONS TARIFF
OF
UNITE PRIVATE NETWORKS, L.L.C.
950 W. 92 Hwy, Suite 203
Kearney, MO 64060
866-963-4237

This Tariff contains the rates, terms and conditions applicable to the provision of Telecommunications Services in the State of Arizona by **UNITE PRIVATE NETWORKS, L.L.C.**, with principal offices at 950 W. 92 Hwy, Suite 203, Kearney, MO 64060. This Tariff is on file with the Arizona Corporation Commission and copies may be inspected during normal business hours at the Company's principal place of business.

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

CHECK LIST

Tariff sheets are effective as of the date shown. Revised sheets as named below contain all changes from the original tariff that are in effect on the date thereof.

SHEET	REVISION
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original
16	Original
17	Original
18	Original
19	Original
20	Original
21	Original
22	Original
23	Original
24	Original
25	Original

*** signifies new tariff sheets or where sheets have been amended**

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

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TARIFF FORMAT SHEET

- A. Page Numbering. Page numbers appear in the upper-right corner of the page. Pages are numbered sequentially. However, new pages are occasionally added to the tariff. When a new page is added, the page appears as a decimal. For example, a new page added between pages 34 and 35 would be 34.1.
- B. Page Revision Numbers. Revision numbers also appear in the upper-right corner of the page. These numbers are used to determine the most current page version on file with the Illinois Commerce Commission. For example, the 4th revised Page 34 cancels the third revised Page 34. Because of deferrals, notice periods, etc., the most current page number on file with the Commission is not always the tariff page in effect. User should consult the check page for the page currently in effect.
- C. Paragraph Numbering Sequence. There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level of coding.
- 2.
 - 2.1.
 - 2.1.1.
 - 2.1.1.A.
 - 2.1.1.A.1.
 - 2.1.1.A.1.(a)
 - 2.1.1.A.1.(a).I
 - 2.1.1.A.1.(a).I.(i)
 - 2.1.1.A.1.(a).I.(i)(1)
- D. Check List of Effective Pages. When a tariff filing is made with the Commission, an updated Check List of Effective Pages ("Check List") accompanies the tariff filing. The Check List lists the pages contained in the tariff, with a cross-reference to the current revision number. When new pages are added, the Check List is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on the Check List if these are the only changes made to it (i.e., the format, etc.). User should refer to the latest Check List to find out if a particular page is the most current page on file with the Commission.

1. EXPLANATION OF SYMBOLS

Whenever tariff sheets are revised, changes will be identified by the following symbols:

- (C) To signify changed regulation.
- (D) To signify deleted or discontinued rate, regulation or condition.
- (I) To signify a change resulting in an increase to a customer's bill.
- (M) To signify material moved from or to another part of tariff with no change in text, rate, rule or condition.
- (N) To signify new rate, regulation, condition or sheet.
- (R) To signify a change resulting in a reduction to a customer's bill.
- (T) To signify change in text but no change in rate, rule or condition.

2. APPLICATION OF TARIFF

The service rates and regulations set forth in this Tariff are for the provision of telecommunications services statewide for customers of UNITE PRIVATE NETWORKS, LLC ("Company").

The Company may, from time to time, engage in special promotional offerings designed to attract new customers or to promote existing services. Such promotional service offerings shall be subject to specific dates, times, and/or locations, and shall be subject to prior notification to the Commission.

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

3. DEFINITIONS

As used in this Tariff, the following terms shall have the following meanings unless the context otherwise require:

- A. Bit - The smallest amount of information in the binary system of notation.
- B. Cable Facilities - A coaxial, copper, and/or fiber optic cable network with associated repeater amplifiers and coupling devices which provides the path for transmission of signals to or from the Customer's or User's Premises.
- C. Customer - The person or entity in whose name service is rendered, as evidenced by the signature on the application or contract for that service, or by the receipt and/or payment of bills regularly issued in his name regardless of the identity of the actual user of the service.
- D. Circuit - A communications path of a specific bandwidth or transmission speed between two or more points of termination.
- E. Facilities - All Company-owned or operated equipment and Cable Facilities used to provide telecommunications services.
- F. Individual Case Basis - A service arrangement for private line or private circuit services the Company will make available to customers in a non-discriminatory manner. Rates for interexchange dedicated access, private line or circuit, non-switched services will be determined on an Individual Customer Basis (ICB). ICB rates will be structured to recover the Company's cost of providing the service and will be made available to Commission Staff upon request on a proprietary basis. ICB rates will not be used for switched services.
- G. Premises - All of the real property and apparatus employed in a single enterprise on an integral parcel of land undivided by public streets, alleys or railways.
- H. Private Line Service - An unswitched full-time transmission service utilizing the Facilities to connect two or more designated Customer or User locations.
- I. Terminating Facilities - All equipment placed in a structure that converts the transmitted signal to a requested service type, connects the structure to the Company's network and provides a point of interface/connection to which the Customer can connect its equipment. This equipment may include electronic equipment, cable, wiring, connecting panels and blocks.
- J. User - A person, firm, or corporation designated as a user of common carrier services furnished to the Customer. A User must be specifically named in the Customer's application for services.

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

4. PROVISION OF SERVICE

The company shall provide service to Customers which enter into a written contract with the Company specifying the services to be provided by the Company, the rates to be charged, and other terms and conditions of service. Certain general terms and conditions applicable to the provision of service by the Company are set forth in this Tariff. Contract terms not specifically governed by the Tariff will be individually negotiated with each prospective Customer. The Company will not provide services to any Customer until a contract has been executed.

5. CUSTOMER OBLIGATIONS AND RESPONSIBILITIES

A. Conditions for Use: Service may be used for the transmission of information of the Customer provided that:

1. The Customer has entered into a written contract with the Company;
2. The Customer shall not use service for any purpose or in any manner directly or indirectly in violation of the law or in aid of any unlawful act or undertaking; and
3. The Customer, upon request, shall furnish such information and access to its location(s) and/or User's location(s) as may be required to permit the Company to design and maintain the Facilities to provide service and to assure that the service arrangement is in accordance with the provisions of this Tariff and the contract entered into between the Customer and the Company.

B. Customer is Responsible for:

1. Ensuring compatibility, installation, and maintenance of equipment and systems provided by the Customer or User with the interface equipment provided and/or sanctioned by the Company.
2. Damage to, or destruction of, Facilities caused by the negligence or willful act of the Customer or User or their agents.
3. Reimbursing the Company for any loss caused by the theft of Facilities installed on the Customer's or User's premises.
4. The provision of the power, wiring, and outlets required to operate the Facilities installed on the Customer's or User's Premises.
5. The provision, installation and maintenance of sealed conduit with explosive-proof fittings between equipment furnished by the Company in explosive atmosphere and points outside the hazardous area where connection may be made with the Facilities. The Customer may be required to install and maintain the Company's equipment within the hazardous area if, in the opinion of the Company, injury or damage to its employees or property might result from installation or maintenance by the Company.

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

5. CUSTOMER OBLIGATIONS AND RESPONSIBILITIES (cont.)

6. Obtaining permission for the Company's agents or employees to enter the Premises of the Customer or User at any reasonable hour for the purpose of installing, inspecting, repairing or, upon termination of service, removing the Facilities.
 7. Making the Company's service components and equipment available periodically for maintenance purposes at a time agreeable to both the Company and the Customer, and providing for reasonable access to those facilities and equipment.
 8. All actions or omissions of a person, firm or corporation appointed by the Customer as its agent. Any limitations of agent's authority shall not be binding on the Company.
 9. Any breach of the terms and conditions contained in this Tariff or in the contract between the Customer and the Company governing service.
- C. **Payment of Rates and Charges:** The Customer is responsible for payment of all rates and charges as specified in this Tariff and/or the contract with the Company, for services furnished by the Company to the Customer or User. The Company will submit invoices to the Customer by the fifteenth of each month at the Customer's general office or at such other places as may be designated by the Customer, which are due and payable upon receipt at the Customer's general office or at such other places as may be designated by the Customer. Undisputed invoices not paid after thirty (30) days are subject to interest compounded monthly at 1.5% per month, or such other amount otherwise allowed by law. In addition, failure to pay any past or currently due amounts may result in termination of service as described in Section 13 of this Tariff. Any billing errors shall be adjusted to the known date of error or for a period of one year, whichever is shorter.
- D. **Complaint Procedures:** Unless the parties to the written contract agree to different process, which terms shall govern over this tariff, a Customer may initiate a complaint with the Company on any matter by telephone, in writing or in person at any of the Company's offices. The Company's response to the complaint will generally be in the same format used by the Customer. The customer may, at any point during the resolution of the complaint, seek review by a supervisor or manager. If the Customer is still not satisfied, Customer should document the complaint with sufficient detail to investigate the complaint and send the complaint to:

