

The Public Utilities Commission of Ohio
TELECOMMUNICATIONS FILING FORM
(Effective: 01/20/2011)

This form is intended to be used with most types of required filings. It provides check boxes with rule references for the most common types of filings. It does not replace or supersede Commission rules in any way.

In the Matter of the Application of Birch Telecom of the Great Lakes, Inc.)
to Transfer Customers and Assets of Cordia Communications Corp.)
and Northstar Telecom, Inc.)

TRF Docket No. 90-_____

Case No. 11 - 4226 - **TP** - ATR

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

Name of Registrant(s) Birch Telecom of the Great Lakes, Inc. d/b/a Birch Communications

DBA(s) of Registrant(s) Birch Communications

Address of Registrant(s) 2300 Main Street, Suite 600, Kansas City, MO 64108

Company Web Address www.birch.com

Regulatory Contact Person(s) Chris Bunce

Phone 816-300-3322

Fax 816-300-3350

Regulatory Contact Person's Email Address chris.bunce@birch.com

Contact Person for Annual Report Angela Hoke

Phone 816-300-1049

Address (if different from above) _____

Consumer Contact Information Tara Jackson

Phone 816-300-1677

Address (if different from above) _____

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.]

Notes:

Section I and II are Pursuant to Chapter 4901:1-6 OAC

Section III – Carrier to Carrier is Pursuant to 4901:1-7 OAC, and Wireless is Pursuant to 4901:1-6-24 OAC.

Section IV – Attestation

(1) Indicate the Carrier Type and the reason for submitting this form by checking the boxes below.

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

(3) 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.

(4) An Incumbent Local Exchange Carrier (ILEC) offering basic local exchange service (BLES) outside its traditional service area should choose CLEC designation when proposing to offer BLES outside its traditional service area or when proposing to make changes to that service.

All Filings that result in a change to one or more tariff pages require, at a minimum, the following 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 I – Part I - Common Filings

Carrier Type <input type="checkbox"/> Other (explain below)	<input type="checkbox"/> For Profit ILEC	<input type="checkbox"/> Not For Profit ILEC	<input type="checkbox"/> CLEC
Change terms & conditions of existing BLES	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA <u>1-6-14(F)</u> (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF <u>1-6-14(F)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(F)(4)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(G)</u> (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS <u>1-6-14</u> <u>(C)(1)(c)</u> (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF <u>1-6-08(G)(0 day)</u>
BLES withdrawal			<input type="checkbox"/> ZTA <u>1-6-25(B)</u> (0 day Notice)
Other* (explain) _____			

Section I – Part II – Customer Notification Offerings Pursuant to Chapter 4901:1-6-7 OAC

Type of Notice	Direct Mail	Bill Insert	Bill Notation	Electronic Mail
<input type="checkbox"/> 15-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> 30-day Notice	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Date Notice Sent: On or before July 15, 2011				

Section I – Part III –IOS Offerings Pursuant to Chapter 4901:1-6-22 OAC

IOS	Introduce New	Tariff Change	Price Change	Withdraw
<input type="checkbox"/> IOS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Section II – Part I – Carrier Certification - Pursuant to Chapter 4901:1-6-08, 09 & 10 OAC

Certification	ILEC (Out of Territory)	CLEC	Carrier's Not Offering BLES	CESTC	CETC
* See Supplemental form	<input type="checkbox"/> ACE <u>1-6-08</u> * (Auto 30- day)	<input type="checkbox"/> ACE <u>1-6-08</u> * (Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-08</u> * (Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-10</u> (Auto 30 day)	<input type="checkbox"/> UNC <u>1-6-09</u> * (Non-Auto)

*Supplemental Certification forms can be found on the Commission Web Page.

