

ALJ/MMV/mef 8/3/2022



**FILED**

08/03/22

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A2202020

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of Dagobah Systems, Inc.,  
dba Dagobah Communications  
Systems, Inc. for Registration as an  
Interexchange Carrier Telephone  
Corporation pursuant to the  
Provisions of Public Utilities  
Code Section 1013.

Application 22-02-020

**E-MAIL RULING DIRECTING THE FILING OF  
ADDITIONAL INFORMATION REGARDING FINANCIAL FITNESS**

Dated August 3, 2022, at San Francisco, California.

/s/ MARGERY L. MELVIN

Margery L. Melvin  
Administrative Law Judge

**From:** Melvin, Margery <[Margery.Melvin@cpuc.ca.gov](mailto:Margery.Melvin@cpuc.ca.gov)>

**Sent:** Wednesday, August 3, 2022 5:12 PM

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**Subject:** A.22-02-020: Email Ruling Directing the Filing of Additional Information Regarding Financial Fitness

**Attention Parties:**

ITEM 1. Applicants for a non-facilities-based certificate of public convenience and necessity (CPCN) are required by Decision (D.) 95-12-056, Appendix C.4.B, to demonstrate that they possess a minimum of \$25,000 of cash or cash equivalent (as defined below), as well as all deposits required of carriers. In this case, it does not appear that the Applicant provided any information pursuant to the requirements of D.95-12-056, Appendix C.4.B when the Applicant filed its Application on February 28, 2022.

**Excerpt D.95-12-056, Appendix C.4.B(4)**

New applicants for CPCNs as CLCs shall be permitted to use any of the following financial instruments to satisfy the applicable unencumbered cash requirements established by this order.

(a) Cash or cash equivalent, including cashier's check, sight draft, performance bond proceeds, or traveler's checks;

(b) Certificate of deposit or other liquid deposit, with a reputable bank or other financial institution;

(c) Preferred stock proceeds or other corporate shareholder equity, provided that use is restricted to maintenance of working capital for a period of at least twelve (12) months beyond certification of the applicant by the Commission;

(d) Letter of credit, issued by a reputable bank or other financial institution, irrevocable for a period of at least twelve (12) months beyond certification of the applicant by the Commission;

(e) Line of credit or other loan, [\*165] issued by a reputable bank or other financial institution, irrevocable for a period of at least twelve (12) months beyond certification of the applicant by the Commission, and payable on an interest-only basis for the same period;

(f) Loan, issued by a qualified subsidiary, affiliate of applicant, or a qualified corporation holding controlling interest in the applicant, irrevocable for a period of at least twelve (12) months beyond certification of the applicant by the Commission, and payable on an interest-only basis for the same period;

(g) Guarantee, issued by a corporation, co-partnership, or other person or association, irrevocable for a period of at least twelve (12) months beyond certification of the applicant by the Commission;

(h) Guarantee, issued by a qualified subsidiary, affiliate of applicant, or a qualified corporation holding controlling interest in the applicant, irrevocable for a period of at least twelve (12) months beyond the certification of the applicant by the Commission.

REQUEST: Applicant shall provide documentation in compliance with D.95-12-056, Appendix C.4.B.(4).

Within ten (10) days of the date of this ruling, the Applicant must provide all the necessary documents and requests for additional information discussed above. Failure to provide the requested information may result in dismissal of the Application for failure to prosecute. Applicant's filing must be titled "Response to Administrative Law Judge's Ruling Directing the Filing of Additional Information Regarding Financial Fitness," otherwise a new protest period will be triggered. If there are questions regarding the required information, Applicant may contact Administrative Law Judge Margery L. Melvin at [margery.melvin@cpuc.ca.gov](mailto:margery.melvin@cpuc.ca.gov) by e-mail, copying the service list on all communications.

**1. IT IS SO RULED.**

The Docket Office Shall formally file this ruling.

**Margery L. Melvin**

Administrative Law Judge  
California Public Utilities Commission  
[margery.melvin@cpuc.ca.gov](mailto:margery.melvin@cpuc.ca.gov)

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