Inteserra
A FAStek Company

151 Southhall Lane, Ste. 450
Maitland, FL 32751
P.O. Drawer 200
Winter Park, FL 32790-0200
www.inteserra.com

April 3, 2023
Via E-File & Overnight Delivery

Ms. Sallie Tanner, Executive Secretary
Georgia Public Service Commission
244 Washington Street S.W.
Atlanta, GA 30334-9052

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

Dear Ms. Tanner:

Enclosed for filing please find the original and two (2) copies of the above referenced filing submitted on behalf of Lingo Telecom, LLC and BullsEye Telecom, Inc.

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,

Carey Roesel
Consultant

cc: A. Valencia – Lingo (via Email)
tms: GAx2302

Enclosure
CR/sp

BEFORE THE
GEORGIA PUBLIC SERVICE COMMISSION

Joint Petition Regarding Internal Reorganization of

BullsEye Telecom, Inc.

and

Lingo Telecom, LLC
d/b/a Bullseye

and

Approval for Transfer of Customers

Lingo Telecom, LLC d/b/a Bullseye ("Lingo Telecom") and BullsEye Telecom, Inc. ("BullsEye"), collectively the "Parties", hereby seek approval, to the extent necessary, from the Georgia Public Service 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 cancelation of the Georgia Certificates of Authority ("Authorities") of BullsEye upon completion of the customer transfer. Following completion of the customer transfer, BullsEye will no longer operate within Georgia and notification will be submitted to the Commission to proceed with the cancelation 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 Georgia, BullsEye is authorized to provide interexchange service pursuant to Certificate No. R-0854, local exchange service pursuant to Certificate No. L-0304, and alternate operator service pursuant to Certificate No. A-0214. 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 Georgia, Lingo Telecom is authorized to provide local exchange service pursuant to Certificate L-0500 and interexchange service pursuant to Certificate R-1086. 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 Georgia customers of BullsEye are, pending regulatory approval, 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 Georgia.

A notice of consummation and request to proceed with the cancelation of the Authorities and tariffs of BullsEye will be submitted to the Commission upon completion of the customer transfer.

III. Customer Impact

BullsEye provides service to contracted enterprise business customers only. The transition from BullsEye to Lingo Telecom, which operates under the trade name of "Bullseye", 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. Included as Exhibit B is a copy of the customer notice being provided to the Georgia 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 Georgia customers. Consequently, granting this Joint Petition 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 a grant of this Joint Petition and respectfully request approval of the internal reorganization and transfer of customers from BullsEye Telecom, Inc. to its affiliate Lingo Telecom, LLC effective July 1, 2023.

Respectfully submitted on behalf of the Parties,

/s/ Carey Roesel

Carey Roesel, Consultant
Inteserra
151 Southhall Lane
Suite 450
Maitland, Florida 32751
Telephone: 407-740-3006
Facsimile: 407-740-0613
Email: croesel@inteserra.com

STATE OF TEXAS

COUNTY OF DALLAS

VERIFICATION

I, Alex Valencia, hereby state, under penalty of perjury, that I am Chief Compliance Officer of Lingo Telecom, LLC and BullsEye Telecom, Inc.; that I am authorized to make this verification on behalf of the named companies; that I have read the foregoing Joint Petition; and that the facts stated therein are true and correct to the best of my knowledge, information and belief.

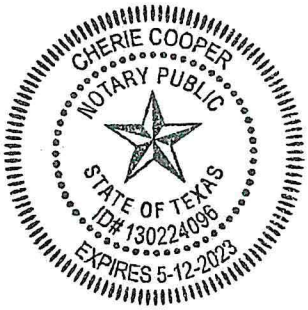
Alex Valencia
Chief Compliance Officer

Sworn to and subscribed before me this 31 day of March 2023.

Notary Public

My Commission expires:

5.12.2023



Lingo Telecom, LLC

BullsEye Telecom, Inc.

