

Certification As A Common Carrier – Application Form A (Surrogate)

2009 DEC 29 AM 11:49

To: Jaclyn A. Brillling, Secretary to the Commission  
New York State Public Service Commission  
Three Empire State Plaza  
Albany, NY 12223-1350

Fr: Roy Chirido, CTO  
Stage 2 Networks, LLC  
70 West 40<sup>th</sup> Street, 7<sup>th</sup> Floor  
New York, NY 10018

Re: Request For Certificate Of Public Convenience and Necessity (CPCN) as  
CLEC

1.0 Identification of Applicant and principal business office:

- Stage 2 Networks, LLC  
70 West 40<sup>th</sup> Street, 7<sup>th</sup> Floor  
New York, NY 10018  
Joseph P. Gillette, President and CEO  
212 497-8080 (o)  
212 497-8001 (f)  
Roy Chirido, CTO  
212 497-8050 (o)  
212 597-8002 (f)

2.0 Telecommunications Carrier Critical Information Form (attachment A)

3.0 Copy Of Certificate Of Incorporation (attachment B – S2N Organizational Charter)

4.0 Description Of Offered Services:

- 4.1 Stage 2 Networks, LLC currently operates as an Enhanced Services Provider in the SMB market strata offering IP-enabled converged Voice and Data Services. By transforming Stage 2 Networks, LLC to a facilities-based CLEC, we will provide NY Metro-based customers alternatives to the ILEC and other CLECs by offering traditional TDM (Trunking and POPTS) as well as IP-enabled Trunking and POTS services. As a CLEC will provide competitive pricing and improved Customer care by hosting our own Telephone Numbers (TNs) and reducing Provisioning and Trouble Isolation/Repair intervals to improve the customer experience. As a CLEC will interface with the ILEC and negotiate with better pricing on a wholesale basis as promulgated by the telecommunications Act of 1996.

## 5.0 Description Of Plant

- 5.1 Stage 2 Networks, LLC occupies Co-Location space at 325 Hudson Street (with Level3) and has made arrangement to expand our presence in NYC at 601 West 26<sup>th</sup> Street to provide customers Disaster Recovery Capabilities by operating two nodes through disparate Transport topologies. The Networks consists of Datacomm equipment such as Session Border Controllers, Feature Servers, Media Servers, Network Servers, and Application Servers interconnected via LAN and WAN connectivity. Interconnection with Carriers and customers is through Ethernet-based SIP Trunking solutions utilizing Data T-1s, Ethernet over Copper, and Ethernet over Fiber through CAP (Competitive Access Providers) and Verizon). As a CLEC, we will enter into an Interconnection Agreement with Verizon Telecom and build-out an Interconnection Network to the PSTN so that we can offer CNAM, LNP, and 8YY Services directly via CCSS7. We currently use Certified 3<sup>rd</sup> Parties to support 911 Registration and Operator Services.

## 6.0 Acquiring Customers by Involuntary Switching

- 6.1 The governance of Stage 2 Networks, LLC is grounded by Experienced Executives who have been in the industry for many years and pre-dating the divestiture of the Bell System and Telecommunications Act of 1996. We have never, nor will we ever switch a customers' service without their authorization. Customers must provide Letter Of Agency/Authorization, current Invoice, and CSR (Customer Service Record) before proceeding with an implementation.

## 7.0 Complaint/Investigation for Unauthorized switching of Customer's Local or Long Distance Services

- 7.1 Stage 2 Networks, LLC offers bundled and metered Local and Long Distance Services as part of its Hosted PBX offering which is competitive other alternatives. We have never, nor will we prevent a customer from exercising their right based on the telecommunication Act of 1996 deny a customer the right to switch local and/or Long Distance Providers (PICC)

## 8.0 Federal Employer Identification Number

- 8.1 FEIN 74-3125013

## 9.0 Provide Access to Public Safety/Emergency Telephone Service

- 9.1 Due to the nature IP telephony to support Public Safety and Emergency Telephone Service, we recommend our customers order ILEC-POTS Line

Service, or we order same on their behalf. As such, we are requesting a Waiver until such time as these capabilities are supported.

