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May 8, 2023
Via E-file

Ms. Lynn Retz, Executive Director
Kansas Corporation Commission
1500 SW. Arrowhead Road
Topeka, KS 66604-4027

**RE: Joint Notice of Internal Reorganization and Transfer of Customers from BullsEye Telecom, Inc.
to Lingo Telecom, LLC**

Dear Ms. Retz:

Enclosed for filing please find the above referenced Joint Notice submitted on behalf of BullsEye Telecom, Inc. and Lingo Telecom, LLC.

Any questions you may have regarding this filing should be directed to the attention of Suzanne Pagana at 407-740-3012 or via email to spagana@inteserra.com. Thank you for your assistance in this matter.

Sincerely,

/s/ Carey Roesel

Carey Roesel
Consultant

cc: A. Valencia – Lingo (via Email)
tms: KSx2301
Enclosures
CR/sp

**BEFORE THE
KANSAS CORPORATION COMMISSION**

Joint Notice of Internal Reorganization of

BullsEye Telecom, Inc.

and

Lingo Telecom, LLC

**d/b/a Impact Telecom d/b/a Trinsic Communications d/b/a VarTec Telecom
d/b/a Excel Telecommunications d/b/a Lingo**

and

Transfer of Customers

Lingo Telecom, LLC d/b/a Impact Telecom d/b/a Trinsic Communications d/b/a VarTec Telecom d/b/a Excel Telecommunications d/b/a Lingo ("Lingo Telecom") and BullsEye Telecom, Inc. ("BullsEye"), collectively the "Parties", hereby seek approval, to the extent necessary, from the Kansas Corporation Commission ("Commission") of an internal reorganization that will result in (1) a planned transfer of customers from BullsEye to its affiliate Lingo Telecom effective July 1, 2023 and (2) the cancellation of the Kansas Certificates of Convenience and Authority ("Authorities") of BullsEye upon completion of the customer transfer. Following completion of the customer transfer, BullsEye will no longer operate within Kansas and the Commission should proceed with the cancellation of the Authorities of BullsEye and any tariffs on file with the Commission.

I. The Parties

BullsEye is a Michigan corporation formed on March 4, 1997. Its principal office is located at 25925 Telegraph Road, Suite 210, Southfield, MI 48033. In Kansas, BullsEye was granted authority to provide interexchange and local telecommunications services in Docket Nos. 03-BLEC-065-COC and 03-BLET-066-COC respectively. BullsEye is a direct subsidiary of Lingo Management, LLC ("Lingo") and an indirect subsidiary of Lingo Communications, LLC and B. Riley Principal Investments, LLC.

Lingo Telecom is a Texas limited liability company originally incorporated on June 13, 1990 as Matrix Telecom, Inc. and converted to a limited liability company on December 28, 2015. Its principal office is located at 25925 Telegraph Road, Suite 210, Southfield, MI 48033. In Kansas, Lingo Telecom was granted authority to provide interexchange and local telecommunications service in Docket Nos. 95-MXTC-189-CCN and 05-MXTC-867-COC respectively. Lingo Telecom is a direct subsidiary of Impact Telecom, LLC and an indirect subsidiary of Lingo, Lingo Communications, LLC and B. Riley Principal Investments, LLC.

II. The Transaction

As part of an internal corporate reorganization, the Kansas customers of BullsEye are, pending regulatory approval to the extent necessary, set to transfer to its affiliate, Lingo Telecom, effective July 1, 2023. This is a *pro forma* assignment of customers between two affiliates with the same entities holding the controlling interest in both BullsEye and Lingo Telecom. Exhibit A contains an overview of the corporate structure of Lingo and its subsidiaries prior to and upon completion of the merger and transfer of customers.

Following the transfer, BullsEye customers will be served by Lingo Telecom and BullsEye will no longer operate within Kansas.