Customer Service Department
Attn: Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060
866-963-4237

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

5. CUSTOMER OBLIGATIONS AND RESPONSIBILITIES (cont.)

D. Complaint Procedures (cont.)

The Company shall further direct such supervisory personnel to inform such customer who expresses nonacceptance of the decision of such supervisory personnel of their right to have the problem reviewed by the Commission and shall furnish them with the telephone number and address of the Arizona Corporation Commission

Arizona Corporation Commission
Utilities Division
1200 West Washington
Phoenix, AZ 85007-2996
(602) 542-4251

6. OBLIGATIONS OF THE COMPANY

- A. **Undertakings:** The undertaking of the Company is to furnish service as ordered and specified by the Customer, and as limited by the terms and conditions of this Tariff and the contract entered into between the Customer and the Company. This offering is subject to the availability of Facilities. The Company undertakes to maintain and repair any equipment which it furnished to the Customer, unless otherwise specified in the contract entered into between the Customer and the Company. The Customer or User may not rearrange, disconnect, remove, or attempt to repair any equipment installed by the Company without the prior written consent of the Company.
- B. **Limitations:** The Company shall not be responsible for installation, operation or maintenance of any Terminating Facilities or communications systems purchased or connected to service by a Customer, unless otherwise specified in the contract entered into between the Customer and the Company. Service is not represented as adapted to the use of any specific equipment or system. The Responsibility of the Company shall be limited to the furnishing of service and maintenance and operation of such service. The furnishing of service will require certain physical arrangements of the facilities of the Company and is therefore subject to the availability of such facilities.
- C. **Liability and Indemnification:**
1. The Company shall not be liable for damage arising out of mistakes, omissions, interruptions, delays or errors, or defects in transmission occurring in the course of furnishing service. The Company will not be liable for any direct, indirect, incidental, special, consequential, exemplary, or punitive damages to a Customer or User as a result of any service provided by the Company or use of the Facilities, or the acts, omissions or negligence of the Company's employees or agents. The Company's liability for gross negligence or willful misconduct is not limited by this tariff.
 2. The sole remedy for a Customer or User with respect to failure of the Company to maintain proper standards or maintenance and operation or failure to exercise reasonable supervision shall in no event exceed an amount equivalent to the credit for a service interruption specified in the contract between the Company and the Customer or User.

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

6. OBLIGATIONS OF THE COMPANY**C. Liability and Indemnification (cont.)**

3. The Company does not guarantee or make any warranty with respect to equipment provided by it for use in an explosive atmosphere. The Customer or User indemnifies and holds the Company harmless from any and all loss, claims, suits, or other action, or any liability whatsoever, whether suffered, made, instituted or asserted by the Customer or User or by any other party or persons, and for any loss, damage or destruction of any property, whether owned by the Customer or User or others, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to maintain, removal, presence, condition, location or use of said equipment so provided.
4. The Company shall not be liable for any defacement of or damage to the Premises of a Customer or User resulting from the furnishing of Facilities or the attachment of the instruments, apparatus and associated wiring furnished by the Company on such Premises or by the installation or removal thereof, when such defacement or damage is not the result of negligence of the agents or employees of the Company.
5. The Company shall be indemnified and saved harmless by the Customer or User against:
 - (a) Claims for libel, slander and infringement or copyright arising from the material transmitted over the Facilities.
 - (b) Claims for infringement of patents arising from, combining with, or using in connection with, the Facilities and systems or apparatus of the Customer or User; and
 - (c) All other claims arising out of any act or omission of the Customer or User or their agents in connection with the Facilities, or information transmitted over the Facilities.

D. Provision of Facilities:

1. Upon agreement between the Company and the Customer, the Company will provide all Facilities necessary for service.
2. Provided the necessary Facilities are available, service will be furnished by the Company. Where Facilities are not available, terms for provision of service will be individually negotiated with the Customer.

7. SERVICE PERIOD

The period for which service will be provided by the Company to the Customer or User shall be the period specified in the contract between the Customer and the Company.

8. INDIVIDUAL CASE BASIS (ICB) ARRANGEMENTS

Individual Case Basis arrangements refers to a service arrangement for private line or private circuit services the Company will make available to customers in a non-discriminatory manner. Rates for interexchange dedicated access, private line or circuit, non-switched services will be determined on an Individual Customer Basis (ICB). ICB rates will be structured to recover the Company's cost of providing the service and will be made available to Commission Staff upon request on a proprietary basis. ICB rates will not be used for switched services. ICBs will be filed with the Utilities Division of the Arizona Corporation Commission.

9. SPECIAL CONSTRUCTION

Provision of service may require special construction of Facilities and equipment by the Company. Special construction arrangements of Facilities may be undertaken by the Company at the request of the Customer or User and upon determination by the Company that such charge should apply in the particular instance.

A. Survey and Design. Prior to engaging in any special construction, survey and design studies may be required. Should that be the case, the Company and the Customer may agree to arrange for the performance of those studies, the review and acceptance thereof by both the Company and the Customer, and the appropriate charges therefore. Failure to agree on the performance of such studies, the acceptability thereof, or the charges therefore, shall constitute grounds for denial of the requested service by the Company.

B. Charges for Special Construction. All recurring and non-recurring charges for special construction shall be set forth in the contract between the Company and the Customer, and shall be the responsibility of the Customer, regardless of the projected charges for the provision of service by the Company.

10. SERVICE OFFERINGS

The Company will provide point-to-point and point-to-multipoint, Private Line Services connecting a Customer's or User's locations to one another.

11. DEPOSITS

The Company does not collect deposits.

12. RETURNED CHECK CHARGE

The Company does not collect a return check charge.

13. SPECIAL CHARGES

- A. **Out-of-Normal Work Hours:** The charges specified in this Section 12 do not contemplate work being performed by Company employees at a time when overtime wages apply, due to the request of the Customer, nor do they contemplate work once begun being interrupted by the Customer. If the Customer requests labor be performed at hours of the day or days of the week other than during normal working hours or days (8:00 a.m. to 4:30 p.m., Monday through Friday), or during holidays, or if the Customer interrupts work once begun, an additional charge may be imposed, equal to the actual higher costs incurred by the Company for overtime and materials.

- B. **Maintenance and Service Charge:** The Customer may be responsible for the cost incurred by the Company in connection with a maintenance and/or service visit to the Customer's or User's Premises when the difficulty or trouble results from the equipment or Facilities provided by the Customer or User, or when failure in the Company's equipment or Facilities is attributable to the Customer or User or their agents. Said cost shall be based upon the current labor rate and material costs of the Company in effect at the time of the visits.

14. SERVICE CANCELLATIONS

A. Discontinuance of Service by the Company:

The Company, by such written notice to the Customer as specified in the contract between the Customer and the Company, may discontinue furnishing service without incurring any liability beyond that stated in the contract, upon:

1. Non-payment of any sum due to the Company by a Customer; or
2. A breach of any of Customer's representations or warranties contained in the contract between the Customer and Company, or a violation by the Customer of any term or condition governing the furnishing of service as specified in this Tariff or in the contract for service between the Customer and the Company.

B. Cancellation of Service by the Customer Prior to End of the Contract Period:

When the Customer cancels the service prior to the end of the term of the contract, the Customer may be required to pay a cancellation charge in the amount specified in the contract between the Customer and the Company.

C. Cancellation of Application for Service:

When the prospective Customer cancels an application for service prior to the start of installation or special construction of Facilities by the Company, no charge shall be made to the prospective Customer. Where the installation of Facilities has been started prior to the cancellation, the prospective Customer shall pay a cancellation charge in the amount specified in the contract between the Customer and the Company. Installation or special construction of facilities for a Customer is considered to have started from the latest contract date or when the Company incurs any expense in connection therewith, whichever occurs earlier.

15. SERVICE INTERRUPTIONS

- A. General: The Company agrees to use its best efforts to assure continuous full time operation of the service. The customer is considered to have experienced a service interruption when the Circuit becomes unavailable for use or the quality of transmission is such that the Circuit is effectively unusable.
- B. Service Restoration: The Company agrees to use its best efforts to respond to the Customer's reasonable request for maintenance in connection with the service as soon as reasonably possible. The Company shall have no obligation to perform maintenance which requires access to the Customer's or other premises or buildings when that access cannot be provided to the Company by the Customer. The Company agrees to use its best efforts to minimize the duration of any service interruption.
- C. Liability: The Company will not be liable for any direct, indirect, incidental, special, consequential, exemplary, or punitive damages as the result of any service interruption. The Company's liability for gross negligence or willful misconduct is not limited by this tariff.
- D. Credits: The amount of credit for any service interruption, if any, shall be specified in the contract between the Customer and the Company.

