

**COMMUNICATIONS TARIFF APPLICATION**

DATE PSC RECEIVED: 11/7/2023 9:16:15 AM

AUTHORITY NUMBER:  
T20230030

OFFICIAL FILING DATE: 3/14/2023 12:00:00 AM

PROCESSED BY: OPR SAMUEL DAY

COMPANY CODE: TY216

COMPANY NAME: Skywire, LLC

**A. SYNOPSIS**

1. ANTICIPATED EFFECTIVE DATE: 10/17/2023
2. IF DIFFERENT, COMPANY REQUESTED EFFECTIVE DATE:
3. DESCRIPTION OF THE FILING:

*Application for certificate to provide local telecommunications service by Skywire, LLC.*

**B. ACTION TO BE TAKEN WITH THIS FILING**

1. TO BECOME EFFECTIVE   A1   (A1 or A2)
2. PLACE ON COMMISSION AGENDA FOR DATE: 9/12/2023
3. RECOMMENDATION DUE DATE: 8/30/2023
4. DOCKET NO: 20230034
5. ORDER NO: PSC-2023-0308-CO-TX

SUBJECT: NEWAP

**C. FINAL ACTION**

1. EFFECTIVE DATE: 10/17/2023                      PROTESTED? YES OR NO (CIRCLE ONE)
2. REVISION REPLACEMENTS? REQUESTED:   N/A   RECEIVED:   N/A
3. REVISION DISCREPANCIES:

4. COMMENTS:

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5. REVISIED PAGES VERIFIED AGANIST E-TARIFF:   N/A  

6. E-TARIFF UPDATED:   N/A

Case Assignment and Scheduling Record

Section 1 - Office of Commission Clerk

Docket No. 20230034-TX

Date Docketed: 3/14/2023

Title: Application for certificate to provide local telecommunications service by Skywire, LLC.

Company: Skywire, LLC

Official Filing Date:

Expiration:

Last Day to Suspend:

**Referred To:**

("O") indicates OPR

AFD	AIT	APA	CAO	CLK	DET	ECO	ENG	GCL	(IDM)	TEL
								X	X	

Section 2 - OPR Completes and returns to CLK in 10 workdays.

Time Schedule

Program Module B1a

WARNING: THIS SCHEDULE IS AN INTERNAL PLANNING DOCUMENT. IT IS TENTATIVE AND SUBJECT TO REVISION. FOR UPDATES CONTACT THE RECORDS SECTION: (850) 413-6770

Staff Assignments

OPR Staff     S Day, G Fogleman, S Deas

Staff Counsel   T Sparks

Recommended assignments for hearing and/or deciding this case:

Full Commission  Commission Panel

Hearing Examiner  Staff

Date filed with CLK: 7/18/2023

Initials OPR GFOGLEMA

Initials Staff Counsel AHARPER

	Due Date	Completion Date
<input checked="" type="checkbox"/> Current CASR revision level		
1. Staff Recommendation	08/30/2023	08/29/2023
2. Commission Conference (Agenda)	09/12/2023	09/12/2023
3. PAA Order	10/02/2023	09/22/2023
4. * Protest Period Expires	10/13/2023	
5. Consummating Order if No Protest	10/17/2023	10/17/2023

Section 3 - Chariman Completes

Assignments as follows

Hearing Officer(s)

Commissioners						Hrg Exam	Staff
ALL	FY	GH	CK	LR	PS		
X							

Prehearing Officer

Commissioners					ADM
FY	GH	CK	LR	PS	
					X

Where panels are assigned the senior Commissioner is Panel Chairman: the identical panel decides the case. Where one Commissioner, a Hearing Examiner or a Staff Member is assigned the full Commission decides the case.

Approved: FY/TIBROWN

Date: 7/18/2023

Comments:

Staff requires more time to review newly submitted documents.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide  
local telecommunications service by Skywire,  
LLC.

DOCKET NO. 20230034-TX  
ORDER NO. PSC-2023-0308-CO-TX  
ISSUED: October 17, 2023

CONSUMMATING ORDER

BY THE COMMISSION:

By Order No. PSC-2023-0293-PAA-TX, issued September 22, 2023, this Commission proposed to take certain action, subject to a Petition for Formal Proceeding as provided in Rule 25-22.029, Florida Administrative Code. No response has been filed to the order, in regard to the above mentioned docket. It is, therefore,

ORDERED by the Florida Public Service Commission that Order No. PSC-2023-0293-PAA-TX has become effective and final. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this 17th day of October, 2023.



ADAM J. TEITZMAN  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

TPS

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any judicial review of Commission orders that is available pursuant to Section 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.



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BEFORE THE  
FLORIDA PUBLIC SERVICE COMMISSION

In the Matter of:

A) Application for Certificate of Authority to Provide  
Telecommunications Service.

DOCKET NO.	COMPANY NAME
20230034-TX	Skywire, LLC
20230086-TX	Cincinnati Bell Extended Territories, LLC, d/b/a altafiber connected services

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PROCEEDINGS: COMMISSION CONFERENCE AGENDA  
ITEM NO. 1 - CONSENT AGENDA

COMMISSIONERS  
PARTICIPATING: CHAIRMAN ANDREW GILES FAY  
COMMISSIONER ART GRAHAM  
COMMISSIONER GARY CLARK  
COMMISSIONER MIKE LA ROSA  
COMMISSIONER GABRIELLA PASSIDOMO

DATE: Tuesday, September 12, 2023

PLACE: Betty Easley Conference Center  
Room 148  
4075 Esplanade Way  
Tallahassee, Florida

REPORTED BY: DEBRA R. KRICK  
Court Reporter and  
Notary Public in and for  
the State of Florida at Large

PREMIER REPORTING  
112 W. 5TH AVENUE  
TALLAHASSEE, FLORIDA  
(850) 894-0828

## 1 P R O C E E D I N G S

2 CHAIRMAN FAY: All right. If you would like,  
3 you can stand and join Commissioner La Rosa in the  
4 invocation and pledge this morning.

5 (Invocation and Pledge of Allegiance.)

6 CHAIRMAN FAY: All right. Commissioners, we  
7 have a not just busy day, but busy week, and so  
8 this morning I am going to lay out some of how we  
9 will handle Agenda before moving to Internal  
10 Affairs, our 10-year site plan storm protection  
11 plans and then begin the Peoples Gas hearing.

12 So with that, we will call the September 12  
13 Agenda Conference to order. We will be taking up  
14 Items 1 through 5 in order. 1 through 4 are  
15 currently on the move staff list.

16 So with that, Commissioners, any other items  
17 to be pulled from the move staff list? Seeing  
18 none.

19 We will move to Item No. 1 and the Consent  
20 Agenda, application for certificate to provide  
21 local telecommunication service by Skywire, and  
22 also certificate service by Cincinnati Bell  
23 Extended Territories.

24 I will take a motion to a move the Consent  
25 Agenda.

1                   COMMISSIONER GRAHAM: Move to approve.

2                   COMMISSIONER CLARK: Second.

3                   CHAIRMAN FAY: Okay. We have a motion and  
4 second for approval of the Consent Agenda.

5                   All that approve say aye.

6                   (Chorus of ayes.)