10.0 Processing of 0+/0- Calls

- 10.1 Stage2 Networks, LLC contracts with a certified Alternative Operator Services Provider and calls precede by 0+, or 0- are routed to said 3<sup>rd</sup> Party for completion. Upon implementation of Interconnection Networks including a TDM/IP based Softswitch, we will complement this capability with direct trunking to the ILEC platform

11.0 IntraLATA Presubscription Plan

- 11.1 As a facilities-based CLEC, Stage 2 Networks, LLC will process all calls for completion regardless of the termination. Wrt IntraLATA Calling, customers can select the carrier they wish to complete their Local/IntraLATA Toll Calls based on the CIC of the carrier. Customers can select different CICs for Local, Toll, and or LD/ILD. As implementation of its Interconnection Networks with Verizon, or through other approved Carriers in the LATA.

12.0 Network Reliability

- 12.1 Stage2 Networks, LLC's network topology provides customers with transport diversity by vendor, by technology in accordance with customer's requirements and affordability. The backbone of our network and core equipment operates in an Active/Active (equipment) and Active/Protect (transport) to ensure service reliability. We incorporate 24x7 Customer care and Network Monitoring.

Attachments:

A Telecommunications Carrier Critical Information Form

B: Certificate Of Incorporation (S2N Organizational Charter

Attachment "B"  
10 pages

ARTICLES OF ORGANIZATION

OF

STAGE 2 NETWORKS, LLC

Under Section 203 of the Limited Liability Company Law  
of the State of New York

ARNIE HERZ, ATTORNEY AT LAW  
14 VANDERVENTER AVE. STE. 255  
PORT WASHINGTON, NY 11050

1133.01

**CERTIFICATE OF AMENDMENT OF ARTICLES OF ORGANIZATION**

**of**

**STAGE 2 NETWORKS LLC**

(Pursuant to Section 211 of the Limited Liability Company Law)

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It is hereby certified that:

FIRST: The name of the limited liability company is STAGE 2 NETWORKS LLC (the "Limited Liability Company").

SECOND: The articles of organization of the Limited Liability Company was filed by the Department of State on June 24, 2004.

THIRD: The amendment of the articles of organization of the Limited Liability Company effected by this certificate of amendment is as follows:

To provide for management of the Limited Liability Company by one or more managers.

FOURTH: To accomplish the foregoing amendment, Article Sixth of the articles of organization of the Limited Liability Company is hereby amended to read as follows:

"SIXTH: The Company is to be managed by one or more managers."

FIFTH: The foregoing amendment of the articles of organization of the Limited Liability Company was authorized by a majority in interest of the members entitled to vote thereon.

IN WITNESS WHEREOF, I have subscribed this document on the date set forth below and do hereby affirm, under the penalties of perjury, that the statements contained therein have been examined by me and are true and correct.

Dated: August 27, 2004

  
Joseph P. Gillette, Member

N. Y. S. DEPARTMENT OF STATE  
DIVISION OF CORPORATIONS AND STATE RECORDS

ALBANY, NY 12231-0001 (01133)

FILING RECEIPT

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ENTITY NAME: STAGE 2 NETWORKS, LLC

DOCUMENT TYPE: CHANGE (DOM LLC)  
PROCESS

COUNTY: NEWY

SERVICE COMPANY: \*\* NO SERVICE COMPANY \*\*

SERVICE CODE: 00

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FILED:02/21/2007 DURATION:\*\*\*\*\* CASH#:070221000759 FILM #:070221000689

ADDRESS FOR PROCESS

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THE LLC

ATTN: JOSEPH GILLETTE  
NEW YORK, NY 10018

70 W. 40TH STREET 7TH FL.

REGISTERED AGENT

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FILER	FEES	55.00	PAYMENTS	55.00
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	TAX	0.00	CHECK	0.00
ARNIE HERZ, ATTY.	CERT	0.00	CHARGE	55.00
14 VANDERVENTER AVENUE SUITE 255	COPIES	0.00	DRAWDOWN	0.00
	HANDLING	25.00	OPAL	0.00
NEW YORK, NY 11050			REFUND	0.00
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DOS-1025 (11/89)

FILING RECEIPT

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ENTITY NAME: STAGE 2 NETWORKS, LLC

DOCUMENT TYPE: AFFIDAVIT OF PUBLICATION (DOM LLC)

COUNTY: NEWY

SERVICE COMPANY: WINDSOR PUBLISHING, INC.