16. SERVICE RATES**A. MOE (METRO OPTICAL ETHERNET) SERVICES****A.1. DESCRIPTION****GENERAL**

MOE (Metro Optical Ethernet) Service is a simple, easily expandable transport service that uses the standard Ethernet transport technology. MOE allows customers to connect via E-Line point to point or E-Lan multiple enterprise locations within a service area using the standard Ethernet protocol. MOE transmission speeds are as low as 5 Mbps and up to 1 Gbps in increments of 10 Mbps from 10 to 100 Mbps and 100 Mbps from 100 to 1,000 Mbps. A MOE customer may request Special Facilities Routing (i.e., Diversity and Avoidance) as set forth in Private Line Services. Technical Specifications for MOE Service are delineated in Unite Technical Manual.

A.2. SERVICE ELEMENTS**A. Network Interface Unit (NIU)**

The Unite network interface unit is the point of interconnection between Unite communications facilities and the customer-provided facilities. The network interface unit is the point of demarcation on the customer's premises where Unite's responsibility for the provision of MOE Service ends.

B. Access Link

A MOE Access Link connects a customer facility at the NIU to an Ethernet port on the MOE network with a standard optical or copper connection. A customer may request Local Loop Diversity which provides an alternately routed local loop as referenced in Special Facilities Routing as set forth in the Private Line Transport Services.

C. MOE Port

MOE Port is an Ethernet port that is the physical entry point to the shared Metro Optical Ethernet Network. Customers may choose to connect to an electrical 10/100 port or an electrical or optical 1,000 Mbps port on the Unite network.

D. Bandwidth Port

The Bandwidth Port is bandwidth provisioned over the MOE Port. • 10 Mbps MOE Ports: 5 Mbps, 10 Mbps • 100 Mbps MOE Ports: 10 Mbps, 20 Mbps, 30 Mbps, 40 Mbps, 50 Mbps, 60 Mbps, 70 Mbps, 80 Mbps, 90 Mbps and 100 Mbps • 1,000 Mbps MOE Ports: 10 Mbps, 20 Mbps, 30 Mbps, 40 Mbps, 50 Mbps, 60 Mbps, 70 Mbps, 80 Mbps, 90 Mbps, 100 Mbps, 200 Mbps, 500 Mbps and 1,000 Mbps.

A.3. GENERAL TERMS AND CONDITIONS

In addition to the general terms and conditions, the terms and conditions in this section also apply for MOE

- A. MOE can be provided where Unite facilities and equipment are available and technically feasible. Where suitable facilities are unavailable for provision of the service, special ICB (Individual Case Basis) construction of the facilities may be necessary.
- B. For MOE, the Unite customer will provide equipment space furnished by the customer. This location must be accessible exclusively to the Unite, as if the Unite is the tenant.

A.4. RATE ELEMENTS

A. MOE Port

A nonrecurring charge applies per new MOE Port. A nonrecurring charge for a MOE Port will also be assessed for an electrical 10/100 port or optical 1,000 Mbps port on the Unite network.

B. Bandwidth Port

A monthly rate is assessed per Bandwidth Profile subscribed to and the term plan chosen. Customers may subscribe to one of the following: • 10 Mbps MOE Ports: 5 Mbps, 10 Mbps • 100 Mbps MOE Ports: 10 Mbps, 20 Mbps, 30 Mbps, 40 Mbps, 50 Mbps, 60 Mbps, 70 Mbps, 80 Mbps, 90 Mbps and 100 Mbps • 1,000 Mbps MOE Ports: 10 Mbps, 20 Mbps, 30 Mbps, 40 Mbps, 50 Mbps, 60 Mbps, 70 Mbps, 80 Mbps, 90 Mbps, 100 Mbps, 200 Mbps, 500 Mbps and 1,000 Mbps

A.5. RATE TERMS AND CONDITIONS

A. The initial order for MOE must be for a fixed period service rate plan of month to month, one, three or five year fixed service period. MOE customers will not receive rate decreases if Unite decreases the rates during their term plan.

B. A subsequent order to add a MOE Port to an existing fixed-period service pricing plan must be for the remainder of the existing fixed-period service pricing plan, provided the remainder of the existing plan is at least the minimum period of 12 months.

C. A subsequent order to add or change a MOE Port during the fixed period service rate plan will be assessed the nonrecurring charge.

D. A following order to increase a MOE Bandwidth Port during the fixed period service rate plan will not be assessed the MOE Port nonrecurring charge. The monthly rate will be changed to the new MOE Bandwidth Port Charge. The customer may subsequently decrease the MOE Bandwidth Port as low as the originally configured bandwidth without being assessed a Termination Charge. If decreased MOE Bandwidth Port is lower than originally signed for prior to the expiration date of the fixed period service rate plan the Termination Charge will apply.

E. Rates and Charges as set forth in 3.5 will apply. In special circumstances where facilities are not available or technically feasible, or where new construction is required, Rates and Charges may be developed on an individual case basis and will be specified in a Service Agreement between Unite and the customer.

A.6. RATES AND CHARGES

Unite MOE Standard Pricing

Pricing is per node.

	MTM	1 year	3 year	5 year		
Ethernet 10/100 port up to 100	MRC	MRC	MRC	MRC	NRC	MAXIMUM
1GIG Ethernet port for 100-1000 Mbps						
Mbps						
5	\$600	\$570	\$510	\$480	*ICB + \$600	\$1,000
10	\$630	\$599	\$536	\$504	*ICB + \$600	\$1,030
20	\$677	\$643	\$575	\$541	*ICB + \$600	\$1,077
30	\$724	\$687	\$615	\$579	*ICB + \$600	\$1,124
40	\$771	\$732	\$655	\$616	*ICB + \$600	\$1,171
50	\$818	\$776	\$694	\$654	*ICB + \$600	\$1,218
60	\$834	\$792	\$709	\$667	*ICB + \$600	\$1,234
70	\$851	\$808	\$723	\$680	*ICB + \$600	\$1,251
80	\$867	\$824	\$737	\$694	*ICB + \$600	\$1,267
90	\$884	\$839	\$751	\$707	*ICB + \$600	\$1,284
100	\$900	\$855	\$765	\$720	*ICB + \$1200	\$1,300
200	\$1,045	\$992	\$888	\$836	*ICB + \$1200	\$1,445
500	\$1,157	\$1,099	\$983	\$925	*ICB + \$1200	\$1,557
1000	\$1,360	\$1,292	\$1,156	\$1,088	*ICB + \$1200	\$1,860
Dark Fiber	*ICB	*ICB	*ICB	*ICB	*ICB	

* Individual Case Bases, Unite will perform a site analysis and determine cost to build fiber into customer Premise. This ICB will be based on cost for the build discounted based on contract term. All ICB is to be paid in full upon signing contract with Unite or spread out over the term of contract. MRC means Monthly Recurring Cost, and NRC means Non-Recurring Cost.

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

B. MPL (METRO PRIVATE LINE) SERVICE**B.1. DESCRIPTION****GENERAL**

Metro Private Line Services are comprised of 6 types of services;

DS-3 service is a digital transmission facility of 44.736 Mbps that supports up to 28 DS-1 channels, or 672 analog data, digital data, video or voice channels.

OC-3 service is a network line with digital transmission speed of 155.52 Mbps (payload: 150.336 Mbps; overhead: 5.184 Mbps) using fiber optics. It can be provisioned multiplexed or concatenated (carrying the data from a single source) OC-3C.

OC-12 service is a network line with a SONET rate of 621.84 Mbps (payload: 601.344 Mbps; overhead: 20.736 Mbps) using fiber optics. . It can be provisioned multiplexed or concatenated (carrying the data from a single source) OC-12C.

OC-48 service is a network line with a SONET rate of 2488.32 Mbps (payload: 2405.376 Mbps; overhead: 82.944 Mbps) using fiber optics. . It can be provisioned multiplexed or concatenated (carrying the data from a single source) OC-48C.

OC-192 service is a network line with a SONET rate of 9953.28 Mbps (payload: 9621.504 Mbps; overhead: 331.776 Mbps), using fiber optics. . It can be provisioned multiplexed or concatenated (carrying the data from a single source) OC-192C.