III. Customer Impact

BullsEye provides service to contracted enterprise business customers only. The transition from BullsEye to Lingo Telecom will be virtually transparent. BullsEye customers will not incur any charges or immediate changes to services, terms and conditions, or rates as a result of the transfer to BullsEye's affiliate, Lingo Telecom. Customer notice of the transfer began running in BullsEye invoices on February 17, 2023 and will continue to run thru June 2023. Following the customer transfer BullsEye customer invoices will continue to be issued under the BullsEye brand, a trademark owned at the federal level. Included as Exhibit B is a copy of the customer notice being provided to the Kansas customers of BullsEye.

IV. Request for Waiver

The Parties respectfully request a waiver of any state or federal slamming regulations regarding the transfer of customer bases. BullsEye and Lingo Telecom are affiliates under the same management with the transfer being virtually invisible to customers. Following the transfer BullsEye customers will continue to receive service under the same terms, conditions, and rates and will continue to be billed under the "BullsEye" brand. The FCC has stated that "...a change in corporate structure that is invisible to the affected subscribers does not constitute a sale or transfer for purposes of section 258 ... Indeed, in such cases, requiring notice of a change that is imperceptible to the affected subscribers might cause confusion where there would otherwise be none."¹

¹ First Report and Order in CC Docket No. 00-257 and Fourth Report and Order in CC Docket No. 94-129, 2000 Biennial Review - Review of Policies and Rules Concerning Unauthorized Changes of Consumers Long Distance Carriers, FCC 01-156.

V. Contact Information

Correspondence with regard to this filing should be sent to:

Carey Roesel
Consultant to Lingo Telecom, LLC and BullsEye Telecom, Inc.
Inteserra Consulting Group
151 Southhall Lane, Suite 450
Maitland, FL 32751
Telephone: 407-740-3006
Facsimile: 407-740-0613
Email: croesel@inteserra.com

with a copy sent to

Alex Valencia
Chief Compliance Officer
Lingo Telecom, LLC and BullsEye Telecom, Inc.
25925 Telegraph Rd., Suite 210
Southfield, MI 48033
Telephone: 972-910-1900
Facsimile: 866-418-9750
Email: alex.valencia@lingo.com

VI. Public Interest Statement

The proposed customer transfer is an internal corporate reorganization that will reduce costs and provide enhanced operational and economic efficiencies. The resulting savings will provide greater opportunities to improve the services available to Kansas customers. Consequently, granting this transaction is consistent with the public interest.

WHEREFORE, for the reasons stated above, Lingo Telecom and BullsEye submit that the public interest, convenience and necessity would be furthered by this transaction and respectfully request (1) approval, to the extent necessary, of the internal reorganization and transfer of customers from BullsEye Telecom, Inc. to its affiliate Lingo Telecom, LLC effective July 1, 2023 and (2) approval of the cancellation of the Authorities and tariffs of BullsEye concurrently with the customer transfer.

Respectfully submitted on behalf of the Parties,

/s/ Carey Roesel

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Lingo Telecom, LLC

BullsEye Telecom, Inc.