SERVICE CODE: Q5

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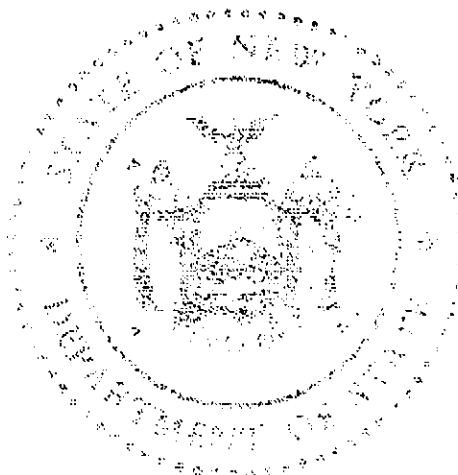
FILED:10/14/2004 DURATION:\*\*\*\*\* CASH#:041014000708 FILM #:041014000674

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REGISTERED AGENT

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	HANDLING	0.00	BILLED	0.00
PORT WASHINGTON, NY 11050			REFUND	0.00
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**STATE OF NEW YORK**

**County of New York, s:**

**NOTICE OF INFORMATION**  
NOTARY PUBLIC NETWORKS  
LLC, Art. of Org. filed Sec'y. of  
State (SSNY) 8/24/04. Office  
location: NY County. SSNY  
designated as agent of LEO  
upon whom process may be  
served. SSNY shall mail copy  
of process to: 25 Waterline  
Plaza, NY, NY 10010. For  
more info: 4787231. Fax:  
4787231. Email: ssny@ssn  
ny.com

Cynthia Byrd, being duly sworn, says that she is the **PRINCIPAL CLERK** of the Publisher of the **NEW YORK LAW JOURNAL**, a Daily Newspaper; that the Advertisement hereto annexed has been published in the said **NEW YORK LAW JOURNAL** in each week for 6 successive weeks, commencing on the 17th day of August, 2004.

TO WIT: AUGUST 17, 24, 31, 2004 SEPTEMBER 7, 14, 21, 2004

*Cynthia Byrd*

SWORN TO BEFORE ME, this 21st day  
Of September, 2004.



Christine A. Allen  
Notary Public, State of New York  
No. 01AL6107769  
Qualified in Nassau County  
Commission Expires April 12, 2008



FILING RECEIPT

ENTITY NAME: STAGE 2 NETWORKS, LLC

DOCUMENT TYPE: AFFIDAVIT OF PUBLICATION (DOM LLC)

COUNTY: NEWY

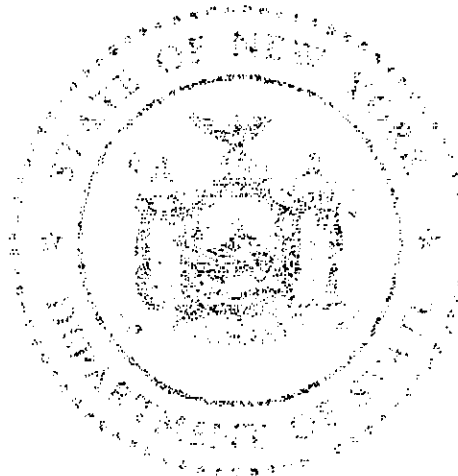
SERVICE COMPANY: WINDSOR PUBLISHING, INC.

SERVICE CODE: Q5

FILED:10/14/2004 DURATION:\*\*\*\*\* CASH#:041014000714 FILM #:041014000677

ADDRESS FOR PROCESS

REGISTERED AGENT



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ARNIE HERZ, ESQ.	CERT	0.00	CHARGE	0.00
14 VANDERVENTER AVENUE STE 255	COPIES	0.00	DRAWDOWN	25.00
	HANDLING	0.00	BILLED	0.00
PORT WASHINGTON, NY 11050			REFUND	0.00
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State of New York  
City of New York ss.:  
County of New York

## Copy of Advertisement

Notice of Formation of Single 2 Networks, LLC, AR of Gov. and Sec'y of State (SSNY 672601, Office located in NY County, SSNY designated an agent of LLC upon which process may be served: SSNY shall mail copy of process: 35 Westside Plaza, NY, NY 10018. Purpose: any lawful purpose.