MPL service provides customers with dedicated point to point private line connections between two customer locations over a shared fiber optic network. Customer locations can be single buildings, multi-tenant buildings or a carrier POP. Services can be provided where Unite fiber optic facilities are available and technically feasible.

MPL Service can be provided two ways, On-Net to On-Net or On-Net to Off-Net.

- A. On-Net to On-Net is where the customer's both ends of service originate in buildings using facilities that have been provisioned by Unite. Customer sites that are not On-Net but in the Metro Area can be provisioned to the Unite MPL Network on an ICB basis.
- B. On-Net to Off-Net is where the customer's ends of service are provided by a building using a facility provisioned by Unite (On-Net) to a facility that is owned and operated by a third party provider (Off-Net). Unite will order and provision Off-Net services on the customer's behalf and provide an end-to-end solution for the customer.

B.2. SERVICE ELEMENTS

A. Node

A point of connection between Unite and the customers premise.

B. Mileage

Mileage is what provides the connection between Nodes. Unite does not use a Mileage component in pricing MPL.

C. Multiplexing

Multiplexing provides the breakdown of the Service Node into channels of bandwidth as listed:

1. DS-3 channelizes to 28 DS-1s
2. OC-3 channelizes to 3 DS-3s
3. OC-12 channelizes to 4 OC-3s
4. OC-48 channelizes to 4 OC-12s
5. OC-192 channelizes to 4 OC-48s

D. Port

A Port element applies per Service that is terminated at the customers premise to the Node.

B.3. GENERAL TERMS AND CONDITIONS

In addition to the general terms and conditions, the terms and conditions in this section also apply for MPL.

A. Service can be provided where Unite facilities and equipment are available and technically feasible. Where suitable facilities are unavailable for provision of the service, special ICB (Individual Case Basis) construction of the facilities may be necessary.

C. The customer must provide equipment space. This space must be accessible exclusively to Unite, as if Unite is the tenant

B.4. RATE ELEMENTS

- A. Rates are specified per port. The port is interfaced to the customer's equipment and determines the number and type of services purchased by the customer.

B.5. RATE TERMS AND CONDITIONS

A. The initial order for MPL must be for a specified fixed period rate plan (month to month, one year, three years, or five years). MPL customers will not receive a rate decrease if Unite decreases rates during the initial term period.

B. A subsequent order to add an MPL Port to an existing fixed period rate plan must be for the remainder of the existing fixed period rate plan, provided the remainder of the existing plan is at least a minimum period of 12 months.

C. A subsequent order to add or change an MPL Port during the fixed period rate plan will be assessed the nonrecurring charge (NRC).

D. Rates and Charges as set forth in 4.5 will apply. In special circumstances where facilities are not available or technically feasible, or where new construction is required, Rates and Charges may be developed on an individual case basis and will be specified in a Service Agreement between Unite and the customer.

B.6. RATES AND CHARGES

Metro Private Line Pricing

Rate Sheet <i>Per Port</i>	MRC	MRC	MRC	MRC	NRC	NRC	NRC
	Retail Rate MTM	1 Year	3 Year	5 Year	Lit Building 1 Year 3 Year 5 Year		
DS3	\$1,995	\$1,650	\$1,400	\$1,100	\$2,500	\$1,250	Waived
OC3	\$5,995	\$4,950	\$3,495	\$2,995	\$3,500	\$1,750	Waived
OC12	\$12,995	\$9,995	\$8,995	\$7,995	\$6,500	\$3,250	Waived
OC48	\$20,995	\$17,995	\$16,995	\$15,995	\$6,500	\$3,250	Waived
OC192	\$46,995	\$39,995	\$36,995	\$34,995	\$13,000	\$6,500	Waived

Note: All NRC for non-lit buildings will be ICB (Individual Case Basis) depending on construction cost for the build. MRC means Monthly Recurring Cost, and NRC means Non-Recurring Cost.

Rate Sheet <i>Per Port</i>	MAXIMUM
DS3	\$2,495
OC3	\$6,495
OC12	\$13,495
OC48	\$22,495
OC192	\$47,495

Issued Date: May 15, 2007

Effective Date: July 1, 2007

Kevin Anderson
Chief Executive Officer
Unite Private Networks, LLC
950 W. 92 Hwy, Suite 203
Kearney, MO 64060

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-4. The type of service you intend to provide in JFB2-2 should be listed in your proposed tariff. Please revise your proposed Arizona Tariff No. 1.

RESPONSE: Please see Original Sheets 18 - 25 of updated Tariff.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-5. Please be advised that you are required to comply with Arizona Administrative Code ("A.A.C.") rule R14-2-1115C.3. This rule states that "ICBs will be filed with the Utilities Division of the Arizona Corporation Commission." Please review A.A.C. R14-2-1115C.3. and place such quoted language above in your proposed Arizona Tariff No. 1.

RESPONSE: Please see Original Sheet 14 of updated Tariff.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-6. For each officer you listed in your Attachment A, please provide a description of their work experience and years of service in the telecommunications services industry.

RESPONSE: Attached please find officer resumes.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

Management Overview

Kevin Anderson – CEO

- 23 years of experience in industry, including UPN, Everest, UtiliCorp, and Arthur Andersen.

Ron Reckrodt – President

- 21 years of experience in engineering, construction and operations in telecom and utilities.

Dennis Devoy - CFO

- 29 years of finance and accounting experience, 17 of those in the telecom industry.

Jeff Ingram – Executive VP

- 25 years of experience, including 15 years in the telecom industry at UPN, Everest, and Sprint

Rob Oyster – VP, Sales and Business Development

- 25 years of experience in telecom industry, including UPN, KMC Telecom and Bell Atlantic Mobile

Paul Anderson – VP, Operations

- 35 years experience in telecom and construction industries, including UPN, Alltel, and General Excavating

Jeff Hughes – VP, Operations

- 30 years of experience in telecom and construction industries, including UPN and McLeod USA.

Walter Aude – VP, Information Technology

- 18 years of experience in information technology, including UPN and the University of Nebraska

Kevin M. Anderson

6319 N. Kensington Ct.
Kansas City MO 64119
(816) 260-1868 kanderson2@kc.rr.com

Senior executive with a broad range of skills in finance, accounting, operations, sales, business development, and people development. Proven ability to build organizations and deliver results. Provide energy and discipline to lead high-performance organizations.

Professional Experience

Unite Private Networks Kansas City, MO

Chief Executive Officer **2003 - Present**
Owner, founder & CEO of organization that provides high-capacity, data communications networks and related services to schools, government, carriers, data centers, and enterprise business customers throughout the United States. Service offerings include dark and lit fiber, private line, metro-optical Ethernet, Internet access, and other customized solutions.

Unite Communications Kansas City, MO

Chief Executive Officer **2003 - 2006**
Owner and CEO of organization that provides triple play services of telephone, cable TV, and high speed Internet services to over 3,000 homes and businesses in Kansas City, MO metro area. Sold business to publicly-traded communications company in 2006.

Everest Connections Kansas City, MO

President **2000 - 2003**
Founded triple play communications provider serving telephone, high speed Internet and cable TV to residential and commercial customers in Kansas City metro area. Led organization from start-up to \$30 million in revenue and positive cash flow over 3-year period. Exceeded original business plan targets every month of existence. Achieved industry-leading performance for customer penetration, revenue per customer, capital payback and customer service.

UtiliCorp United Omaha NE / Kansas City, MO

V.P. Business Development (Utilities) **1997 - 2000**
Director Business Services **1994 - 1997**
Director Internal Audit **1991 - 1994**
Held management positions of increasing responsibility in areas of internal audit, accounting, finance, business development, and operations for international utility company. Led successful special projects involving organization-wide efforts in strategy development, performance improvement, and cost savings. Led M&A teams focused on due diligence, acquisitions integration, partner relations, capital raising, and public stock offerings (IPOs). Significant international experience in Australia, New Zealand, United Kingdom, Canada and Brazil.

Arthur Andersen & Co. Omaha NE

Audit & Business Consultant **1987 - 1990**
Performed/supervised audits and consulting engagements for international audit and consulting services organization. Industry focus on gas and electric utilities, telecommunications, transportation, and retail services.

Education and Development

Bachelor of Arts in Accounting, Briar Cliff College, Sioux City IA (Valedictorian)
Certified Public Accountant. Certified Internal Auditor
Board of Directors - Advent Networks, PrairieInet, United Energy, Everest, Unite
References Available Upon Request

Ronald C. Reckrodt

16412 NE 138th Street - Kearney, MO 64060
(816) 628-4031(Home) (816) 260-2464(Cell)

PROFESSIONAL EXPERIENCE:

10/03-Present President, Unite Private Networks, LLC.