Exhibit A
Corporate Structure

Exhibit A-1 - Pre-Consolidation

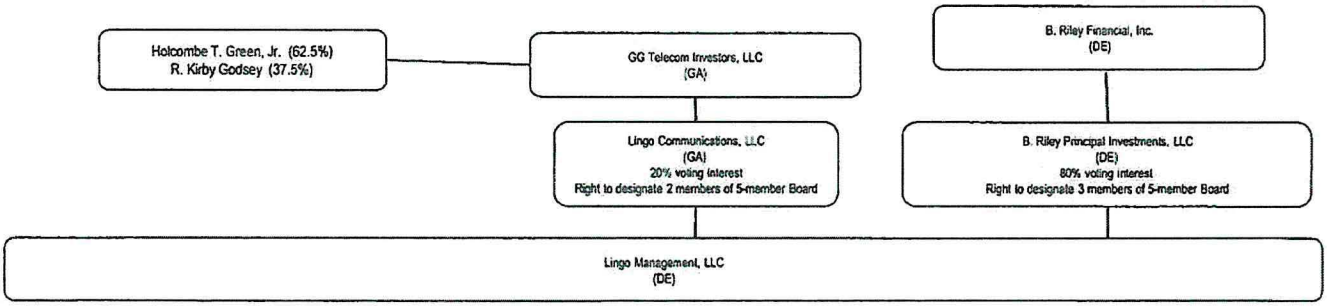


Exhibit A-2 - Pre-Consolidation