*MSBryan*, being duly sworn, says that she is the Principal Clerk of the publisher of Town and Village, a weekly newspaper; published at 30 East 23rd St., in the City of New York, County of New York, State of New York, and further states that the advertisement hereto annexed has been regularly published in the said Town and Village once in each week for 6 successive weeks commencing on the 19 day of Aug, 04.

*MSBryan*  
Principal Clerk

Subscribed and sworn to before me,  
this 23rd day of September, 2004.

*Karen A. Wong*

KAREN A. WONG  
Notary Public, State of New York  
No. 01WO8053975  
Qualified in Westchester County  
Term Expires Jan. 22, 2007

FILING RECEIPT

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ENTITY NAME: STAGE 2 NETWORKS, LLC

DOCUMENT TYPE: ARTICLES OF ORGANIZATION (DOM LLC)

COUNTY: NEWY

SERVICE COMPANY: \*\* NO SERVICE COMPANY \*\*

SERVICE CODE: 00 \*

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FILED:06/24/2004 DURATION:\*\*\*\*\* CASH#:040624000057 FILM #:040624000054

ADDRESS FOR PROCESS

EXIST DATE

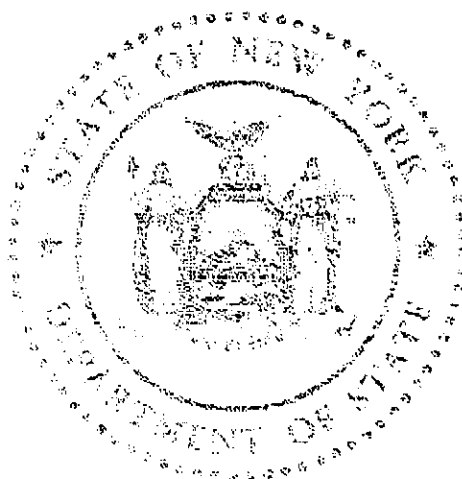
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THE LLC  
35 WATERSIDE PLAZA  
NEW YORK, NY 10010

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06/24/2004

REGISTERED AGENT



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FILER	FEES		PAYMENTS	
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14 VANDERVENTER AVE. STE. 255	CERT	0.00	CHARGE	225.00
	COPIES	0.00	DRAWDOWN	0.00
PORT WASHINGTON, NY 11050	HANDLING	25.00	BILLED	0.00
			REFUND	0.00
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ARTICLES OF ORGANIZATION

OF

STAGE 2 NETWORKS, LLC

Under Section 203 of the Limited Liability Company Law  
of the State of New York

FIRST: The name of the limited liability company is STAGE 2 NETWORKS, LLC ("the Company").

SECOND: The county within this state in which the principal office of the Company is to be located is New York.

THIRD: The purpose of the Company is to engage in any lawful act or activity for which limited liability companies may be organized under the Limited Liability Law of the State of New York.

FOURTH: The Secretary of State is designated as agent of the Company upon whom process against it may be served. The post office address within or without the State of New York to which the Secretary of State shall mail a copy of any process against the Company served upon him or her is 35 Waterside Plaza, New York, NY 10010.

FIFTH: The Company shall have the power to indemnify, to the full extent permitted by the Limited Liability Company law, as amended from time to time, all persons whom it is permitted to indemnify pursuant thereto.

SIXTH: The Company is to be managed by its members.

IN WITNESS WHEREOF, this certificate has been subscribed this 22<sup>nd</sup> day of June 2004, by the undersigned who affirms that the statements made herein are true under the penalties of perjury.

A handwritten signature in black ink, appearing to read 'Arnie Herz', is written over a horizontal line.

Arnie Herz  
Sole Organizer  
Arnie Herz, Attorney at Law  
14 Vanderventer Ave., Ste. 255  
Port Washington, NY 11050