Responsible for the overall operations of the company.

4/01-10/03 Vice President and General Manager – Unite (CLEC and Private Networks)

Reported to Senior Vice President – Business Development. Ultimate accountability for dual business line P/L with 27 personnel, annual budget of \$1.3mm O&M, \$4.9mm capital (2002) and annual revenue of \$3.6mm. Plant in service exceeds \$13mm and subscriber count is 2000+. Private Network business encompasses operations in four states.

- Raised residential customer penetration from 40% to 72% by increasing employee engagement and advancing various community exposure initiatives.
- Increased Customer Count By 68% (CLEC)
- Increased Consolidated Revenue By 112% In One Year
- Increased annual Private Network revenue by \$1.0mm.

2/00-4/01 Vice President of Operations - UtiliCorp Communications Services

Reported to President and COO of this utility telecom startup initiative that later became Everest Connections. Responsible for “On Net” tier 3 and smaller market development. Instrumental in achieving state authority to operate as a telecommunications provider in Colorado, Nebraska and Kansas. Spearheaded negotiations with city representatives in UtiliCorp United’s largest markets for telecommunications and cable television franchises. Negotiated fiber optic private network deployments in four states and oversaw projects through construction.

12/89-2/00 UtiliCorp United, Inc. (UCU) (subsequently renamed Aquila), Headquartered in Kansas City, Missouri, is an electric and natural gas utility company with 1.2+mm customers, 4700 employees, \$1.5B+ in revenues and total assets of more than \$3.1 billion. Aquila operates utilities in 7 states, England, Canada, Australia and New Zealand.

4/97 – 2/00 Asset Manager - Colorado / Kansas Electric UtiliCorp United, (UCU), Pueblo, Colorado

One of five domestic Asset Managers for UtiliCorp United. Sole responsibility for P/L of electric distribution business line serving 144,000 customers in two states. Provided high level strategic planning and direction for all distribution operations in both states as well as day-to-day implementation oversight. Provided “phased” spending reduction plans for budgets of \$15.3mm in expense and \$11.5mm in capital. Implemented initiatives exceeding 2% planned profit increases on annual revenues of \$58.8mm with plant in service of \$128.2mm.

- Developed and implemented micro-generation plan saving \$2.4mm expense.
- Implemented pole attachment survey increasing annual pole attachment revenue by 67% and a one-time revenue increase of \$297k.
- Implemented customer distributed generation program reducing peak generation cost by 50% per MW.

2/94 – 4/97 **Manager - Distribution Engineering**, WestPlains Energy (WPE), Pueblo, Colorado, a division of UtiliCorp United (UCU).

Responsible for distribution engineering personnel, design functionality, standardization and implementation in a two state region with 140,000 customers and over 700MW of electric load. Merged distribution-engineering resources for two acquisition properties into one functional department. Implemented standardized construction practices, developed and oversaw authorship of several “operating standards” for other distribution functions. Organized and chaired the first WPE Distribution Construction Standards Committee.

- Reduced breaker interruptions by 85%.
- Implemented first ever engineering planning methodology for construction.
- Standardized inventory purchases saving \$200k annually with initial savings of \$500k.
- Introduced engineering optimization methods to increase revenue and improve service.

12/89 – 2/94 **Distribution Utility Engineer** (Electric and Gas), Missouri Public Service Company, Sedalia, Missouri, a division of UtiliCorp United (UCU).

Natural Gas and Electric design engineering for new customer installations and system improvement initiatives. Provided engineering support for district operations under normal and extreme circumstances for 12,000 electric and 8,000 natural gas customers. Member of Warsaw Economic Development Council.

- Member of work order / job order (WOJO) automation committee.
- Member of Electric Distribution Construction Standards committee.
- Member of first automated mapping and facilities management team (AM/FM).
- First use of automated capacitor banks and “automatic” splices for Missouri Public Service.

OTHER WORK EXPERIENCE:

- 9/81 - 5/82** **Executone Communications Inc.**
Communications Technician – Installation and maintenance of office and hospital communications systems.
- 7/77 – 12/99** **Officer - US Army** (National Guard Retired)
Battalion Supply and Logistics Officer (S4)

Company Commander / Helicopter Pilot

Responsible for 207 personnel, seven AH-1 Cobras and three OH-58 Scout aircraft.

EDUCATION**University Of Missouri - Rolla**

MSEE (Power Emphasis GPA 3.6/4.0)

BSEE

SPECIAL**ASSIGNMENTS****UTILICORP UNITED**

1/95 -3/97

Director - Renewable Energy Technologies

Selected By Senior Vice President - Technology

Managed Multi-State Deployment Of Residential Solar Systems

8/95-11/95

Director - Customer Operations (Interim)

Selected for position by division President, UtiliCorp Energy Delivery – Colorado. Responsible for overall operation and 75 non-union and union personnel throughout UtiliCorp's natural gas and electric distribution properties in Colorado.

- Introduced First Fleet Readiness Tracking System
- Provided direction and leadership for natural gas construction to fastest growing county in US.

5/97– 2/00

Fleet Committee Chairman (UtiliCorp United Domestic Operations)

Charter Committee Chairman

Consolidated Over 2300 Fleet Units In Eight States And
Five Different Operating Units

Realized Savings Of \$1.5 Million

Implemented first preventive maintenance and standardized operational readiness tracking programs resulting in fleet reduction of over 10%.

8/95

Project Coordinator / Manager

First Energized Transmission Reconductor Project in United States

Community Relations

- Northland Development Corp. (Philanthropic)
- Kearney Area Development Council (Board Of Directors)
- Mayor's Strategic Community Planning (Kearney, MO)
- Rotary International
- Chairman – Trinity Lutheran School Capital Fund Raising Campaign – Pueblo, CO

DENNIS R. DEVOY

P.O. Box 111
Kearney, Missouri 64060
(816) 564-2902
dennis.devoy@upnllc.com

OBJECTIVE

Use knowledge and experience in the telecommunications industry to efficiently and effectively enhance the profitability of a growing company.

PROFESSIONAL EXPERIENCE

Unite (formally ExOp of Missouri)/**Unite Private Networks** Kearney, Missouri

Unite - CLEC offering voice, video & high speed data services in Kearney & Platte City, Missouri

Unite Private Networks – CLEC offer dark fiber and broad band data services to Governmental and Enterprises Customer in Missouri, Kansas, Nebraska, Colorado and Illinois

Chief Financial Officer

October 2003 - Present

Director of Business Services / Controller

September 2000 – October 2003

Responsible for all accounting, customer service and billing functions as well as the supervision of accounting and customer service staff

- Issue monthly financial statements according to GAAP
- Interface with independent accounts for all financial certification and tax preparation
- Setup financial reporting and operational analysis
- Refined billing system for end user and CABS billings
- Act as interface with billing vendor for end user and CABS billing
- Complete regulatory compliance and tariff filings at the state and federal level
- Secured USF support payments for company
- E-rate funding specialist, support school applicants through funding process
- Setup property records system
- Created back office procedures for service orders and trouble tickets
- Implemented a SQL based end user billing system

Chariton Valley Telephone Corporation

Bucklin, Missouri

(Provider of voice, video, data and wireless communication services)

Controller

September 1993 - September 2000

Responsible for all accounting and CIS operations for parent company and subsidiaries

- Prepared annual budget for all companies
- Processed monthly CABS billing
- Managed corporate computer information services including the implementation of GenSoft billing software and Great Plains accounting software
- Performed annual cost study
- Worked in both average schedule and cost settlement environments

- Supervised customer service department for LEC operations
- Prepared new tariffs and modified existing tariffs
- Negotiated financing for multi-million dollar modernization projects for local telephone company and wireless service provider
- Represented parent company on MTIA Joint Legislative Committee studying wireless 911 and municipal franchise and right-of-way fees
- Represented parent company on industry technical committee to establish intraLATA dialing parity

Cooke Sales & Service Company
Missouri
(Construction Equipment Dealer)

Chillicothe

Controller September 1991 - September 1993
Responsible for accounting, budgeting and cash management functions

- Created and maintained new financial relationships with lending and financial institutions
- Handled financing for customer purchases and underwriting of customer credit
- Handled sale of commercial paper held by Cooke Sales
- Managed the collection of all delinquent customer accounts
- Acted as controller of Machinery Credit Inc., an employee-owned finance company
- Managed loan portfolios

American Consolidated Financial Corp.
(Diversified Holding Company)

Overland Park, Kansas

Controller September 1989 - September 1991
Responsible for all accounting and financial reporting operations

- Supervised accounting functions and cash management
- Worked closely with company executives in the planning and the accounting for a variety of financial transactions
- Obtained a good working knowledge of computer systems and worked with several accounting software packages

Accounting Manager 1984 - 1989

- Supervised accounting and financial reporting operations of parent company and a diverse variety of subsidiary companies
- Responsible for daily cash management
- Acted as liaison with Kansas City area banking institutions and worked closely with key banking personnel

Staff Accountant 1981 - 1984

- Prepared financial statements
- Prepared tax filings for real estate partnerships, hotel, restaurants and record storage operations

EDUCATION

B.A., Accounting, 1981, Benedictine College, Atchison, Kansas
Minor: Business Administration.