7                   CHAIRMAN FAY: Showing none opposed,  
8 Commissioners, show Item No. 1, the Consent Agenda,  
9 passing unanimously.

10                  (Agenda item concluded.)

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CERTIFICATE OF REPORTER

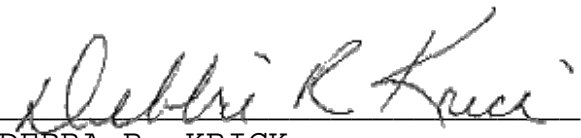
STATE OF FLORIDA )  
COUNTY OF LEON )

I, DEBRA KRICK, Court Reporter, do hereby  
certify that the foregoing proceeding was heard at the  
time and place herein stated.

IT IS FURTHER CERTIFIED that I  
stenographically reported the said proceedings; that the  
same has been transcribed under my direct supervision;  
and that this transcript constitutes a true  
transcription of my notes of said proceedings.

I FURTHER CERTIFY that I am not a relative,  
employee, attorney or counsel of any of the parties, nor  
am I a relative or employee of any of the parties'  
attorney or counsel connected with the action, nor am I  
financially interested in the action.

DATED this 25th day of September, 2023.

  
DEBRA R. KRICK  
NOTARY PUBLIC  
COMMISSION #HH31926  
EXPIRES AUGUST 13, 2024

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide  
local telecommunications service by Skywire,  
LLC.

DOCKET NO. 20230034-TX  
ORDER NO. PSC-2023-0293-PAA-TX  
ISSUED: September 22, 2023

The following Commissioners participated in the disposition of this matter:

ANDREW GILES FAY, Chairman  
ART GRAHAM  
GARY F. CLARK  
MIKE LA ROSA  
GABRIELLA PASSIDOMO

NOTICE OF PROPOSED AGENCY ACTION  
ORDER GRANTING CERTIFICATE OF AUTHORITY

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code (F.A.C.).

Skywire, LLC (“Skywire”) applied for a Certificate of Authority to provide telecommunications service, pursuant to Section 364.335, Florida Statutes (F.S.). Upon review of the application, it appears that Skywire has sufficient technical, financial, and managerial capability to provide such service. Accordingly, we hereby grant to Skywire Certificate of Authority No. 8984, which shall authorize Skywire to provide telecommunications service throughout the State of Florida.

Telecommunications service providers are required to comply with all applicable provisions of Chapter 364, F.S., and Chapter 25-4, F.A.C.

In addition, under Section 364.336, F.S., certificate holders must pay a minimum annual Regulatory Assessment Fee (RAF) if the certificate was active during any portion of the calendar year. A RAF Return notice will be mailed each December to Skywire for payment by January 30th. Neither the cancellation of its certificate nor the failure to receive a RAF Return notice shall relieve Skywire from its obligation to pay its RAF.

If this Order becomes final and effective, it will serve as Skywire's certificate. Skywire shall retain this Order as proof of its certification. We are vested with jurisdiction over this matter pursuant to Sections 364.335 and 364.336, F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Skywire, LLC's application for a Certificate of Authority is hereby granted. It is further

ORDERED that Skywire, LLC is awarded Certificate of Authority No. 8984, which authorizes Skywire, LLC to provide telecommunications service throughout the State of Florida, subject to the terms and conditions set forth in the body of this Order. It is further

ORDERED that this Order shall serve as Skywire, LLC certificate and shall be retained by Skywire, LLC as proof of certification. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, this docket shall be closed.

By ORDER of the Florida Public Service Commission this 22nd day of September, 2023.



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ADAM J. TEITZMAN  
Commission Clerk  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399  
(850) 413-6770  
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

TPS

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing that is available under Section 120.57, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on October 13, 2023.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

FLORIDA PUBLIC SERVICE COMMISSION

VOTE SHEET

September 12, 2023

FILED 9/12/2023  
DOCUMENT NO. 05174-2023  
FPSC - COMMISSION CLERK

Item 1

Consent Agenda

A) Application for Certificate of Authority to Provide Telecommunications Service.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>
20230034-TX	Skywire, LLC
20230086-TX	Cincinnati Bell Extended Territories LLC d/b/a altafiber connected services

**Recommendation:** The Commission should approve the action requested in the dockets referenced above and close these dockets.






**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

REMARKS/DISSENTING COMMENTS:



State of Florida



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

**-M-E-M-O-R-A-N-D-U-M-**

---

**DATE:** August 29, 2023

**TO:** Office of Commission Clerk (Teitzman)

**FROM:** Office of Industry Development and Market Analysis (Day, Mallow,<sup>CH</sup>  
Deas, Fogleman)  
Office of the General Counsel (Sparks, Imig)<sup>ACH</sup>

**RE:** Application for Certificate of Authority to Provide Telecommunications Service

**AGENDA:** 9/12/2023 - Consent Agenda - Proposed Agency Action - Interested Persons May Participate

**SPECIAL INSTRUCTIONS:** None

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Please place the following Applications for Certificate of Authority to Provide Telecommunications Service on the consent agenda for approval.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>CERT. NO.</u>
20230034-TX	Skywire, LLC	8984
20230086-TX	Cincinnati Bell Extended Territories LLC d/b/a altafiber connected services	8985

The Commission is vested with jurisdiction in this matter pursuant to Section 364.335, Florida Statutes. Pursuant to Section 364.336, Florida Statutes, certificate holders must pay a minimum annual Regulatory Assessment Fee if the certificate is active during any portion of the calendar year. A Regulatory Assessment Fee Return Notice will be mailed each December to the entities listed above for payment by January 30.

# Potomac LAW GROUP

**Potomac Law Group, PLLC**

1717 Pennsylvania Avenue N.W., Suite 1025 | Washington, D.C. 20006  
T 202.792.6422 | F 202.318.7707 | [www.potomaclaw.com](http://www.potomaclaw.com)

August 2, 2023

**Via Electronic Filing**

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

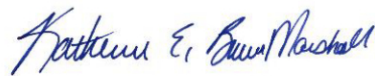
Re: Amendment to the Application of Skywire, LLC to Provide Telecommunications Services within the State of Florida, Docket No. 20230034-TX

Dear Sir or Madam:

This letter amends a previous filing by Skywire, LLC. Lewis Shattan is employed by Skywire Holdings, LLC, Applicant's parent company, Skywire Holdings, LLC, as its Vice President of Finance. The individual operating companies under Skywire Holdings, LLC do not maintain a different set of officers, but rather, defer to the parent company. Attached to this letter please find an outline of Mr. Shattan's professional experience.

Thank you for your anticipated cooperation in this matter. Please date-stamp the duplicate of this filing and return in the self-addressed, postage prepaid envelope. If you have any questions or concerns, please contact the undersigned at (202) 792-6422 or at [kmarshall@potomaclaw.com](mailto:kmarshall@potomaclaw.com).