Exhibit A
Corporate Structure

Exhibit A-1 - Pre-Consolidation

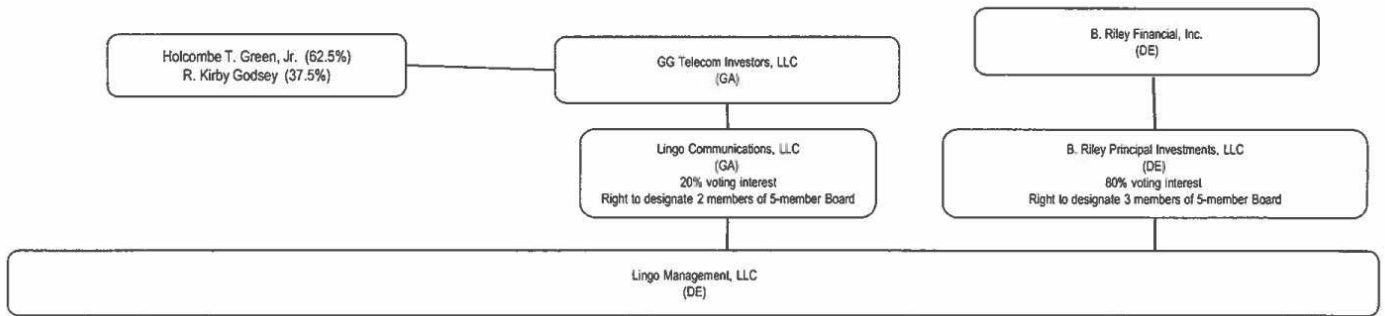


Exhibit A-2 - Pre-Consolidation

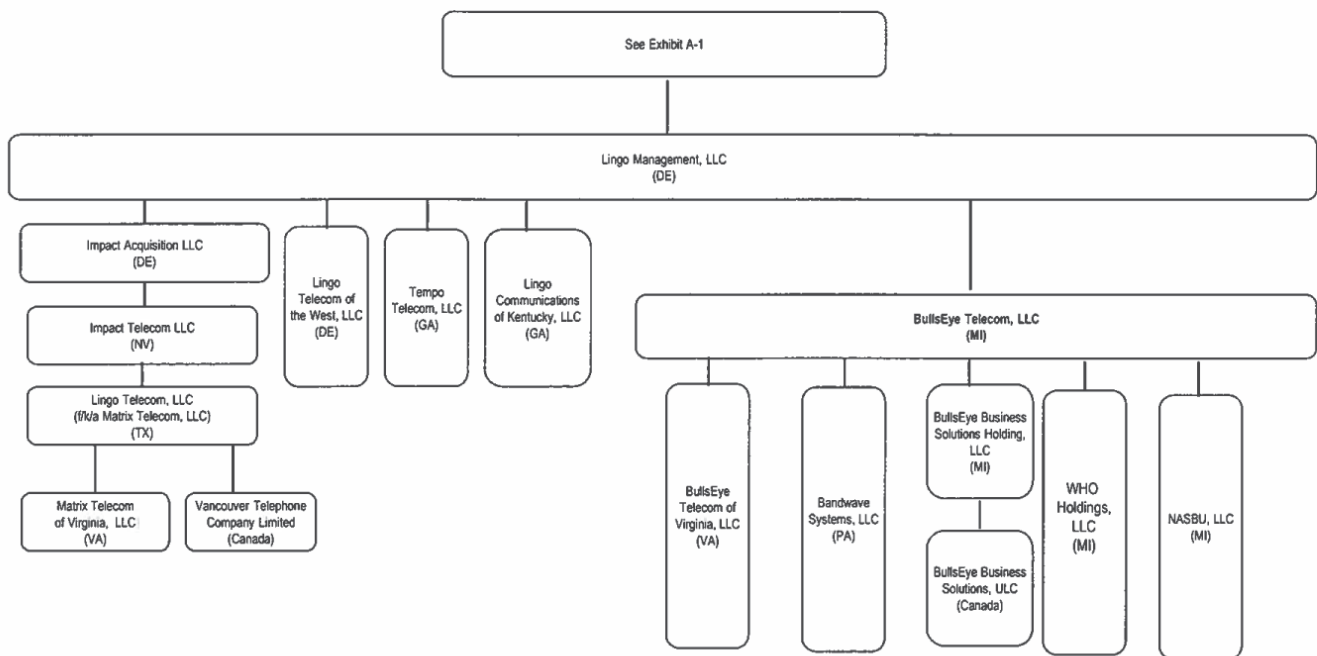
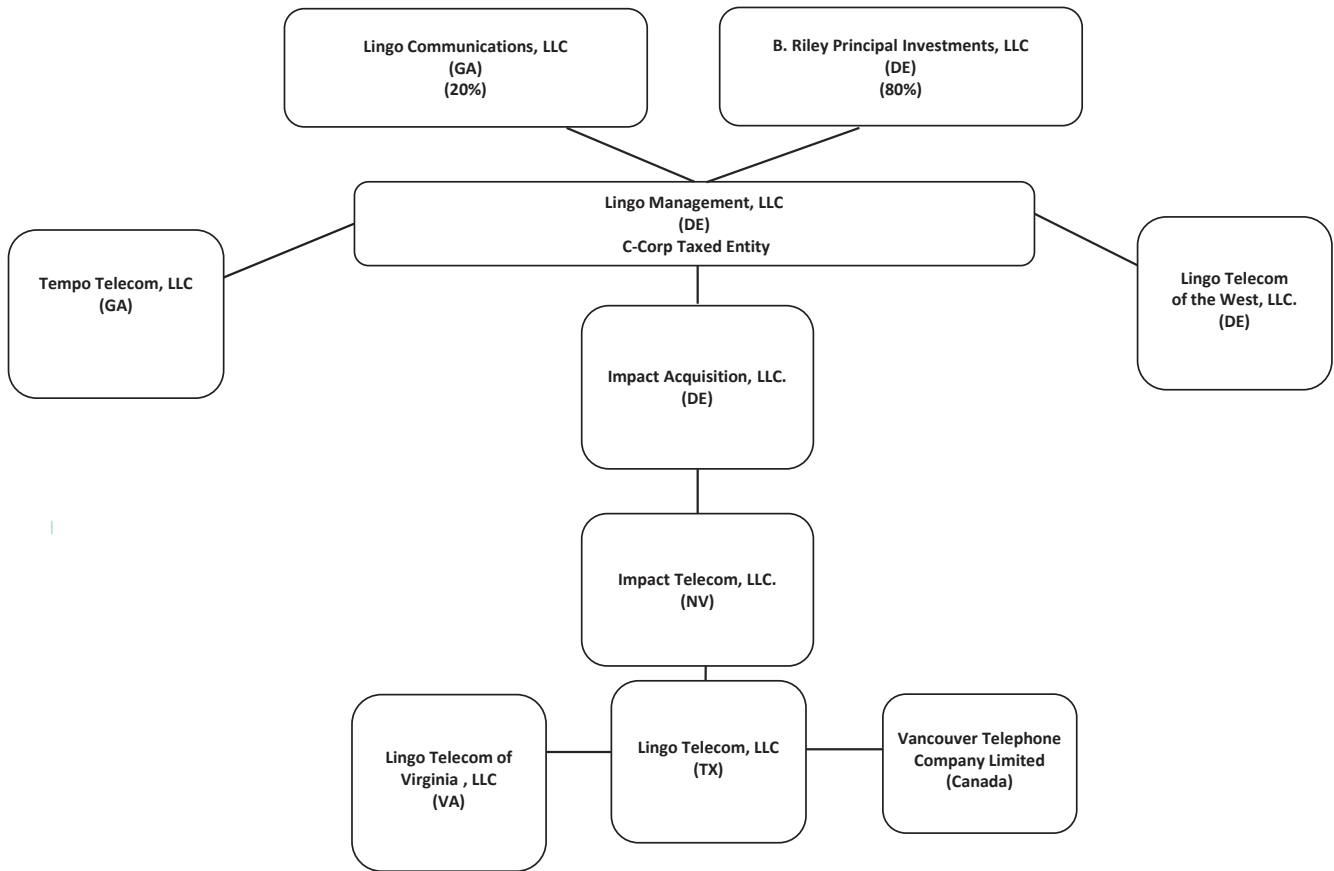


Exhibit A-3 Post-Consolidation



Lingo Telecom, LLC

BullsEye Telecom, Inc.

Exhibit B
Customer Notice

Customer Notice

Customer Notice – Transfer of customers from BullsEye Telecom, Inc. to Lingo Telecom, LLC d/b/a BullsEye. Please note that your BullsEye services will be provided by Lingo Telecom, LLC d/b/a BullsEye effective July 1, 2023. There will be no changes to your service and there will be no change in your terms and conditions or rates. You may find all applicable terms and conditions of service and tariffs, located at <https://www.lingo.com/legal>.