REFERENCES

Available upon request

Jeffrey S. Ingram

8401 W. 144th Place • Overland Park, KS 66223
Work (913) 486-6556 • Home (913) 685-0586 • e-mail: jeffingram@kc.rr.com

Executive Career Summary

Executive with strong general management experience with Fortune 100 companies in both the energy and telecommunications industries. Experience includes Senior Vice President of Business Development with Everest Connections and President of Unite Broadband Services. Twenty-two year track record of exceptional performance in all phases of business development, strategic planning, financial analysis and capital acquisition/deployment. Highly developed negotiation, strategic analysis and valuation skills. Experienced in developing and modifying strategic plans and executing in extremely competitive environments.

Key Skills

- Demonstrated ability to identify, develop, negotiate and close strategic partnerships and equity investment opportunities
- Conceptualization, development and execution of strategic business plans
- Creative and flexible problem solving capabilities
- Strong relationship, partnering and negotiation skills

Professional Experience

Unite Private Networks, LLC/Unite Private Networks Illinois, LLC **2003-Present**
Owner/Executive Vice President/Secretary/Treasurer – Equal partner in the following businesses:

- Unite Private Networks, LLC - Builds, operates and leases custom wide area networks for school districts, government and private enterprise clients
- Unite Private Networks Illinois, LLC - Builds, operates and leases custom wide area networks for wireless carriers in the Chicago metro area

Unite Communications Systems, Inc. **2003-2006**
Owner/Executive Vice President/Secretary/Treasurer

- ExOp of Missouri, Inc. - Triple play service provider offering local and long-distance voice, high-speed internet access and digital cable television
- Sold Unite Communications Systems, Inc. and ExOp of Missouri, Inc. to FairPoint Communications in August 2006

Everest Connections, LLC/Aquila, Inc., Kansas City, Missouri **1999-2003**
(Broadband services and multinational distributor of electricity and natural gas)
Senior Vice President, Business Development & Operations Support (2000-2003)

- Co-developed and executed Aquila's broadband service strategy creating Everest Connections (triple play service provider) and Unite Broadband Services
- Closed \$29 million of equity investments in strategic partner companies
- Responsible for the Business Development process and all aspects of Real Estate, Risk, Fleet, Purchasing and Inventory

President, Unite Broadband Services (2001-2003)

- Led the effort to transform a rural, facilities based CLEC into a triple play broadband service provider (voice, digital video and high-speed data)
- Co-created a private network business that led directly to the creation of Unite Private Networks, LLC

Senior Director, Business Services (1999-2000)

- Responsible for Aquila's non-regulated business development efforts focusing on telecom/broadband, fuel cell technology and HVAC services. This development activity led directly to the creation of Everest Connections and Unite Broadband Services

Ferrellgas Partners, L.P., Liberty, Missouri (Nation's largest retail distributor of propane gas)	1997-1999
<i>Director, Mergers and Acquisitions</i> <i>Senior Manager, Financial Analysis</i>	
Sprint Corporation, Overland Park, Kansas (International telecommunications provider)	1993-1997
<i>Project Manager, Mergers and Acquisitions (Corporate)</i> <i>Senior Financial Analyst, Operations Analysis (LDD)</i> <i>Financial Analyst, Operations Analysis (LDD)</i>	
Mercantile Bank (currently US Bank), Kansas City, Missouri (Banking and investment services)	1990-1993
<i>Investment Broker, Investment Services Division</i>	
Ferrellgas Partners, L.P., Liberty, Missouri (Nation's largest retail distributor of propane gas)	1989-1990
<i>Acquisitions Associate, Mergers and Acquisitions</i> <i>Financial Analyst, Analysis and Research</i>	
Western Resources (currently Westar Energy), Topeka, KS (Energy distribution and monitored security systems)	1985-1989
<i>District Credit Manager, Natural Gas Operations</i> <i>Division Office Manager, Natural Gas Operations</i> <i>Accounting Analyst, Payroll</i>	

Additional Professional Activities

Board of Directors, ExOp of Missouri, Inc., Kansas City, Missouri	2001-2003
Board Advisor, Prairie iNet, LLC, Des Moines, Iowa	2000-2002
Board Advisor, Advent Networks, Inc., Austin, Texas	2000-2003
Board Observer, eScout, LLC, Lees Summit, Missouri	2001-2003

Education

Rockhurst University , Kansas City, Missouri M.B.A. , Finance concentration	1996
The Wharton School, University of Pennsylvania , Philadelphia, Pennsylvania Wharton Executive Education , Mergers and Acquisitions Program	1996
Missouri Western State University , Saint Joseph, Missouri B.S.B.A. , Management	1985

Robert Oyler

22404 W. 44th Terrace
Shawnee, Kansas 66226
E-mail: rob.oyler@upnllc.com

Home: 913-422-9464
Wireless: 913-530-5346

Vice President, Business Development

- Fast track professional successful in daily business practices including Sales Management, Operations, Engineering, Construction and Finance.
- Diverse background includes Business Development, Business Management, Sales Management, Operations Management, Customer Service Management, Profit & Loss Responsibilities, Budgeting and Direct Sales.
- Extensive knowledge of the Internet and its infrastructure, Fiber Optic WAN networks, communications systems including wireless and data platforms.
- E-Rate expert with a thorough understanding of USAC rules, regulations, and timelines associated with a successful E-Rate experience.
- Expansive thinker with outstanding documented record of achievement implementing new business concepts, delivering aggressive sales results, and facilitating turnaround of Midwest markets serving medium and large enterprise customers.

Professional Experience

Unite Private Networks, Shawnee, Kansas

Vice President, Business Development

2005-Present

Creatively position Unite's network & construction expertise to offer nationwide customers turn-key Wide Area Networks leveraging our assets, relationships and financing capabilities. Responsible for nationwide Sales team calling on K-12 Education, Municipalities & Wireless providers.

- Have called on Sprint/Nextel for 8 years
- \$8.4M NPV sales 2009 YTD
- 8 current Access Optimization deals with Sprint
- 7 recent Sprint/Nextel network build successes
- Directly report to Board of Directors with weekly reporting responsibility to CEO.
- Extensive network of Sprint decision makers throughout organization from Executive level to middle management to analysts.

KMC Telecom, Shawnee, Kansas
Vice President, Business Development

1999-2005

2004 Budget - \$3.9 Million (Finished 116% to Quota)

Innovatively posture KMC's outsourcing strengths of non-core operational competencies to optimize/manage networks and personnel.

Responsible for Business Development opportunities within top Wireless/Wireline Accounts. Sales include network optimization functions, network builds and/or augmentations, access grooms, Private Network Builds, local access, Gateway-MSD solutions (via soft switch platforms), 8YY origination, cell site optimization and aggregation, IRU's, Fiber Leases, Collocation and End Customer loops

Solve Capital Expenditure challenges through Finance partnership with GE Capital.

High level Executive and Regional penetration into Sprint, AT&T Wireless and Verizon.

Bell Atlantic Mobile, Phoenix, Arizona
Global Account Manager

1996 - 1999

President's Cabinet 1997, 1998, 1999
Salesperson of the Month 9 consecutive months

McCaw Cellular/AT&T Wireless, Lawrence, Kansas
Direct Sales

1989 - 1996

Circle of Excellence 1995, 1996

Education

Baker University, Baldwin City, Kansas
B.S. in Business Management/Finance

Military

United States Army Reserves, Topeka, Kansas 1987-1993
Administration Management and Logistics
Army Achievement Medal – 2

Secret Security Clearance

Volunteer Work

President, Foothills Gateway Community Neighborhood Association
Core Leader, Capital Campaign Fund Raising Effort, St. Maria Goretti Church
Youth Group Leader, St. Maria Goretti Church

Treasurer, Maplewood of Crimson Ridge Neighborhood Association

PAUL ANDERSON

Experience

Over 35 years in telecommunications construction, engineering and project management.