Respectfully submitted,



Katherine Barker Marshall, Counsel to Skywire, LLC

# Lewis Shattan, CPA

## Experience

### **Skywire Holdings, Inc D.B.A GiGstream**

**October 2018 - Present**

*Skywire Holdings, Inc is the private equity backed holding company for Skywire LLC, Rainbow Broadband Inc, Netblazr, and Warp2Biz which are regional internet service providers*

### **Vice President of Finance**

**October 2019 - Present**

- Act as primary Finance and Accounting officer for the company, responsible for all strategic and tactical functions of Accounting, Finance, and HR
- Primary point of contact for capital raise and investor relations
- Day to day ownership of all financial transactions reporting, and key KPIs

### **Controller**

**October 2018 – October 2019**

- Own month-end financial closing process, including review staff entries, create and distribute reporting package
- Implement and maintain NetSuite ERP and custom entity reporting structure
- Serve as primary point of contact for external financial audit
- Implemented metrics around sales and operational team performance
- Create ad-hoc reporting for senior management team and outside investors

### **Zachary Piper, LLC**

#### **Assistant Controller**

**April 2016- July 2018**

*Zachary Piper, LLC is the parent company for Piper Companies, Zachary Piper Solutions, and Crypsis Digital Security, two IT staffing and a data breach response/data security company respectively. Combined revenue of \$25M at 2016, tracking towards \$50M consolidated FY18*

- Implement a full system migration from QuickBooks to NetSuite and act as primary system administrator
- Own and manage the monthly and year-end close process for multiple distinct EIN's
- Supervise and mentor five staff members
- Create company policy and procedures and update them as required
- Create and maintain several dashboards, KPI reports, and various ad-hoc reporting requests for subsidiary CEOs, Corporate Controller, CFO, and external auditors
- Migrate payroll systems from QuickBooks to Namely

### **1-800-Pack-Rat, MD**

#### **Manager of Accounting**

**March 2015- April 2016**

*1-800-Pack-Rat, along with its wholly owned subsidiaries Forward Relocation and Forward Freight operate as a moving and shipping company, with over 62 warehouses across the country and several franchisees. Combined revenue approx. \$70M in FY15, and \$100M in FY16*

- Prepare and review monthly Financial Statements
- Report directly to Vice President of Finance on multiple business segments, financial risk areas, and financial projections
- Point of contact for year-end Financial Statement and Income Tax Audits
- Actively advise inter-company task forces to ensure GAAP compliance and best practice
- Review other Accounting Staff reconciliations and schedules'/work papers

### **Senior Accountant**

**January 2014-March 2015**

- Perform multiple end of month processes, journal entries, and account reconciliations related to monthly financial statements and audits
- Assist and directly report to Senior Management with reports and analysis over multiple business

- segments, GAAP compliance, and custom reporting as requested
- Create and execute processes and best practices among accounting and operations teams for new lines of business
- Train and monitor accounting offsite accounting staff to ensure line of business reporting integrity

**McGladrey, LLP, Gaithersburg, MD**

**Audit Associate**

**September 2012- October 2013**

- Performed full spectrum of accounting functions including audit testing for OMB Circular A-133 compliance
- Worked in fast paced, team-oriented environment to plan and execute multiple audits, addressing each client's unique needs and risk areas
- Prepared financial statements, reconciliations, and schedules in compliance with U.S. GAAP Accounting on a regular basis through two busy seasons
- Assisted in the preparation of multiple financial statement audits simultaneously, gaining intimate working knowledge of multiple business models, including: Private schools and Universities, Quasi-Government Organizations, Government Contractors, and Not-For-Profit Associations
- Regularly served as point of contact between the client and upper management, providing professional services and enhancing client's experience

**Education**

- **University of Maryland Robert H. Smith School of Business**  
2012 Masters of Science in Business, Focus area: Accounting
- **Goucher College**  
2011 Bachelor of Arts in Economics, Minor in Music

**Skills**

- Highly proficient in NetSuite, Microsoft Dynamics - Great Plains, QuickBooks, Word, Excel, Outlook

# Potomac LAW GROUP

Potomac Law Group, PLLC

1717 Pennsylvania Avenue N.W., Suite 1025 | Washington, D.C. 20006  
T 202.792.6422 | F 202.318.7707 | www.potomaclaw.com

July 27, 2023

Via FedEx

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

**REDACTED**

Re: Amendment to the Application of Skywire, LLC to Provide Telecommunications  
Services within the State of Florida, Docket No. 20230034-TX

Dear Sir or Madam:

Enclosed please find, for filing, one original and one copy additional information requested by Samuel Day of Commission Staff, regarding Skywire Holdings, LLC, Applicant's parent company.

By this letter, Applicant notes that Lewis Shattan is employed by Skywire Holdings, LLC, Applicant's parent company, as its Vice President of Finance. Mr. Shattan holds no position with the Applicant.

The rest of the requested information supplements **Exhibit C** of the above-captioned Application. Like **Exhibit C**, this supplement is filed under seal. Pursuant to Section 364.183(1) of the Florida Statutes, and 25 FL ADC 25-22.006, this supplement enclosed herein, contains financial information about the Applicant. Applicant is a privately-held company, with no obligation to publicly disclose its financial information. Applicant routinely requests non-disclosure of its financial information when it is shared outside of the organization, as is the case here. Public disclosure of this information can provide insight into the Applicant's strategic initiatives, and would allow competitors access to Applicant's financials, thus causing unfair economic damage and substantially harm Applicant and its parent company. Therefore, Applicant respectfully requests that the Commission allow this material to be filed under seal.

RECEIVED-FPSC  
2023 JUL 27 PM 10:24  
COMMISSION  
CLERK

July 27, 2023  
Page 2 of 2

Thank you for your anticipated cooperation in this matter. Please date-stamp the duplicate of this filing and return in the self-addressed, postage prepaid envelope. If you have any questions or concerns, please contact the undersigned at (202) 792-6422 or at [kmarshall@potomacclaw.com](mailto:kmarshall@potomacclaw.com).

Respectfully submitted,

A handwritten signature in cursive script, reading "Katherine E. Barker Marshall".

Katherine Barker Marshall, Counsel to Skywire, LLC

Skywire, LLC  
Docket No.  
2023 0034-TX

**Exhibit C**

**Supplemental Financial Statements**

**Confidential and Proprietary – Filed Under Seal,  
Pursuant to FL ST § 364.183**

**[THE ENTIRETY OF THIS EXHIBIT IS FILED UNDER SEAL]**



# Potomac LAW GROUP

Potomac Law Group, PLLC

1717 Pennsylvania Avenue N.W., Suite 1025 | Washington, D.C. 20006  
T 202.792.6422 | F 202.318.7707 | www.potomaclaw.com

July 14, 2023

Via FedEx

COMMISSION  
CLERK

2023 JUL 17 AM 9:22

RECEIVED-FPSC

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Amendment to the Application of Skywire, LLC to Provide Telecommunications  
Services within the State of Florida, Docket No. 20230034-TX

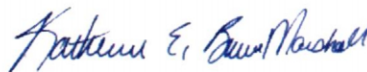
Dear Sir or Madam:

Enclosed please find, for filing, one original and one copy additional information requested by Samuel Day of Commission Staff, projected statements of Skywire Holdings, LLC, Applicant's parent company. This is a duplicate of the filing made on July 11, 2023, but, due to the size of the document, is being provided on the enclosed flash drives.