Section II – Part II – Certificate Status & Procedural

Certificate Status	ILEC	CLEC	Carrier's Not Offering BLES
Abandon all Services		<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)	<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)
Change of Official Name *	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Change in Ownership *	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Merger *	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transfer a Certificate *	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transaction for transfer or lease of property, plant or business *	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input checked="" type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input checked="" type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)

* Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-29 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

Section III – Carrier to Carrier (Pursuant to 4901:1-7), and Wireless (Pursuant to 4901:1-6-24)

Carrier to Carrier	ILEC	CLEC
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC <u>1-7-04 or 05</u> (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights- of-Way.	<input type="checkbox"/> UNC <u>1-7-23(B)</u> (Non-Auto)	
Wireless Providers See 4901:1-6-24	<input type="checkbox"/> RCC [Registration & Change in Operations]	<input type="checkbox"/> NAG [Interconnection Agreement or

Section IV. – Attestation

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

AFFIDAVIT

Compliance with Commission Rules

I am an officer/agent of the applicant corporation, _____, and am authorized to make this statement on its behalf.

(Name)

Please Check ALL that apply:

☐ I attest that these tariffs comply with all applicable rules for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules 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 attest that customer notices accompanying this filing form were sent to affected customers, as specified in Section II, in accordance with Rule 4901:1-6-7, Ohio Administrative Code.

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

Executed on (Date) _____ at (Location) _____

*(Signature and Title) _____ (Date) _____

- *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, Angela F. Collins verify that I have utilized the Telecommunications Filing Form for most 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) _____

(Date) July 6, 2011

**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

EXHIBITS REQUIRED FOR 4901:1-6-29 O.A.C. FILINGS

- 1) **Exhibit A** contains the Certification from the Ohio Secretary of State and the Certificate of Good Standing.
- 2) **Exhibit B** contains the list of names, addresses, and phone numbers of Birch's officers and directors.
- 3) **Exhibit C** contains the description of and rationale for the transfer of assets and customers.
- 4) There are no superseded tariff sheet(s) or price lists.
- 5) Following approval and consummation of the proposed Transaction, Birch will submit revised tariff sheets incorporating Sellers' current services and rates in a separate filing.
- 6) **Exhibit D** contains the draft customer notices, which will be sent direct mail on or before September 13, 2011.
- 8) **Exhibit E** contains an affidavit verifying that customer notice will be provided to affected customers.

EXHIBIT A

Certification from the Ohio Secretary of State and Certificate of Good Standing

DATE DOCUMENT NO DESCRIPTION
1. 11/19/1999 199928900320 FLF FOREIGN LICENSE/FOR-PROFIT

	FILING	EXPED	PENALTY	CERT	COPY
	100.00	0.00	0.00	0.00	0.00
TOTAL	100.00	0.00	0.00	0.00	0.00

Return To:
DIAMOND ACCESS
ATTN L VAIDO
16 E BROAD ST STE 600
COLUMBUS, OH 43215-0000

cut along the dotted line



The State of Ohio Certificate

Secretary of State - J. Kenneth Blackwell

1117085

It is hereby certified that the Secretary of State of Ohio has custody of the business records for BIRCH TELECOM OF OHIO, INC. and that said business records show the filing and recording of:

Document(s)
FOREIGN LICENSE/FOR-PROFIT

Document No(s):
199928900320

*Authorization to transact business in Ohio is hereby given, until
surrender, expiration or cancellation of this license.

United States of America
State of Ohio
Office of the Secretary of State



Witness my hand and the seal of the Secretary
of State at Columbus, Ohio, This 8th day of
October, A.D. 1999

J. Kenneth Blackwell
J. Kenneth Blackwell
Secretary of State

**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 **BIRCH TELECOM OF THE GREAT LAKES, INC.**, a Delaware corporation, having qualified to do business within the State of Ohio on October 08, 1999 under License No. 1117085 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 26th day of May, A.D. 2010*

A handwritten signature in cursive script, appearing to read "Jennifer Brunner".

Ohio Secretary of State

Validation Number: V2010146MCE411

EXHIBIT B

Officers and Directors

All officers and directors may be contacted at the corporate headquarters.

Officers:

Vincent M. Oddo

President and Chief Executive Officer

Chris Aversano

Executive Vice President and Chief Operating Officer

Edward James III

Senior Vice President, Finance, Chief Financial Officer, and Treasurer

Christopher J. Bunce

Vice President, Legal, General Counsel and Secretary

Directors:

R. Kirby Godsey

Holcombe Green, Jr.