2008-present Vice President Outside Plant Operations, Unite Private Networks

- Accountability for network build, maintenance and expansion projects
- Supervise 3 direct report construction managers in the Nebraska, Iowa and Missouri region
- Negotiate and procure contracts with sub-contractors and one-call agreements
- Develop initial project engineering and cost estimates for customer proposals

2001 - 2008 Project Manager, General Excavating

- Supervising and managing a 30 to 54 person construction and splicing staff
- Overseeing the management and maintenance of the construction equipment
- Customer relations
- Generating new contracts
- Representing and promoting company at trade shows
- Interacting with other General Excavating managers to facilitate the use of manpower and equipment
- Safety Manager
- Staffing and performance management
- Working with independent engineering firms (i.e. R.V. W. Engineering, Findley Engineering, Martin Group) and communication companies (i.e. M.C.I., Sprint and miscellaneous independents in Nebraska, Kansas and Iowa)

1996 – 2001 Field Engineer, Alltel Communications (formerly Aliant Communications)

- Designed City, County & State road move projects, buried and aerial fiber projects, DLC installations, new services and joint subdivision projects with various utilities.
- Participated in establishing maintenance and rehab projects.
- Advised and trained new Engineers.
- Acquired easements and became a Notary Public to facilitate the efficiency and professionalism of that function.
- Developed relationships both at the work level as well as the design level, and became the ALLTEL contact for the Lincoln area engineering staff.

1976 – 1996 Lincoln Telephone & Telegraph / Aliant Communications Contract Inspector (18 years) Aerial/buried, copper and fiber

- Worked closely with the Engineering departments of both Aliant and other companies and directly with County & State representatives, survey crews, outside contractors and other utilities.
- Responsible for maintaining accurate prints and details and tracking work performed by contractors for billing and recording damages for possible billing.
- Made in-field decisions as to cable routing, scheduling and activity completion.
- Managed customer complaints and resolved conflicts with other utilities.

Lineman, Outside Plant Technician, Driver, Equipment Operator, In-Charge

PAUL ANDERSON

Technical Qualifications/Knowledge

- Extensive knowledge of Telecommunication construction practices
- Strong background/knowledge of City, State & County construction projects and practices (i.e. road moves, bridges, culverts and relocations)
- Proficient in scheduling with local and area power companies (aerial & buried)
- Understanding of National Electric Safety Codes
- Develop strong working relationships with power companies, City, State & County agencies, rural gas & water departments and other utilities
- Copper installations (i.e. 1 and 4 party, maintenance and new service)
- Fiber installations (including buried, aerial, conduit & DLC's)
- Current Commercial Driver's License, Class A Endorsement

Education

Two years - UNL
Drafting class - SCC
PC Windows's class - MicroAge
Marketability workshop - Aliant Communications
CAD Drafting class - SCC Milford
OSHA Trenching & Shoring

References available upon request

Jeffrey L. Hughes

8116 Beth
Rye, CO 81069
719-671-1734

SUMMARY OF QUALIFICATIONS

Over thirty years dedicated to excellence in the communications industry. Known to be a gifted supervisor, with a calm demeanor in high stress situations. Special expertise in difficult construction sites. Ability to assess, design, estimate and implement all technical and construction operations.

PROFESSIONAL EXPERIENCE:

2001-Present Unite Private Networks LLC. **Director of Operations.** Designing and constructing private **Wide Area Networks** for school districts in many states.

Completed 46-mile fully diverse fiber Wide Area Network to 36 schools in Pueblo CO.
Completed 80-mile fiber Wide Area Network to 59 schools in Lincoln NE.
Completed 17-mile fiber Wide Area Network to 14 schools in Dodge City KS.
Completed 6-mile fiber Wide Area Network to 8 schools in Lexington NE.
Roll out of a Metro Optical Ethernet system.
Multiple cost estimates presented to districts in many States.
Assisted with sales and contract negotiation.

1998-2001 McLeodUSA, **Manager Network Engineering / OSP Manager.** Constructing a 650-mile fiber optic Sonnet ring infrastructure along the Front Range of Colorado and Wyoming.

Completed 62 mile Sonnet ring in Colorado Springs.
Completed 4 mile Sonnet ring in Downtown Denver
17 other individual projects including City ring and backbone configurations.
Oversee multiple engineering firms ensuring McLeod specifications.
Liaison with governmental agencies for license agreements, permits and Right-of-Way
Prepare and execute general contracts with contract labor.
Negotiate pricing, joint construction agreements.

1991 – 1997 News Press & Gazette, St. Joseph, Missouri, dba **CABLEVISION of BULLHEAD CITY, Bullhead City Arizona** (formerly Cox Cable and Dimension Cable).

Technical Operations Manager. One headend coupled with fiber optics and an AML microwave path to service in Mohave Valley.
Supervisor of all field personnel, along with all subcontractors' work. Responsible for the implementation of all construction, headend upgrades and additions.
Capital budget and technical forecasting.
Assisted in and supervised 550 MHz fiber to feeder redesign of the system. Coupled the two existing channel lineups to one quality headend output.
Installed Jerrold addressable system with eight pay and six PPV channels.

Professional Experience, continued:

1981 – 1991 HERITAGE CABLEVISION, Silverthorne, Colorado. Fifteen headends, serving eighteen communities and five outlying areas. 31,000 subscribers.

District Chief Technician. Completed microwave change-out in Vail/Avon. System design, public access studio design and implementation. FCC compliance and proof of performance, design of plant and headend buildings. Supervised up to eight contract crews simultaneously. Supervisor of four chief technicians and twenty-six subordinates. Negotiated land development agreements with developers, a seven-mile extension with the Town of Avon. Appointed to Communications Committee for the World Cup Ski Championship in Vail. Served on CCTA Convention and Legislative Committees. Held capital expenditures under budget for five years, technical expenditures under budget.

Lifetime goals: To complete construction of "My Cabin" in Rye CO. and enjoy a healthy and fruitful life.

EDUCATION/TRAINING:

Colorado Northwestern Community College, Rangley, Colorado. Deans' List.

Eagle Valley High School, Gypsum, Colorado. Graduate.

Comm/Scope Coaxial Cable, Cable Testing & Design. Certificate.

Hughes AML Microwave. Certificate.

Transtector Systems, Power Disturbance I. Certificate.

STAR (Supervisor Training to Achieve Results). Times Mirror Training Center. Certificate.

Heritage Engineering Conference, five years. Being a Better Manager

Effective Time Management. Professor Walt H. Warrick, Drake University.

Basic Telephony, McLeodUSA University

Leadership 2020, McLeodUSA University

FLI. Utility truck driver.

SCTE. Member, four years.

Letters of reference, personal references, salary history available upon request.

Personal References:

Don Freeman

Operations Coordinator Lincoln Public Schools Lincoln NE 402-436-1725

Larry Dillie

Owner Dillie & Kuhn Construction 719-591-9900

Jerry Freeman

Construction Manager Bombard Electric 719-671-3980

Jim Petro

President NewComm Technologies 800-626-6234

Frank Klein

Assistant Superintendent of Technology 719-549-7292

Scott Potter

IT Director Lexington Public Schools 308-324-4681

Brian Wilson

Headend Supervisor SBC 515-202-5532

Bruce Campbell

TVC Vikamatic Sales 720-842-1861

Larry Hector

Infrastructure Director University of Nebraska 402-472-1334

Walter W. Aude

2300 SW 35th Court
Lincoln, NE 68522
(402) 314-6787

CAREER OBJECTIVE

Seeking a challenging position as a Network Engineer, where my experience can assist with maximizing data communication resources within an environment dedicated to providing unprecedented service.

EDUCATION/CERTIFICATIONS

06/93 Southeast Community College A.A.S. degree in Electronics with Computer Emphasis
06/96 Certified NetWare Engineer 3.1X to 4.1 Track (CNE)– Expired
07/00 Cisco Certified Network Associate (CCNA)– Renewed 06/2008
03/03 Cisco Certified Network Professional (CCNP)– Expired as of 03/2006

COMPUTER SKILLS

Network Management Software

Cisco ACS, Cisco Works LAN Management Solution, nGenius, Statseeker, Kiwi Syslog, NetMRI, MRTG, WhatsUp Spectrum, Solarwinds, and Statseeker.