This information contained on these flash drives supplements **Exhibit C** of the above-captioned Application. Like **Exhibit C**, this supplement is filed under seal. Pursuant to Section 364.183(1) of the Florida Statutes, and 25 FL ADC 25-22.006, this supplement enclosed herein, contains financial information about the Applicant. Applicant is a privately-held company, with no obligation to publicly disclose its financial information. Applicant routinely requests non-disclosure of its financial information when it is shared outside of the organization, as is the case here. Public disclosure of this information can provide insight into the Applicant's strategic initiatives, and would allow competitors access to Skywire's financials, thus causing unfair economic damage and substantially harm Skywire. Therefore, Skywire respectfully requests that the Commission allow this material be filed under seal.

Thank you for your anticipated cooperation in this matter. Please date-stamp the duplicate of this filing and return in the self-addressed, postage prepaid envelope. If you have any questions or concerns, please contact the undersigned at (202) 792-6422 or at [kmarshall@potomaclaw.com](mailto:kmarshall@potomaclaw.com).

Respectfully submitted,



Katherine Barker Marshall, Counsel to Skywire, LLC

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG \_\_\_\_\_
- GCL \_\_\_\_\_
- IDM** \_\_\_\_\_
- CLK \_\_\_\_\_

1 copy of Cover Letter



# Potomac LAW GROUP

Potomac Law Group, PLLC

1717 Pennsylvania Avenue N.W., Suite 1025 | Washington, D.C. 20006  
T 202.792.6422 | F 202.318.7707 | [www.potomacclaw.com](http://www.potomacclaw.com)

July 10, 2023

**Via FedEx**

RECEIVED-FPSC  
2023 JUL 11 PM 2:04  
COMMISSION  
CLERK

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

Re: Amendment to the Application of Skywire, LLC to Provide Telecommunications  
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Dear Sir or Madam:

Enclosed please find, for filing, one original and one copy additional information requested by Samuel Day of Commission Staff, projected statements of Skywire Holdings, LLC, Applicant's parent company.

This information supplements **Exhibit C** of the above-captioned Application. Like **Exhibit C**, this supplement is filed under seal. Pursuant to Section 364.183(1) of the Florida Statutes, and 25 FL ADC 25-22.006, this supplement enclosed herein, contains financial information about the Applicant. Applicant is a privately-held company, with no obligation to publicly disclose its financial information. Applicant routinely requests non-disclosure of its financial information when it is shared outside of the organization, as is the case here. Public disclosure of this information can provide insight into the Applicant's strategic initiatives, and would allow competitors access to Skywire's financials, thus causing unfair economic damage and substantially harm Skywire. Therefore, Skywire respectfully requests that the Commission allow this material be filed under seal.

Thank you for your anticipated cooperation in this matter. Please date-stamp the duplicate of this filing and return in the self-addressed, postage prepaid envelope. If you have any questions or concerns, please contact the undersigned at (202) 792-6422 or at [kmarshall@potomacclaw.com](mailto:kmarshall@potomacclaw.com).

Respectfully submitted,



Katherine Barker Marshall, Counsel to Skywire, LLC

# Potomac LAW GROUP

Potomac Law Group, PLLC

1300 Pennsylvania Avenue N.W., Suite 700 | Washington, D.C. 20004  
T 202.792.6422 | F 202.318.7707 | www.potomac-law.com

April 14, 2023

Via FedEx

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

**REDACTED**

Re: Amendment to the Application of Skywire, LLC to Provide Telecommunications  
Services within the State of Florida, Docket No. 20230034-TX

Dear Sir or Madam:

Enclosed please find, for filing, one original and one copy additional information requested by Samuel Day of Commission Staff. This information includes supplemental information regarding the experience of Skywire's Chief Executive Officer, Andrew Kusminsky, as part of **Exhibit B** of the Application. We also note that Skywire will maintain a price list on its website rather than with the Commission.

The Applicant is also filing a supplement to **Exhibit C**, filed under seal. Pursuant to Section 364.183(1) of the Florida Statutes, and 25 FL ADC 25-22.006, **Exhibit C** of the Application and its supplement enclosed herein, contains financial information about the Applicant. Applicant is a privately-held company, with no obligation to publicly disclose its financial information. Applicant routinely requests non-disclosure of its financial information when it is shared outside of the organization, as is the case here. Public disclosure of this information can provide insight into the Applicant's strategic initiatives, and would allow competitors access to Skywire's financials, thus causing unfair economic damage and substantially harm Skywire. Therefore, Skywire respectfully requests that the Commission allow this material be filed under seal. Applicant is providing one unredacted copy of the Application Amendment with the confidential material highlighted, marked "Confidential," and in a sealed envelope.

COM \_\_\_\_\_  
AFD \_\_\_\_\_  
APA \_\_\_\_\_  
ECO \_\_\_\_\_  
ENG \_\_\_\_\_  
GCL \_\_\_\_\_  
IDM 1 \_\_\_\_\_  
CLK \_\_\_\_\_

RECEIVED-FPSC  
2023 APR 19 AM 9:23  
COMMISSION  
CLERK

April 14, 2023  
Page 2 of 2

Thank you for your anticipated cooperation in this matter. Please date-stamp the duplicate of this filing and return in the self-addressed, postage prepaid envelope. If you have any questions or concerns, please contact the undersigned at (202) 792-6422 or at [kmarshall@potomacclaw.com](mailto:kmarshall@potomacclaw.com).

Respectfully submitted,

A handwritten signature in blue ink that reads "Katherine E. Barker Marshall". The signature is written in a cursive style with a large initial 'K'.

Katherine Barker Marshall, Counsel to Skywire, LLC

## **Exhibit B**

### **Managerial and Technical Ability**

Skywire, LLC is a single-member LLC, owned by Skywire Holdings, Inc., which, through its subsidiaries, has provided broadband and interconnected Voice over Internet Protocol services to residential and business customers for several years.

Skywire, LLC is managed by its CEO, Andrew Kusminsky, who has a long track record of leadership and strategic planning in the telecommunications industry. Mr. Kusminsky has been with Skywire for approximately four years, serving as its COO prior to his elevation as CEO. In that role, he oversees all operational aspects of the company.

Prior to Skywire, Kusminsky worked in the financial technology industry focused on building wireless and fiber-based low-latency capacity for proprietary trading firms. He also co-founded and served as COO and chief strategy officer of Perseus Telecom, a fintech company and managed service provider to the financial services space, where he spearheaded the network, engineering, operations and development of all products. A list of his prior positions is attached.