Vincent M. Oddo

EXHIBIT C

Description of the Transaction

Cordia Communications Corp. (“Cordia”), Northstar Telecom, Inc. (“Northstar”) (Cordia and Northstar collectively, “Sellers”), and Birch Telecom of the Great Lakes, Inc. d/b/a Birch Communications (“Birch” or “Purchaser”) (Cordia, Northstar, and Birch collectively, the “Parties”), hereby seek approval from the Public Utilities Commission of Ohio (“Commission”) of a pending transaction between Sellers and Birch pursuant to which Sellers will transfer substantially all of their telecommunications assets and Ohio customer base to Birch (the “Transaction”).

I. DESCRIPTION OF THE PARTIES

A. Birch Telecom of the Great Lakes, Inc. dba Birch Communications

Birch is a Delaware corporation with headquarters located at 2300 Main Street, Suite 340, Kansas City, Missouri 64108. Birch is authorized by the Commission to provide competitive local exchange and interexchange services in the State of Ohio.¹ Birch is a wholly owned subsidiary of Birch Communications, Inc. (“BCI”), a Georgia corporation with headquarters located at 3060 Peachtree Road NW, Suite 1065, Atlanta, Georgia 30305. Birch and its subsidiaries provide telecommunications services to both business and residential customers in 38 states.

B. Cordia Communications Corp.

Cordia is a Nevada corporation with headquarters located at 2900 Westchester Avenue, #103, Purchase, New York 10577. Cordia was authorized to provide telecommunications services in Ohio in Case No. 03-1394-TP-ACE.

¹ Certification Number 90-9134; Case Nos. 00-1042-TP-ACE and 07-0738-TO-ATA.

C. Northstar Telecom, Inc.

Northstar is an affiliate of Cordia, and is a Nebraska corporation with offices located at 2900 Westchester Avenue, #103, Purchase, New York 10577. Northstar was authorized to provide telecommunications services in Ohio in Case No. 06-0608-TP-ACE.

II. DESIGNATED CONTACTS

Correspondence concerning this matter should be directed to:

For Cordia and Northstar

Maria A. Abbagnaro
Cordia Communications Corp.
2900 Westchester Avenue, #103
Purchase, New York, 10577
914-881-1405 (telephone)
800-714-9950 (facsimile)
mabbagnaro@cordiacorp.com

**For Birch Telecom of the Great Lakes, Inc. dba
Birch Communications**

Angela F. Collins
Cahill Gordon & Reindel LLP
1990 K Street, NW, Suite 950
Washington, DC 20006
202-862-8930 (telephone)
202-862-8958 (facsimile)
acollins@cgrdc.com

III. DESCRIPTION OF THE TRANSACTION

On June 17, 2011, BCI submitted a proposal, including an executed Asset Purchase Agreement (“Agreement”), to the United States Bankruptcy Court for the Middle District of Florida (Case No. 6:11-bk-06493-KSJ through 6:11-bk-06497-KSJ) to purchase certain assets and customers of Cordia and Northstar (as well as their affiliate My Tel Co, Inc., which does not offer service in Ohio). On June 29, 2011, BCI learned that no other entity submitted a similar proposal to the bankruptcy court, and on July 14, 2011, the bankruptcy court approved the Agreement. Pursuant to the Agreement, BCI will purchase the following assets from Sellers: customer accounts, customer agreements and contracts, certain vendor agreements and contracts, and certain intellectual property. BCI, however, will not assume any of Sellers’ pre-closing liabilities.

Following approval of the proposed Transaction, Birch will file revised tariff sheets

incorporating Sellers' current services and rates so that the affected customers will continue to receive the same services that they currently receive without any immediate changes to their service offerings, rates, or terms and conditions. The ownership structure of BCI and Birch will not be affected by the Transaction. Upon consummation of the Transaction and after completion of the customer transfer, Birch will provide Sellers' customers with the same service quality they have come to expect and all billing will be handled by Birch. Consummation of the Transaction is contingent on, among other things, receipt of all necessary regulatory approvals.

