

NC

FILE

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The Public Utilities Commission of Ohio
TELECOMMUNICATIONS APPLICATION FORM for ROUTINE PROCEEDINGS
 (Effective: 01/18/2008)

In the Matter of the Application of ITC-DeltaCom Communications, Inc.)
 to Change Company Name to DeltaCom, Inc.)

TRF Docket No. 90-5725

Case No. 08 - 850 - TP - 010

NOTE: Unless you have reserved a Case # or are filing a Contract, leave the "Case No" fields BLANK.

Name of Registrant(s) DeltaCom, Inc.

DBA(s) of Registrant(s) _____

Address of Registrant(s) 7037 Old Madison Pike, Huntsville, Alabama 35806

Company Web Address www.deltacom.com

Regulatory Contact Person(s) Jean Houck

Phone 256-382-2230 Fax 256-382-3936

Regulatory Contact Person's Email Address jean.houck@deltacom.com

Contact Person for Annual Report Shannon Wagner

Phone 256-382-3951

Address (if different from above) _____

Consumer Contact Information Routine Customer Care 800-239-3000/PUC Complaints Tina Ellis

Phone 256-264-1958

Address (if different from above) 8830 US Hwy 231 North, Arab, Alabama 35016

Motion for protective order included with filing? ☐ Yes ☒ No

Motion for waiver(s) filed affecting this case? ☐ Yes ☒ No [Note: Waivers may toll any automatic timeframe.]

Section I – Pursuant to Chapter 4901:11-6 OAC – Part I – Please indicate the Carrier Type and the reason for submitting this form by checking the boxes below. CMRS providers: Please see the bottom of Section II.

NOTES: (1) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901 and/or the supplemental application form noted.

(2) Information regarding the number of copies required by the Commission may be obtained from the Commission's web site at www.puco.ohio.gov under the docketing information system section, by calling the docketing division at 614-466-4095, or by visiting the docketing division at the offices of the Commission.

Carrier Type <input type="checkbox"/> Other (explain below)	<input type="checkbox"/> ILEC	<input type="checkbox"/> CLEC	<input type="checkbox"/> CTS	<input type="checkbox"/> AOS/IOS
Tier 1 Regulatory Treatment				
Change Rates within approved Range	<input type="checkbox"/> TRF 1-6-04(B) (0 day Notice)	<input type="checkbox"/> TRF 1-6-04(B) (0 day Notice)		
New Service, expanded local calling area, correction of textual error	<input type="checkbox"/> ZTA 1-6-04(B) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-04(B) (0 day Notice)		
Change Terms and Conditions, Introduce non-recurring service charges	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)		
Introduce or Increase Late Payment or Returned Check Charge	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)		
Business Contract	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)		
Withdrawal	<input type="checkbox"/> ATW 1-6-12(A) (Non-Auto)	<input type="checkbox"/> ATW 1-6-12(A) (Auto 30 days)		
Raise the Ceiling of a Rate	Not Applicable	<input type="checkbox"/> SLF 1-6-04(B) (Auto 30 days)		
Tier 2 Regulatory Treatment				
Residential - Introduce non-recurring service charges	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)		
Residential - Introduce New Tariffed Tier 2 Service(s)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	
Residential - Change Rates, Terms and Conditions, Promotions, or Withdrawal	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	
Residential - Tier 2 Service Contracts	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	
Commercial (Business) Contracts	Not Filed	Not Filed	Not Filed	
Business Services (see "Other" below)	Detariffed	Detariffed	Detariffed	
Residential & Business Toll Services (see "Other" below)	Detariffed	Detariffed	Detariffed	

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
 Technician 76 Date Processed 7-2-08

Section I – Part II – Certificate Status and Procedural

Certificate Status	ILEC	CLEC	CTS	AOS/IOS
Certification (See Supplemental ACE form)		<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)
Add Exchanges to Certificate	<input type="checkbox"/> ATA 1-6-09(C) (Auto 30 days)	<input type="checkbox"/> AAC 1-6-10(F) (0 day Notice)	CLECs must attach a current CLEC Exchange Listing Form	
Abandon all Services - With Customers	<input type="checkbox"/> ABN 1-6-11(A) (Non-Auto)	<input type="checkbox"/> ABN 1-6-11(A) (Auto 90 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)
Abandon all Services - Without Customers		<input type="checkbox"/> ABN 1-6-11(A) (Auto 30 days)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)
Change of Official Name (See below)	<input type="checkbox"/> ACN 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ACN 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input checked="" type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Change in Ownership (See below)	<input type="checkbox"/> ACO 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ACO 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Merger (See below)	<input type="checkbox"/> AMT 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> AMT 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Transfer a Certificate (See below)	<input type="checkbox"/> ATC 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ATC 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Transaction for transfer or lease of property, plant or business (See below)	<input type="checkbox"/> ATR 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ATR 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Procedural				
Designation of Process Agent(s)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)