## Contact

kusminsky1@mac.com

[www.linkedin.com/in/andrewkusminsky](http://www.linkedin.com/in/andrewkusminsky) (LinkedIn)

## Top Skills

Co-location

Managed Services

MPLS

## Languages

Spanish

# Andrew Kusminsky

CEO at GiGstream

New York City Metropolitan Area

## Experience

GiGstream

3 years 7 months

Chief Executive Officer

August 2021 - Present (1 year 9 months)

New York City Metropolitan Area

COO

October 2019 - August 2021 (1 year 11 months)

NYC

Independent

Technology and Telecom Professional

June 2018 - October 2019 (1 year 5 months)

Greater New York City Area

McKay Brothers

Director, Fiber Telecom Infrastructure and Strategy

January 2017 - May 2018 (1 year 5 months)

Perseus Telecom (acquired by GTT)

COO & CSO

September 2010 - January 2017 (6 years 5 months)

Optical Communications Group

Vice President of Sales and Marketing

March 2009 - September 2010 (1 year 7 months)

Telx

Vice President of Business Development

October 2003 - March 2009 (5 years 6 months)

**Exhibit C**

**Supplemental Financial Statements**

**Confidential and Proprietary – Filed Under Seal, Pursuant to FL ST §  
364.183**

**[THE ENTIRETY OF THIS EXHIBIT IS FILED UNDER SEAL]**

CK# 6713912302

\$ 500.00  
3-13-23

Deposit Date  
MAR 17 2023

Deposit Number  
000627

# Potomac LAW GROUP

Potomac Law Group, PLLC

1300 Pennsylvania Avenue N.W., Suite 700 | Washington, D.C. 20004  
T 202.792.6422 | F 202.318.7707 | www.potomaclaw.com

FILED 3/14/2023  
DOCUMENT NO. 02217-2023  
FPSC - COMMISSION CLERK

*Copy*

March 13, 2023

Via FedEx

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

DKT #: 20230034

Re: Application of Skywire, LLC to Provide Telecommunications Services within the State of Florida

Dear Sir or Madam:

Enclosed please find, for filing, one original and one copy of the Application of Skywire, LLC to provide Telecommunications Services within the State of Florida.

Pursuant to Section 364.183(1) of the Florida Statutes, and 25 FL ADC 25-22.006, **Exhibit C** of the Application, which contains financial information about the Applicant, is filed under seal. Applicant is a privately-held company, with no obligation to publicly disclose its financial information. Applicant routinely requests non-disclosure of its financial information when it is shared outside of the organization, as is the case here. Public disclosure of this information can provide insight into the Applicant's strategic initiatives, and would allow competitors access to Skywire's financials, thus causing unfair economic damage and substantially harm Skywire. Therefore, Skywire respectfully requests that the Commission allow this material be filed under seal. Applicant is providing one unredacted copy of the Application with the confidential material highlighted, marked "Confidential," and in a sealed envelope, as per instruction of Staff.

Accordingly, Applicant is providing two additional copies of its Application with the confidential material removed.

A check in the amount of \$500.00 is also included to cover the requisite filing fee.

RECEIVED-FPSC  
2023 MAR 14 PM 12:14  
COMMISSION  
CLERK

## MASTER COMMISSION DIRECTORY

MCD    RAF    CMS    **This Is Production Version**

Publications    Docket    **UTILITY VIEW/EDIT**    Back


\* Denotes a required field    Active:     CreatBy: DMENASCO    \*CreatDate: 3/16/2023 5:19:56 PM    ModifyBy:DMENASCO    ModifyDate:10/17/2023 5:43:48 PM    Email:

Utility Code:\*     Utility Mailing Name:\*

Utility Complete Name:

Transferred To:     Transferred From:     Unregulated Operation Date:     Corptype Type:\*

9/22/2023 - PAA Order PSC-2023-0293-PAA-TX grants Cert of Authority No. 8984 to Skywire; order to become final and effective due 10/13/23. (DN 05344-2023) -dm

Comments:  10/17/2023 - Consummating Order PSC-2023-0308-CO-TX makes Order PSC-2023-0293-PAA-TX effective and final. (DN 05701-2023)

**Utility Mailing Address Total: 1**

Mail	Street1	Street2	City	State	Zip	Country
<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	FL - Florida <input type="text"/>	<input type="text"/>	USA <input type="text"/>
<input checked="" type="checkbox"/>	1775 Tysons Boulevard, 5th Floor		McLean	VA - Virginia	22102	USA

**Utility Contact Total: 1**

UtiG	Contact Type	Prefix	First Name	M. Name	Last Name	Suffix	Title	Phone	Fax	Email	Homepage
<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="checkbox"/>	Att/Liaison1		Andrew		Kusminsky		CEO	(212) 201-1219		andrew.jusminsky@gigstream.com	https://gigstream.c

**Service Total: 1**

Service	Act.	CreatInfo.	ModifyInfo.
<input type="text"/>	<input checked="" type="checkbox"/>		
TY - CLX - Competitive Local Exchange	<input checked="" type="checkbox"/>	DMENASCO at 2023-03-16 17:20:03	

**Certificate Total: 1**

Cert	Act.	CreatInfo.	ModifyInfo.
<input type="text"/>	<input checked="" type="checkbox"/>		
8984	<input checked="" type="checkbox"/>	DMENASCO at 2023-09-27 21:42:23	

**County Total: 0**

County
<input type="text"/>

**Utility Mailing Name History Total: 0**

Utility Mailing Name History	CreatBy
<input type="text"/>	

**Company Information**

Tax ID:     Complete Name: Skywire, LLC    Physical Address: 1775 Tysons Boulevard, 5th Floor McLean VA 22102 USA    Contact: CEO Andrew Kusminsky (212) 201-1219 andrew.jusminsky@  
 Bankruptcy Start Date: .    Bankruptcy Drop Date:    Active:     CreatBy: DMENASCO    CreatDate: 3/16/2023 5:19:52 PM    ModifyBy: DMENASCO    ModifyDate: 10/17/2023 5:44:11 PM



# Potomac LAW GROUP

Potomac Law Group, PLLC

1300 Pennsylvania Avenue N.W., Suite 700 | Washington, D.C. 20004  
T 202.792.6422 | F 202.318.7707 | www.potomaclaw.com

RECEIVED-FPSC

2023 MAR 14 AM 10:08

COMMISSION  
CLERK

March 13, 2023

Via FedEx

Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

**REDACTED**

Re: Application of Skywire, LLC to Provide Telecommunications Services within the State of Florida

Dear Sir or Madam:

Enclosed please find, for filing, one original and one copy of the Application of Skywire, LLC to provide Telecommunications Services within the State of Florida.

Pursuant to Section 364.183(1) of the Florida Statutes, and 25 FL ADC 25-22.006, **Exhibit C** of the Application, which contains financial information about the Applicant, is filed under seal. Applicant is a privately-held company, with no obligation to publicly disclose its financial information. Applicant routinely requests non-disclosure of its financial information when it is shared outside of the organization, as is the case here. Public disclosure of this information can provide insight into the Applicant's strategic initiatives, and would allow competitors access to Skywire's financials, thus causing unfair economic damage and substantially harm Skywire. Therefore, Skywire respectfully requests that the Commission allow this material be filed under seal. Applicant is providing one unredacted copy of the Application with the confidential material highlighted, marked "Confidential," and in a sealed envelope, as per instruction of Staff.

