FA

# SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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June 11, 2004

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### BY OVERNIGHT MAIL

Thomas Dorman, Executive Director Public Service Commission of Kentucky 211 Sower Boulevard P.O. Box 615 Frankfort, KY 40602 PUBLIC PETIVICE COMMISSION
2225-1147
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PCS (9411) REC

RECEIVED

Re: Primus Telecommunications, Inc.'s Wireless Registration

Dear Mr. Dorman:

FINANCIALANALYSIS

Primus Telecommunications, Inc. ("Primus"), in accordance with the Commission Order in Administrative Case No. 359 (issued August 8, 2000), hereby provides the below information for its Wireless Registration:

1. The name and address of the utility.

Primus Telecommunications, Inc. 1700 Old Meadow Road McLean, VA 22102

2. Articles of Incorporation.

Please see Attachment A for Primus' Certificate of Incorporation.

3. Name, street address, telephone number and fax number, if any.

Primus Telecommunications, Inc. 1700 Old Meadow Road McLean, VA 22102 (703) 902-2800 (Tel) (703) 902-2814 (Fax)

The name of the person who should be contacted in regard to customer complaints and 4. regulatory issues.

For Regulatory Issues:

Kathleen Lawrence, Assistant General Counsel Primus Telecommunications, Inc. 1700 Old Meadow Road McLean, VA 22102 (703) 902-2800 (Tel) (703) 902-2814 (Fax) (703) 394-4503

For Customer Complaints:

Marilyn Jensen, Director of Customer Primus Telecommunications, Inc. 1700 Old Meadow Road McLean, VA 22102 (703) 902-2850 (Tel)

Please date-stamp the enclosed extra co provided. Should you have any questions rega at (202) 424-7500.

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Respectfully submitted.

Danielle C. Burt

Kathleen Lawrence, Primus cc:

## ATTACHMENT A

**Certificate of Formation** 

# The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF INCORPORATION OF "PRIMUS TELECOMMUNICATIONS, INC.", FILED IN THIS OFFICE ON THE FIFTEENTE DAY OF NOVEMBER, A.D. 1994, AT 9 O'CLOCK A.M.



AUTHENTICATION: 1726836

DATE: 04-17-02

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SECRETARY OF STAPPAGE 82 DIVISION OF CORPORATIONS FILED 09:00 AN 11/15 AUS:

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CERTIFICATE OF INCORPORATION

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#### PRIMUS TELECOMMUNICATIONS, INC.

FIRST. The name of this corporation shall be:

PRIMUS TELECOMMUNICATIONS, INC.

SECOND. Its registered office in the State of Delevere is to be located at 1013 Centre Road, in the City of Wilmington, County of New Costle and its registered agent at such address is CORPORATION SERVICE COMPANY.

THIRD. The purpose or purposes of the corporation shall be:

To engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of Delawers.

FOURTH. The total number of shares of stock which this corporation is authorized to issue is:

1,500 Shares without per value

The name and address of the incorporator is as FIFTH. follows:

> K. Paul Singh Corporation Service Company 1019 Centre Road Wilmington, DE 18805

SIXTH. The Board of Directors shall have the power to suupt, amend or sepsel the by-laws.

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SEVENTH. No director shell be parsonally lieble to the Corporation or its stockholders for monatory demages for any breach of fiduciary duty by such director as a director. Notwithstanding the foregoing sentence, a director shall be liable to the extent provided by applicable law, (1) for breach of the director's duty of loyalty to the Corporation or its stockholders, (11) for acts or maissions not in good faith or which involve intentional misconduct or a knowing violation of law, (iii) pursuent to Section 174 of the Delawere General Corporation law or (iv) for any transaction from which the director derived an improper personal banefit. Ho omandment to or repeal of this Article Seventh shall apply to or have any effect on the liability or alleged liability of any director of the Corporation for or with respect to any acts or omissions of such director occurring prior to such amendment.

IN WITNESS WHEREDF, the undersigned, being the incorporator hereinbefore named, has executed, signed and acknowledged this certificate of incorporation this day of , A.D. 199 .

k foul Swigh CED & President