Section II – Carrier to Carrier (Pursuant to 4901:1-7), CMRS and Other

Carrier to Carrier	ILEC	CLEC		
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)		
Request for Arbitration	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)		
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)		
Introduce or change access service pursuant to 07-464-TP-COI	<input type="checkbox"/> ATA (Auto 30 day)			
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC 1-7-04 or 1-7-05 (Non-Auto)	<input type="checkbox"/> UNC 1-7-04 or 1-7-05 (Non-Auto)		
Pole attachment changes in terms and conditions and price changes.	<input type="checkbox"/> UNC 1-7-23(B) (Non-Auto)	<input type="checkbox"/> UNC 1-7-05 (Non-Auto)		
CMRS Providers See 4901:1-6-15	<input type="checkbox"/> RCC [Registration & Change in Operations] (0 day)		<input type="checkbox"/> NAG [Interconnection Agreement or Amendment] (Auto 90 days)	
Other* (explain) _____				

*NOTE: During the interim period between the effective date of the rules and an Applicant's Detariffing Filing, changes to existing business Tier 2 and all toll services, including the addition of new business Tier 2 and all new toll services, will be processed as 0-day TRF filings, and briefly described in the "Other" section above.

All Section I and II applications that result in a change to one or more tariff pages require, at a minimum, the following exhibits. Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-14 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

Exhibit	Description:
A	The tariff pages subject to the proposed change(s) as they exist before the change(s)
B	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in the right margin.
C	A short description of the nature of the change(s), the intent of the change(s), and the customers affected.
D	A copy of the notice provided to customers, along with an affidavit that the notice was provided according to the applicable rule(s).

Section III. – Attestation

Registrant hereby attests to its compliance with pertinent entries and orders issued by the Commission.

AFFIDAVIT

Compliance with Commission Rules and Service Standards

I am an officer/agent of the applicant corporation, DeltaCom, Inc. ☒ , and am authorized to make this statement on its behalf.
(Name)

I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) Pursuant to Chapter 4901:1-5 OAC for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum Telephone Service Standards, as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will fully comply with the rules of the state of Ohio and understand that noncompliance can result in various penalties, including the suspension of our certificate to operate within the state of Ohio.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on (Date) July 1, 2008 ☒ at (Location) 7037 Old Madison Pike Huntsville Alabama 35806 ☒

*(Signature and Title) Jean Houck, Sr. Manager (Date) July 1, 2008 ☒

- This affidavit is required for every tariff-affecting filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.

VERIFICATION

I, Jean Houck ☒
verify that I have utilized the Telecommunications Application Form for Routine Proceedings provided by the Commission and that all of the information submitted here, and all additional information submitted in connection with this case, is true and correct to the best of my knowledge.

*(Signature and Title) Jean Houck Senior Manager, Regulatory ☒ (Date) July 1, 2008

*Verification is required for every filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.

Send your completed Application Form, including all required attachments as well as the required number of copies, to:

**Public Utilities Commission of Ohio
Attention: Docketing Division
180 East Broad Street, Columbus, OH 43215-3793**

Or

Make such filing electronically as directed in Case No 06-900-AU-WVR

TITLE PAGE – OHIO PRICE LIST

DELTACOM, INC.

PRICE LIST

www.deltacom.com

This Price List contains the descriptions, regulations, and rates applicable to the telecommunications services provided by DeltaCom, Inc. with principal offices at 7037 Old Madison Pike, Huntsville, Alabama 35806, (256) 382-3900. This Price List applies to services furnished within the State of Ohio.

"Customers have certain rights and responsibilities under the Minimum Telephone Service Standards (Ohio Adm.Code 4901:1-5)(MTSS). These safeguards can be found in the Appendix to Ohio Adm.Code 4901:1-5-03, which is entitled "Telephone Customer Rights and Responsibilities". These rights and responsibilities include complaint handling, ordering or changing service, service repair, payment of bills, and disconnection and reconnection of service.

NOTIFICATION OF NAME CHANGE



7037 Old Madison Pike
Huntsville, AL 35806
256.382.2230 Phone
256.382.3936 Fax

VIA OVERNIGHT MAIL

July 1, 2008

Public Utilities Commission of Ohio
Attention: Docketing Division
180 East Broad Street
Columbus, Ohio 43215-3793

RE: Notification of the Name Change of ITC^DeltaCom Communications, Inc.
to DeltaCom, Inc.

To Whom It May Concern:

ITC^DeltaCom Communications, Inc. hereby respectfully notifies the Public Utilities Commission of Ohio (the "Commission") of the name change of ITC^DeltaCom Communications, Inc. to "DeltaCom, Inc." The name change was undertaken to enable Applicant to simplify and to align its legal corporate name with how Applicant is recognized by its customers and the general public, as further described below.

A. Description of Applicant

Applicant is a corporation created and existing under the laws of the State of Alabama, with its principal office located at 7037 Old Madison Pike, Huntsville, Alabama. Applicant provides international and domestic interstate, intrastate and local telecommunications services. The Commission granted Applicant authority to provide competitive telecommunications resale service on an interexchange basis under Docket No. 90-5725. Additional information about Applicant is available at www.deltacom.com.