Accordingly, Applicant is providing two additional copies of its Application with the confidential material removed.

A check in the amount of \$500.00 is also included to cover the requisite filing fee.

- COM \_\_\_\_\_
- AFD \_\_\_\_\_
- APA \_\_\_\_\_
- ECO \_\_\_\_\_
- ENG \_\_\_\_\_
- GCL \_\_\_\_\_
- IDM** \_\_\_\_\_
- CLK \_\_\_\_\_

*2 copies of Application packet*

March 13, 2023  
Page 2 of 2

Thank you for your anticipated cooperation in this matter. Please date-stamp the duplicate of this filing and return in the self-addressed, postage prepaid envelope. If you have any questions or concerns, please contact the undersigned at (202) 792-6422 or at [kmarshall@potomacclaw.com](mailto:kmarshall@potomacclaw.com).

Respectfully submitted,

A handwritten signature in blue ink that reads "Katherine E. Barker Marshall". The signature is written in a cursive style with a large initial 'K'.

Katherine Barker Marshall, Counsel to Skywire, LLC

# FLORIDA PUBLIC SERVICE COMMISSION

## OFFICE OF INDUSTRY DEVELOPMENT AND MARKET ANALYSIS

### APPLICATION FOR ORIGINAL AUTHORITY OR TRANSFER OF AUTHORITY TO PROVIDE TELECOMMUNICATIONS SERVICE IN THE STATE OF FLORIDA

---

#### INSTRUCTIONS

This form should be used as the application for an original certificate and transfer of an existing certificate (from a Florida certificated company to a non-certificated company). In the case of a transfer, the information shall be provided by the transferee. If you have other questions about completing the form, call **(850) 413-6600**.

Print or type all responses to each item requested in the application. If an item is not applicable, please explain. All questions must be answered. If unable to answer the question in the allotted space, please continue on a separate sheet.

Once completed, submit the **original and one copy** of this form along with a **non-refundable** fee of **\$500.00** to:

**Florida Public Service Commission  
Office of Commission Clerk  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850  
(850) 413-6770**

# APPLICATION

This is an application for (check one):

**Original certificate** (new company)

**Approval of transfer of existing certificate:** Example, a non-certificated company purchases an existing company and desires to retain the original certificate rather than apply for a new certificate.

Please provide the following:

1. Full name of company, including fictitious name(s), that must match identically with name(s) on file with the Florida Department of State, Division of Corporations registration:

Skywire, LLC

2. The Florida Secretary of State corporate registration number:

M17000007834

3. F.E.I. Number: 81-4663816

4. Structure of organization:

The company will be operating as a:

(Check all that apply):

- |                                     |                           |                          |                              |
|-------------------------------------|---------------------------|--------------------------|------------------------------|
| <input type="checkbox"/>            | Corporation               | <input type="checkbox"/> | General Partnership          |
| <input type="checkbox"/>            | Foreign Corporation       | <input type="checkbox"/> | Foreign Partnership          |
| <input checked="" type="checkbox"/> | Limited Liability Company | <input type="checkbox"/> | Limited Partnership          |
| <input type="checkbox"/>            | Sole Proprietorship       | <input type="checkbox"/> | Other, please specify below: |

**If a partnership**, provide a copy of the partnership agreement.

**If a foreign limited partnership**, proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS). The Florida registration number is: \_\_\_\_\_

5. Who will serve as point of contact to the Commission in regard to the following?

(a) This application:

Name: Katherine Barker Marshall, Potomac Law Group, PLLC  
Title: \_\_\_\_\_  
Street Address: 1300 Pennsylvania Ave NW, Suite 700  
Post Office Box: \_\_\_\_\_  
City: Washington  
State: DC  
Zip: 20006  
Telephone No.: 202-792-6422  
Fax No.: 202-318-7707  
E-Mail Address: kmarshall@potomacclaw.com

(b) Ongoing operations of the company:

(This company liaison will be the point of contact for FPSC correspondence. This point of contact can be updated if a change is necessary but this must be completed at the time the application is filed).

Name: Andrew Kusminsky  
Title: CEO  
Street Address: 1775 Tysons Boulevard, 5th Floor  
Post Office Box: \_\_\_\_\_  
City: McLean  
State: VA  
Zip: 22102  
Telephone No.: 212-201-1219  
Fax No.: N/A  
E-Mail Address: andrew.kusminsky@gigstreem.com  
Company Homepage: <https://gigstreem.com/>

(c) Optional secondary point of contact or liaison:

(This point of contact will not receive FPSC correspondence but will be on file with the FPSC).

Name: N/A  
Title: \_\_\_\_\_  
Street Address: \_\_\_\_\_  
Post Office Box: \_\_\_\_\_  
City: \_\_\_\_\_  
State: \_\_\_\_\_  
Zip: \_\_\_\_\_  
Telephone No.: \_\_\_\_\_  
Fax No.: \_\_\_\_\_  
E-Mail Address: \_\_\_\_\_

6. Physical address for the applicant that will do business in Florida:

Street address: 1775 Tysons Boulevard, 5th Floor  
City: McLean  
State: VA  
Zip: 22102  
Telephone No.: (800) 747-1830  
Fax No.: N/A  
E-Mail Address: sales@gigstream.com

7. List the state(s), and accompanying docket number(s), in which the applicant has:

(a) **operated** as a telecommunications company. None.

(b) **applications pending** to be certificated as a telecommunications company. None.

(c) **been certificated** to operate as a telecommunications company. None.

(d) **been denied authority** to operate as a telecommunications company and the circumstances involved. None.

(e) **had regulatory penalties imposed** for violations of telecommunications statutes and the circumstances involved. None.

(f) **been involved in civil court proceedings** with another telecommunications entity, and the circumstances involved. None.

8. The following questions pertain to the officers and directors. Have any been:

(a) adjudged bankrupt, mentally incompetent (and not had his or her competency restored), or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings?  Yes  No

If yes, provide explanation.

(b) granted or denied a certificate in the State of Florida (this includes active and canceled certificates)?  Granted  Denied  Neither



If granted provide explanation and list the certificate holder and certificate number.

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If denied provide explanation.

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(c) an officer, director, and partner in any other Florida certificated telecommunications company?  Yes  No

If yes, give name of company and relationship. If no longer associated with company, give reason why not.

---

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9. Florida Statute 364.335(1)(a) requires a company seeking a certificate of authority to demonstrate its managerial, technical, and financial ability to provide telecommunications service.

