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**Subject:** A.21-01-012 Clear Rate Communications - Email Ruling Requiring Compliance with D.13-05-035

To Parties and Others on the Official Address List:

Pursuant to D.13-05-035, Ordering Paragraph 14, applicants **seeking or transferring** a CPCN must provide the required verification therein. If an applicant is unable to make the required verification, the applicant must attach documentation and describe any such bankruptcies, findings, judgments, convictions, referrals, denials, suspensions, revocations, limitations, settlements, voluntary payments or any other type of monetary forfeitures.

Clear Rate Communications, Inc. (U7238C), the transferor entity in this transaction, has not complied with the requirements of D.13-05-035, Ordering Paragraph 14. The Application includes a statement (see footnote 15 at page 11) that applicants understand that the certification obligation in D.13-05-035, Ordering Paragraph 14 applies to **“the transferee (i.e., Holdings) and not to the transferred party (i.e., Clear Rate) who otherwise is required to certify that it is current on all of its Commission-mandated fees and reporting requirements.”** This interpretation is incorrect.

D.13-05-035 clearly requires applicants seeking or transferring a CPCN, to provide details concerning any pertinent transactions within its scope.

Clear Rate Communications, Inc. is ordered to comply with the requirements of D.13-05-035, Ordering Paragraph 14 on **or before** the close of business, September 24, 2021.

It Is So Ruled. The Docket Office shall formally file this ruling.



**Patricia B. Miles** (*she,her,hers*)  
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