The proposed transfer will affect all of Sellers' current Ohio customers, none of whom will experience any material change to the terms and conditions of their services as a result of the transfer. The transfer is scheduled to take place on or after October 13, 2011. Upon completion of the Transaction and the migration of customers to Birch, Sellers will no longer offer telecommunications services in Ohio and Birch will provide telecommunications services to these customers. **Exhibit D** contains drafts of the customer notice letters that will be provided to Sellers' customers in accordance with Ohio and Federal Communications Commission ("FCC") requirements, and **Exhibit E** contains an affidavit regarding the customer notice. Upon completion of the Transaction and the migration of customers to Birch, Sellers will no longer offer telecommunications services in Ohio. After Sellers determine that they no longer need their Ohio authorizations for operational or billing purposes, Sellers will surrender their authorizations in a separate filing.

VI. PUBLIC INTEREST ANALYSIS

The pending Transaction serves the public interest because it will ensure that Sellers' Ohio customers will continue to enjoy high-quality telecommunications service. Sellers' current customers will be given prior written notice of the transfer of their account to Birch, in

compliance with Ohio and FCC customer notice rules. Following the Transaction, the affected customers will receive high-quality service supported by Birch's experienced and well-qualified management team. Consequently, the proposed Transaction will be transparent to customers and will not have a negative impact on the public interest, service to Ohio customers, or competition.

EXHIBIT D

Draft Customer Notices



IMPORTANT NOTICE
REGARDING A CHANGE IN YOUR TELECOMMUNICATIONS SERVICES

Dear _____

Birch Communications ("Birch") and Cordia Communications Corp. ("Cordia") are pleased to announce that Birch will acquire Cordia's local and long distance telephone customers. Subject to approval by the Federal Communications Commission and state regulators, Birch will replace Cordia as your current telecommunications service provider on or after **[30 DAYS BEFORE TRANSFER DATE]** (the "Transfer Date"). As a result of this transaction, Birch will assume responsibility for all services previously provided to you by Cordia. Birch is excited about the opportunity to provide your telecommunications service(s) and looks forward to a long and successful business relationship.

Please rest assured, the transition will have little or no impact on your current services, nor will there be any interruption of your service. The agreement between Birch and Cordia has been structured so that the transfer of service will be virtually seamless other than the possibility of a minor change to your voice mail service for which you will receive additional information.¹ There may, however, be other changes to your service plan based on Birch's unique billing systems (e.g., customers currently utilizing a message or measured local service plan may be switched to a flat rate plan). In those cases, Birch will transition you in a neutral manner and **with no increase to your regular monthly recurring charges**. You will retain all other service rates, features, terms, and conditions of service and your telephone phone number. Birch will not impose any charges for the transfer of your services to Birch and **no action is required from you to continue your telecommunications service(s) with Birch**. You will receive your first billing statement from Birch starting with your **[MONTH]** 2011 or **[MONTH]** 2011 bill. As in the past, you are responsible for paying all bills rendered to you by Cordia during the transition of service.

You do have the right to select a different carrier for the telecommunications service(s) at issue. If you choose to switch to an alternate carrier for services, you may incur a fee from that alternate carrier for the transfer of services to that alternate carrier.

¹ It will be necessary for you to reset your password and re-record your message greeting(s). Additionally, saved messages at the time of the transfer will no longer be retained. Birch will provide further details in a follow-up letter.

If you select a local telephone service provider other than Birch, you should also contact your current long distance provider to ensure that your current long distance plan is not changed.

Please note that if you are a customer of Cordia on the Transfer Date, your account will automatically be transferred to Birch. Please note that when your service is transferred to Birch, any preferred carrier “freeze” you have placed on your existing telephone lines to prevent unauthorized transfer of your services to another carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you by contacting Birch after the transfer is complete.

If you have any questions about this transaction or your service or billing prior to the actual Transfer Date, you should contact Cordia at **800-916-9950**.

If you have any questions regarding this transaction or your service or billing after the actual Transfer Date, you should contact Birch at **888-772-4724**.²

Cordia thanks you for your business and Birch looks forward to providing you with quality service for many years to come.

Sincerely,

Cordia Communications Corp. and
Birch Communications

²

About Birch Communications - Headquartered in Atlanta, Georgia, Birch Communications is one of the largest competitive local exchange carriers in its 38-state southeast, southwest, midwest and northeast regions serving residential and business customers. Birch was the first in its class to deploy its own private IP network utilizing soft switch technology to deliver innovative, high quality, affordable voice and broadband communications services to small and medium business customers.