**Note:** *It is the applicant's burden to demonstrate that it possesses adequate managerial ability, technical ability, and financial ability. Additional supporting information may be supplied at the discretion of the applicant. For the purposes of this application, financial statements MUST contain the balance sheet, income statement, and statement of retained earnings.*

- (a) **Managerial ability:** An applicant must provide resumes of employees/officers of the company that would indicate sufficient managerial experiences of each. Please explain if a resume represents an individual that is not employed with the company and provide proof that the individual authorizes the use of the resume.
- (b) **Technical ability:** An applicant must provide resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance. Please explain if a resume represents an individual that is not employed with the company and provide proof that the individual authorizes the use of the resume.
- (c) **Financial ability:** An applicant must provide financial statements demonstrating financial ability by submitting a balance sheet, income statement, and retained earnings statement. An applicant that has audited financial statements for the most recent three years must provide those financial statements. If a full three years' historical data is not available, the application must include both historical financial data and pro forma data to supplement. An applicant of a newly established company must provide three years' pro forma data. If the applicant does not have audited financial statements, it must be so stated and signed by either the applicant's chief executive officer or chief financial officer affirming that the financial statements are true and correct.

10. Where will you officially designate as your place of publicly publishing your schedule a/k/a tariffs or price lists)? (Tariffs or price lists MUST be publicly published to comply with Florida Statute 364.04).

Florida Public Service Commission

Website – Please provide Website address: \_\_\_\_\_

Other – Please provide address: \_\_\_\_\_

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**THIS PAGE MUST BE COMPLETED AND SIGNED**

**REGULATORY ASSESSMENT FEE:** I understand that all telecommunications companies must pay a regulatory assessment fee. A minimum annual assessment fee, as defined by the Commission, is required.

**RECEIPT AND UNDERSTANDING OF RULES:** I understand the Florida Public Service Commission's rules, orders, and laws relating to the provisioning of telecommunications company service in Florida.

**APPLICANT ACKNOWLEDGEMENT:** By my signature below, I, the undersigned owner or officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical ability, managerial ability, and financial ability to provide telecommunications company service in the State of Florida. I have read the foregoing and declare that, to the best of my knowledge and belief, the information is true and correct. I have the authority to sign on behalf of my company and agree to comply, now and in the future, with all applicable Commission rules, orders and laws.

Further, I am aware that, pursuant to Chapter 837.06, Florida Statutes, "**Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 and s. 775.083.**"

I understand that any false statements can result in being denied a certificate of authority in Florida.

COMPANY OWNER OR OFFICER

Print Name: Andrew Kusminsky  
Title: CEO  
Telephone No.: 212-201-1219  
E-Mail Address: andrew.kusminsky@gigstream.com

Signature:  Date: 3/12/23

**Exhibit A**  
**Qualification to Do Business**

m17000007834

Florida Department of State  
Division of Corporations  
Electronic Filing Cover Sheet

Note: Please print this page and use it as a cover sheet. Type the fax audit number (shown below) on the top and bottom of all pages of the document.

((H170002431033))



H170002431033ABCV

Note: DO NOT hit the REFRESH/RELOAD button on your browser from this page. Doing so will generate another cover sheet.

To: Division of Corporations  
Fax Number : (950)617-6383

From: Account Name : C T CORPORATION SYSTEM  
Account Number : FCA000000023  
Phone : (512)418-6949  
Fax Number : (954)208-0845

\*\*Enter the email address for this business entity to be used for future annual report mailings. Enter only one email address please.

Email Address: \_\_\_\_\_

RECEIVED  
2017 SEP 14 AM 4:57  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Foreign Limited Liability Company  
SKYWIRE, LLC

Certificate of Status	0
Certified Copy	0
Page Count	04
Estimated Charge	\$125.00

FILED  
17 SEP 14 PM 12:30  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Electronic Filing Menu Corporate Filing Menu

Help

S. WARREN  
SEP 15 2017

COVER LETTER

TO: Registration Section  
Division of Corporations

SUBJECT: Skywire, LLC  
Name of Limited Liability Company

The enclosed "Application by Foreign Limited Liability Company for Authorization to Transact Business in Florida," Certificate of Existence, and check are submitted to register the above referenced foreign limited liability company to transact business in Florida.

Please return all correspondence concerning this matter to the following:

Lisa M. Conner  
Name of Person  
Williams Mullen  
Firm/Company  
200 South 10th Street, Suite 1600  
Address  
Richmond, VA 23219  
City/State and Zip Code  
lconner@williamsmullen.com  
E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Lisa M. Conner  
Name of Contact Person  
804  
Area Code  
420-6208  
Daytime Telephone Number

**MAILING ADDRESS:**  
Division of Corporations  
Registration Section  
P.O. Box 6327  
Tallahassee, FL 32314

**STREET ADDRESS:**  
Division of Corporations  
Registration Section  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

Enclosed is a check for the following amount:

- \$125.00 Filing Fee
- \$130.00 Filing Fee & Certificate of Status
- \$155.00 Filing Fee & Certified Copy
- \$160.00 Filing Fee, Certificate of Status & Certified Copy

APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 605.0902, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

1. Skywire, LLC (Name of Foreign Limited Liability Company; must include "Limited Liability Company," "L.L.C.," or "LLC.")

(If name unavailable, enter alternate name adopted for the purpose of transacting business in Florida. The alternate name must include "Limited Liability Company," "L.L.C.," or "LLC.")

2. Delaware (Jurisdiction under the law of which foreign limited liability company is organized) 3. (FEI number, if applicable)

4. Date upon filing (Date first transacted business in Florida, if prior to registration. (See sections 605.0234 & 605.0505, F.S. to determine penalty liability))

5. 1775 Tysons Blvd., 5th Floor (Street Address of Principal Office) McLean, VA 22102

6. 1775 Tysons Blvd., 5th Floor (Mailing Address) McLean, VA 22102

7. Name and street address of Florida registered agent: (P.O. Box NOT acceptable)

Name: C.T Corporation System Office Address: 1200 South Pine Island Road Plantation, Florida 33324

FILED 17 SEP 14 PM 12:50 DEPT OF STATE TALLAHASSEE, FLORIDA

Registered agent's acceptance:

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

(Registered agent's signature)

8. The name, title or capacity and address of the person(s) who has/have authority to manage is/are:

Table with 4 columns: Title or Capacity, Name and Address, Title or Capacity, Name and Address. Row 1: Manager, Joel McIntyre, CEO, 1775 Tysons Blvd., 5th Floor, McLean, VA 22102.

(Use attachments if necessary)

9. Attached is a certificate of existence, no more than 90 days old, duly authenticated by the official having custody of records in the jurisdiction under the law of which it is organized. (If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted)

10. This document is executed in accordance with section 605.0203 (1) (b), Florida Statutes. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

(Signature of authorized person)

Joel McIntyre

Typed or printed name of signor

# Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "SKYWIRE, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE FOURTEENTH DAY OF SEPTEMBER, A.D. 2017.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN PAID TO DATE.



6068781 8300

SR# 20176166101

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

A handwritten signature in black ink, appearing to read "JBULLOCK", written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed in a small font.

Authentication: 203226632

Date: 09-14-17



## **Exhibit B**

### **Managerial and Technical Ability**

Skywire, LLC is a single-member LLC, owned by Skywire Holdings, Inc., which, through its subsidiaries, has provided broadband and interconnected Voice over Internet Protocol services to residential and business customers for several years.