B. CONTACT INFORMATION

Correspondence or communications concerning this notification may be directed to:

D. Anthony Mastando
Vice President, Regulatory/Senior Regulatory Attorney
DeltaCom, Inc.
7037 Old Madison Pike
Huntsville, Alabama 35806
Telephone: 256-382-3856
Email: tony.mastando@itcdeltacom.com

C. CORPORATE NAME CHANGE

On February 21, 2006, ITC^DeltaCom filed in the Probate Court of Marshall County, Alabama, an Articles of Amendment to Articles of Incorporation changing its name to DeltaCom, Inc., as was duly approved by the company's Board of Directors. Adoption of DeltaCom, Inc. as Applicant's legal corporate name was certified by the Office of the Secretary of State of the State of Alabama, Applicant's State of incorporation, as evidenced by the Alabama Secretary of State's Certificate of Authority, attached hereto as Exhibit A. Applicant has further registered its new corporate name with the Ohio Secretary of State, as evidenced by the State Certificate of Good Standing attached hereto as Exhibit B.

The purpose of Applicant's name change is to enable Applicant to simplify and to align its legal corporate name with how Applicant is identified to, and recognized by, its customers and the general public. The requested name change authority exclusively entails a change in legal corporate name and is not sought in conjunction with any merger, acquisition, consolidation or other change in corporate structure or ownership that would require separate Commission authority.

Applicant requests that the Commission change the certificates of public convenience and necessity held by ITC^DeltaCom Communications, Inc. to reflect the name change to "DeltaCom, Inc." As the name change is completed, DeltaCom will file revised tariff sheets as appropriate in connection with the name change. These tariff changes will not revise the rates, terms or conditions of any services currently offered.

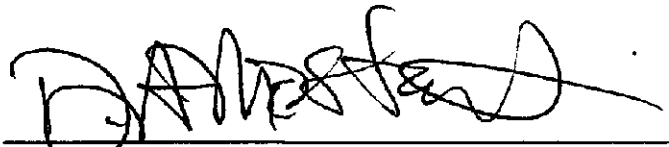
D. EFFECT OF NAME CHANGE

The name change will have no impact on customers or services. Customers were provided a notice of the name change via written communication. A sample copy of the customer notice is attached as Exhibit C.

E. CONCLUSION

DeltaCom respectfully submits that the public interest, convenience and necessity would be furthered by this name change. An original and the requisite number of copies of this notification are enclosed.

Respectfully submitted this 1st day of July, 2008.



D. Anthony Mastando
Vice President, Regulatory/Senior Regulatory
Attorney
DeltaCom, Inc.
7037 Old Madison Pike
Huntsville, Alabama 35806
Telephone: 256-382-3856
Email: tony.mastando@itcdeltacom.com

EXHIBIT A

STATE OF ALABAMA CERTIFICATE OF AUTHORITY

Nancy L. Worley
Secretary of State

P.O. Box 5616
Montgomery, AL 36103-5616

STATE OF ALABAMA

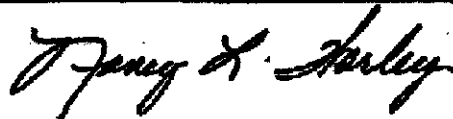
I, Nancy L. Worley, Secretary of State of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that

that the domestic corporate records on file in this office disclose that ITC [^] DeltaCom Communications, Inc. incorporated in Marshall County on April 7, 1982; that on February 21, 2006 the name was changed to DeltaCom, Inc. I further certify that the records do not disclose that said DeltaCom, Inc. has dissolved.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, on this day.

03/15/06

Date



Nancy L. Worley

Secretary of State



EXHIBIT B

CERTIFICATE OF GOOD STANDING

**UNITED STATES OF AMERICA
STATE OF OHIO
OFFICE OF THE SECRETARY OF STATE**

I, Jennifer Brunner, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign business entities; that said records show DELTACOM, INC., an Alabama Corporation, having qualified to do business within the State of Ohio on September 23, 1991, under License No. 804294, is currently in GOOD STANDING upon the records of this office.



*Witness my hand and the seal of the
Secretary of State at Columbus, Ohio
this 27th day of June, A.D. 2008.*

Jennifer Brunner
Ohio Secretary of State

EXHIBIT C

CUSTOMER NOTIFICATION

before:

ITC  DELTACOM®

after:

deltacom[™]

*First, we simplified your telecommunications service. But that was not enough ... Now, we want to be accountable for all of your business solutions while providing the same world class customer service we have for over a century. As our company has evolved, so has our name. Beginning April 3rd, we will be known as **Deltacom**.*

deltacomTM

*7037 Old Madison Pike
Huntsville, AL 35806

* Please note the new address for DeltaCom, Inc. (P/K/a) ITC-DeltaCom Communications, Inc.