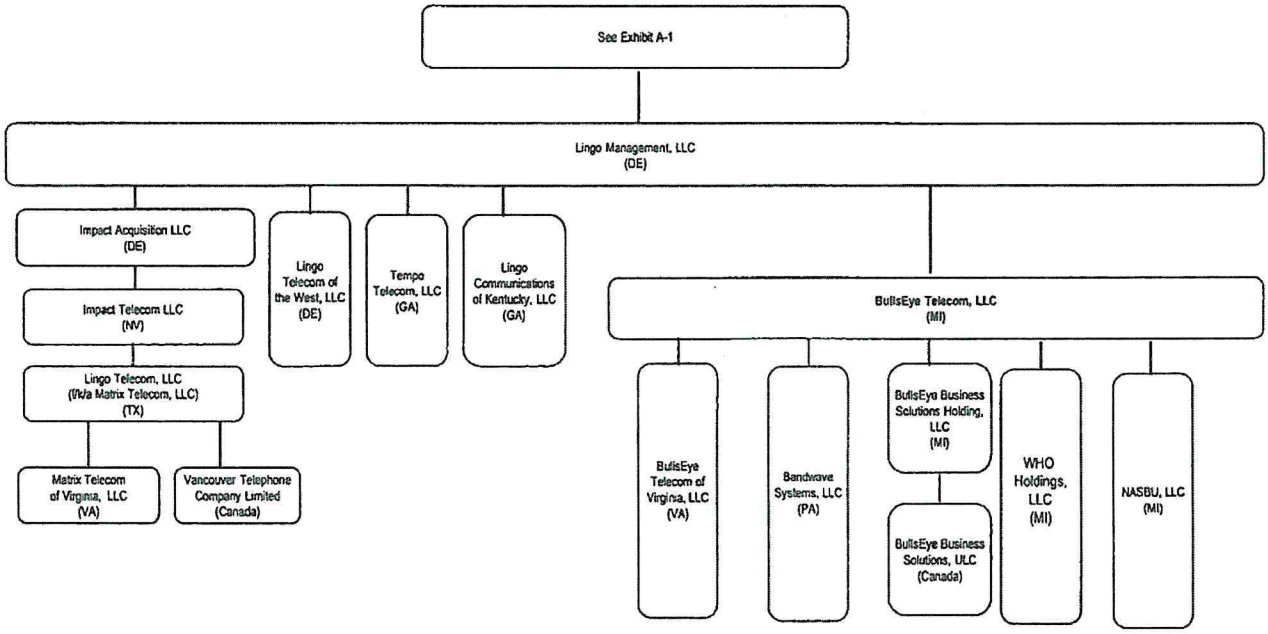
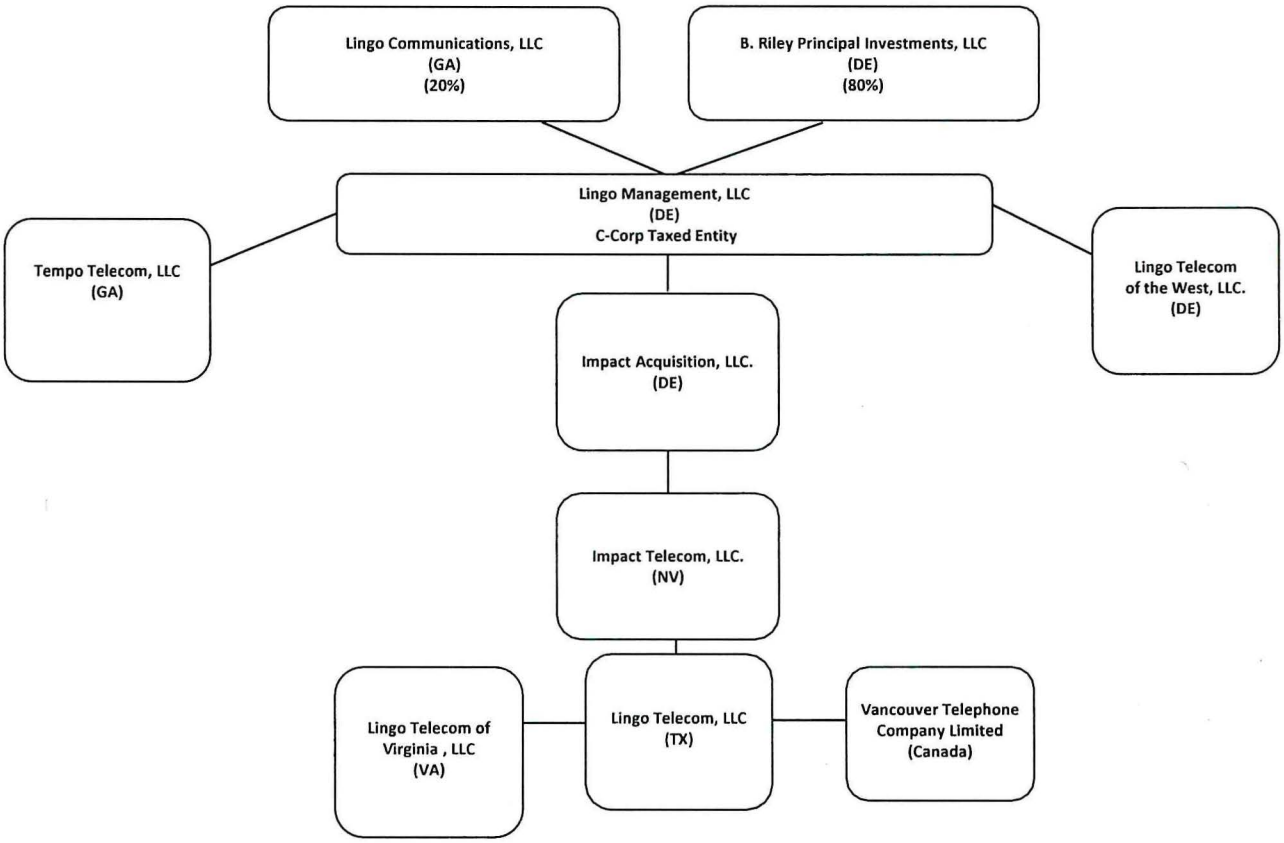


Exhibit A-3 Post-Consolidation



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.