Skywire, LLC is managed by its CEO, Andrew Kusminsky, who has a long track record of leadership and strategic planning in the telecommunications industry. Mr. Kusminsky has been with Skywire for approximately four years, serving as its COO prior to his elevation as CEO. In that role, he oversees all operational aspects of the company.

Prior to Skywire, Kusminsky worked in the financial technology industry focused on building wireless and fiber-based low-latency capacity for proprietary trading firms. He also co-founded and served as COO and chief strategy officer of Perseus Telecom, a fintech company and managed service provider to the financial services space, where he spearheaded the network, engineering, operations and development of all products. A list of his prior positions is attached.

**Exhibit C**

**Financial Statements**

**Confidential and Proprietary – Filed Under Seal, Pursuant to FL ST §  
364.183**

**[THE ENTIRETY OF THIS EXHIBIT IS FILED UNDER SEAL]**



## **Exhibit C**

### **Financial Statements**

#### **Confidential and Proprietary – Filed Under Seal, Pursuant to FL ST § 364.183**

In support of this Application, Skywire provides the consolidated financial statements of its parent company, Skywire Holdings, Inc. Skywire Holdings has audited financial statements for 2019 and 2020, but does not have audited financial statements for 2021 and 2022. Attached to the unaudited statements is a verification from Andrew Kusminsky, CEO of both Skywire, LLC and Skywire Holdings, Inc.

## VERIFICATION

I, Andrew Kusminsky, state that I am the Chief Executive Officer of Skywire Holdings, Inc. and Skywire, LLC that:

1. I am authorized to make this Verification;
2. I have reviewed the consolidated unaudited financial statements of Skywire Holdings, Inc.; and
3. The financial statements in the foregoing document are true and correct to the best of my knowledge, information, and belief.



---

Andrew Kusminsky, CEO  
Skywire Holdings, Inc.

Dated: March 13, 2023

**Exhibit A**  
**Qualification to Do Business**

m17000007834

Florida Department of State  
Division of Corporations  
Electronic Filing Cover Sheet

Note: Please print this page and use it as a cover sheet. Type the fax audit number (shown below) on the top and bottom of all pages of the document.

((H170002431033))



H170002431033ABCV

Note: DO NOT hit the REFRESH/RELOAD button on your browser from this page. Doing so will generate another cover sheet.

To: Division of Corporations  
Fax Number : (950)617-5383

From: Account Name : C T CORPORATION SYSTEM  
Account Number : FCA000000023  
Phone : (512)418-6949  
Fax Number : (954)208-0845

\*\*Enter the email address for this business entity to be used for future annual report mailings. Enter only one email address please.

Email Address: \_\_\_\_\_

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TALLAHASSEE, FLORIDA

Foreign Limited Liability Company  
SKYWIRE, LLC

Certificate of Status	0
Certified Copy	0
Page Count	04
Estimated Charge	\$125.00

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17 SEP 14 PM 12:30  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

Electronic Filing Menu Corporate Filing Menu

Help

S. WARREN

SEP 15 2017

COVER LETTER

TO: Registration Section  
Division of Corporations

SUBJECT: Skywire, LLC

\_\_\_\_\_  
Name of Limited Liability Company

The enclosed "Application by Foreign Limited Liability Company for Authorization to Transact Business in Florida," Certificate of Existence, and check are submitted to register the above referenced foreign limited liability company to transact business in Florida.

Please return all correspondence concerning this matter to the following:

Lisa M. Conner

\_\_\_\_\_  
Name of Person

Williams Mullen

\_\_\_\_\_  
Firm/Company

200 South 10th Street, Suite 1600

\_\_\_\_\_  
Address

Richmond, VA 23219

\_\_\_\_\_  
City/State and Zip Code

lconner@williamsullen.com

\_\_\_\_\_  
E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Lisa M. Conner

804

420-6208

nt ( )

\_\_\_\_\_  
Name of Contact Person

\_\_\_\_\_  
Area Code

\_\_\_\_\_  
Daytime Telephone Number

**MAILING ADDRESS:**

Division of Corporations  
Registration Section  
P.O. Box 6327  
Tallahassee, FL 32314

**STREET ADDRESS:**

Division of Corporations  
Registration Section  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

Enclosed is a check for the following amount:

\$125.00 Filing Fee

\$130.00 Filing Fee &  
Certificate of Status

\$155.00 Filing Fee &  
Certified Copy

\$160.00 Filing Fee, Certificate  
of Status & Certified Copy

APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 605.0902, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

1. Skywire, LLC (Name of Foreign Limited Liability Company, must include "Limited Liability Company," "LLC," or "L.L.C.")

(If name unavailable, enter alternate name adopted for the purpose of transacting business in Florida. The alternate name must include "Limited Liability Company," "LLC," or "L.L.C.")

2. Delaware (Jurisdiction under the law of which foreign limited liability company is organized) 3. (FEI number, if applicable)

4. Date upon filing (Date first transacted business in Florida, if prior to registration. (See sections 605.0904 & 605.0905, F.S. to determine penalty liability))

5. 1775 Tysons Blvd., 5th Floor (Street Address of Principal Office) McLean, VA 22102

6. 1775 Tysons Blvd., 5th Floor (Mailing Address) McLean, VA 22102

7. Name and street address of Florida registered agent: (P.O. Box NOT acceptable)

Name: CIT Corporation System Office Address: 1200 South Pine Island Road Plantation Florida 33324 (City) (Zip code)

FILED 17 SEP 14 PM 12:50 SECRETARY OF STATE TALLAHASSEE, FLORIDA

Registered agent's acceptance:

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

(Registered agent's signature)

8. The name, title or capacity and address of the person(s) who has/have authority to manage is/are:

Table with 4 columns: Title or Capacity, Name and Address, Title or Capacity, Name and Address. Row 1: Manager, Joel McIntyre, CEO, 1775 Tysons Blvd., 5th Floor, McLean, VA 22102.

(Use attachments if necessary)

9. Attached is a certificate of existence, no more than 90 days old, duly authenticated by the official having custody of records in the jurisdiction under the law of which it is organized. (If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted)

10. This document is executed in accordance with section 605.0203 (1) (b), Florida Statutes. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

(Signature of authorized person) Joel McIntyre Typed or printed name of signor

# Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "SKYWIRE, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE FOURTEENTH DAY OF SEPTEMBER, A.D. 2017.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN PAID TO DATE.



Handwritten signature of Jeffrey W. Bullock, Secretary of State, in black ink. Below the signature is a horizontal line and the printed name "Jeffrey W. Bullock, Secretary of State".

6068781 8300

SR# 20176166101

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

Authentication: 203226632

Date: 09-14-17

## **Exhibit B**

### **Managerial and Technical Ability**

Skywire, LLC is a single-member LLC, owned by Skywire Holdings, Inc., which, through its subsidiaries, has provided broadband and interconnected Voice over Internet Protocol services to residential and business customers for several years.

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**Financial Statements**

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