Operating Systems

Windows XP, NT, 2000 server, MacOS, Novell 3.1x and 4.1.

Network Hardware

Cisco Routers 2500 through 7600 series, Cisco Switches 1900 through 6500 series, Cisco PIX 525 and VPN 3030. Cisco ASA5500, Cisco LS1010 ATM switches Juniper M and J series routers. Cabletron, HP, 3Com, and IBM switches. Xyplex terminal servers. Asante, GaterBox, and Shevia Ethernet to LocalTalk bridges. Netcout Probes and miscellaneous DSU/CSU's. The use of OTDR to locate fiber problems.

Software

Lotus Notes, Network General Sniffer, Netflow, Visio, Microsoft Office, Hummingbird Exceed, PC Anywhere, Corel Draw, Acrobat, Front Page, Extra, TN3270, Remedy, Bind, and QIP DNS/DHCP server.

EXPERIENCE

06/09 **Unite Private Networks**
Present ***VP of Information Technology***

- Responsible for developing strategy, planning, organizing and evaluating technology both internally and for our customers
- Manage IT staff of Engineers
- Responsible for designing and implementing solutions for our customers

- Develop and implement IT policies and procedures
- Defines priorities, and assigns projects and tasks pertaining to IT department
- Resolves network problems
- Manages network vendors
- Monitors performance of the network with SNMPtools
- Researches and recommends network products
- Analyzes network traffic to troubleshoot network performance problems
- Mentors network engineers

08/97
07/09

UNIVERSITY OF NEBRASKA – COMPUTING SERVICES NETWORK
Network Specialist

- Support Internet connection to Level 3 for Network Nebraska
- Support Network Nebraska WAN infrastructure
- Support Telehealth Network
- Documentation of network infrastructure
- Backup support for Pix525, Cisco VPN3030, and local LAN
- Monitoring of managed devices using WhatsUP, RMON probes, Network General Sniffer, Statseeker, and NetMRI
- LAN/WAN Network design and support that consist of CiscoRouters, Juniper Routers, Cisco CatalystSwitches, Cisco Wireless Access Points, Cisco Pix525 Firewalls, Cisco VPN3030 concentrator, IBM 8260 Token Ring concentrators, CSU/DSU's, 56K, T1, DS3, POS, ATM and 10/100/1000 Mbps Ethernet circuits in a multi-protocol network
- Termination of fiber jumpers and UTP Category 6 cables
- Troubleshoot fiber problems with OTDR
- Support Network related servers
- Coordinated with various vendors in the requisition of data communications equipment and the resolutions of problems with the mission critical network
- Installation of applications and support of a multi-protocol network
- Adhere to all change management and disaster recovery procedures
- Support University of Nebraska Foundation Network

07/94
07/97

UNL - INFORMATION SERVICES,
Computer Hardware Tech III

- Certified NetWare Engineer (CNE)
- Troubleshooting of network problems with use of Spectrum, Network General Sniffer and Distributed Sniffers
- Installation and administration of multiple network environments consisting of a variety of Ethernet hubs and switches, bridges, terminal servers, AppleTalk gateways, and Token Ring concentrators
- Documentation of network infrastructure
- Termination of fiber jumpers and UTP Category 5 cables
- Installation and configuration of PC hardware and software

07/93

AUTOMATED SYSTEMS INC., - Lincoln, NE

07/94

Field Technician

- Network cabling consisting of UTP and Coax
- Configuration and installation of Ethernet hubs
- Component level repair of terminals, printers, monitors, and PC's
- Installation and setup of PC's and software

03/89

UNIVERSITY OF NEBRASKA - COMPUTING SERVICES NETWORK

06/93

Technical Assistant

- Network cabling of STP cable for Token Ring and Coax for Main Frame connectivity
- Installation and configuration of PC's, printers, and terminals
- Cataloged reference manuals
- Documentation of network infrastructure

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-7. Please update your response to question (A-18) and provide, if applicable, information requested in the "Note".

RESPONSE: Please see Page 5 of updated Application.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-8. Please update your response to question (A-19) and provide, if applicable, information requested in the "Note".

RESPONSE: Please see Page 6 of updated Application.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-9. Please update your response to question (B-2) in Attachment D and in the "Note".

RESPONSE: Applicant has entered into a Protective Order for financial information dated November 17, 2011 with the Arizona Corporation Commission. Confidential Information has been submitted directly to John Bostwick, Administrative Service Officer via e-mail to JBostwick@azcc.gov on November 23, 2011. Applicant understands that the equity, assets and net income figures will be listed in the staff report.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-10. Please provide a category list of the type of customers that you provide service to on a contractual basis (i.e. public school districts, state governments, etc.)

RESPONSE: Applicant will provide data-only communications services over high bandwidth fiber optic networks to schools, governments, carriers, and large enterprise customers under long-term contracts.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

- JFB2-11.** Please indicate why you believe that your range of rates and charges is just and reasonable using a competitive market analysis. Your analysis should contain publicly available examples of tariff rates and charges charged by the incumbent and other carriers for similar services. **Note: current rates and charges are your maximum rates and charges unless you identify and list your maximum rates and charges separately from your current rates and charges. Also, maximum rates and charges cannot be greater than three times your current rates and charges.** Please provide the actual tariff pages and use the attached matrix format to show your maximum or current proposed tariff rates and charges. If needed, please change the nomenclature of Product/Services and use your proposed tariff name of the products/services you will be providing in Arizona. Then show each competitor's maximum or current tariff rates and charges for comparable telecommunications services. At a minimum, show tariff information of Qwest or Cox and two other competitors in Arizona. The material you provide should enable Staff to determine whether the maximum or current tariff rates and charges of the Applicant are just and reasonable compared to other competitors offering the same or similar telecommunications services in Arizona. *(See Attachments A & B - By Competitor) (For the Applicant's ease, an excel file has been provided by Staff).*

RESPONSE: Unite Private Networks, L.L.C. has no market power and that the reasonableness of its rates will be evaluated in a market with numerous competitors.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

**ARIZONA CORPORATION COMMISSION
STAFF'S SECOND SET OF DATA REQUESTS TO
UNITE PRIVATE NETWORKS, L.L.C. ("UPN")
Docket No. T-20534A-07-0346
November 23, 2011**

JFB2-12. Please provide the actual tariff pages and use the attached matrix format to show the maximum or current proposed tariff rates and charges that TCO Network, Inc. will charge for similar services in the other states/jurisdictions in which TCO Network, Inc. has been approved to provide service. **Note: current rates and charges are your maximum rates and charges unless you indentify and list your maximum rates and charges separately from your current rates and charges.** If needed, please change the nomenclature of Product/Services and use your proposed tariff name of the products/services you will be providing in Arizona. If there is a difference between the maximum or current rates that your Company will charge in Arizona and the rates that your Company will charge in the other states/jurisdictions for similar service, please identify and indicate the amount of the difference and explain why you are charging different rates in Arizona. *(See Attachments C & D - By State) (For the Applicant's ease, an excel file has been be provided by Staff).*

RESPONSE: Unite Private Networks, L.L.C. has no market power and that the reasonableness of its rates will be evaluated in a market with numerous competitors.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

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JFB2-13. In Section 3 – DEFINITIONS of your proposed Arizona Tariff No. 1, you have two terms that have different definitions that the terms listed in the Arizona Administrative Code. The terms are Customer and Premises. Please refer to and use A.A.C. rule R14-2-501 Item No. 9 to define Customer and A.A.C. rule R14-2-501 Item No. 14 to define Premises in your proposed tariff. This will help to ensure that the definitions of the tariff terms approved by the Commission are used in a consistent manner by all telecommunications providers in Arizona.

RESPONSE: Please see Original Sheet 7 of updated Tariff.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

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JFB2-14. Make sure that you have updated your Application and all responses to Staff's data requests.

RESPONSE: Please see response to JFB2-1.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
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JFB2-15. If you have any questions in providing information for the Application and/or answering Staff's data requests, please contact Staff by telephone at (602) 542-0856.

RESPONSE: None.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868

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JFB2-16. Submit a PDF file of your responses to this data request to JBostwick@acc.gov

RESPONSE: A complete PDF copy of this data request has been submitted to JBostwick@azcc.gov on November 23, 2011.

All Contacts Providing Information/Response for the above question:

Kevin Anderson, CEO
950 W. 92 Hwy, Suite 203, Kearney, MO 64060
E-Mail: kevin.anderson@upnllc.com
Telephone Number: (816) 216-1868