IMPORTANT NOTICE
REGARDING A CHANGE IN YOUR TELECOMMUNICATIONS SERVICES

Dear _____

Birch Communications ("Birch") and Northstar Telecom, Inc. ("Northstar") are pleased to announce that Birch will acquire Northstar's local and long distance telephone customers. Subject to approval by the Federal Communications Commission and state regulators, Birch will replace Northstar as your current telecommunications service provider on or after **[30 DAYS BEFORE TRANSFER DATE]** (the "Transfer Date"). As a result of this transaction, Birch will assume responsibility for all services previously provided to you by Northstar. Birch is excited about the opportunity to provide your telecommunications service(s) and looks forward to a long and successful business relationship.

Please rest assured, the transition will have little or no impact on your current services, nor will there be any interruption of your service. The agreement between Birch and Northstar has been structured so that the transfer of service will be virtually seamless other than the possibility of a minor change to your voice mail service for which you will receive additional information.¹ There may, however, be other changes to your service plan based on Birch's unique billing systems (e.g., customers currently utilizing a message or measured local service plan may be switched to a flat rate plan). In those cases, Birch will transition you in a neutral manner and **with no increase to your regular monthly recurring charges**. You will retain all other service rates, features, terms, and conditions of service and your telephone phone number. Birch will not impose any charges for the transfer of your services to Birch and **no action is required from you to continue your telecommunications service(s) with Birch**. You will receive your first billing statement from Birch starting with your **[MONTH]** 2011 or **[MONTH]** 2011 bill. As in the past, you are responsible for paying all bills rendered to you by Northstar during the transition of service.

You do have the right to select a different carrier for the telecommunications service(s) at issue. If you choose to switch to an alternate carrier for services, you may incur a fee from that alternate carrier for the transfer of services to that alternate carrier. If you select a local telephone service provider other than Birch, you should also contact

¹ It will be necessary for you to reset your password and re-record your message greeting(s). Additionally, saved messages at the time of the transfer will no longer be retained. Birch will provide further details in a follow-up letter.

your current long distance provider to ensure that your current long distance plan is not changed.

Please note that if you are a customer of Northstar on the Transfer Date, your account will automatically be transferred to Birch. Please note that when your service is transferred to Birch, any preferred carrier "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer of your services to another carrier will be over-ridden for purposes of this transaction and will need to be reinstated by you by contacting Birch after the transfer is complete.

If you have any questions about this transaction or your service or billing prior to the actual Transfer Date, you should contact Northstar at **866-565-4082**.

If you have any questions regarding this transaction or your service or billing after the actual Transfer Date, you should contact Birch at **888-772-4724**.²

Northstar thanks you for your business and Birch looks forward to providing you with quality service for many years to come.

Sincerely,

Northstar Telecom, Inc. and
Birch Communications

²

About Birch Communications - Headquartered in Atlanta, Georgia, Birch Communications is one of the largest competitive local exchange carriers in its 38-state southeast, southwest, midwest and northeast regions serving residential and business customers. Birch was the first in its class to deploy its own private IP network utilizing soft switch technology to deliver innovative, high quality, affordable voice and broadband communications services to small and medium business customers.

EXHIBIT E

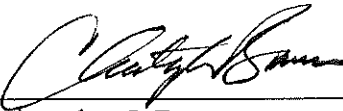
Customer Notice Affidavit

Verification

I, Christopher J. Bunce, Vice President, Legal, General Counsel and Secretary of Birch Telecom of the Great Lakes, Inc. d/b/a Birch Communications hereby certify under penalty of perjury that customer notices will be sent on or before September 13, 2011 to all affected customers in the state of Ohio in accordance with Rules 4901:1-6-7 and 4901:1-6-29, Ohio Administrative Code.

Date:

7/19/2011



Christopher J. Bunce
Vice President, Legal, General Counsel and Secretary
Birch Telecom of the Great Lakes, Inc. d/b/a Birch
Communications

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

7/19/2011 7:32:02 PM

in

Case No(s). 11-4226-TP-ATR

Summary: Application Application of Birch Telecom of the Great Lakes, Inc. for Approval to Transfer Assets and Customers electronically filed by Angela F Collins on behalf of Birch Telecom of the Great Lakes, Inc.