## FILED FEB 28, 2014 DOCUMENT NO. 00973-14 FPSC - COMMISSION CLERK

# **Dorothy Menasco**

From: Sent: To: Subject: Attachments: Slawson, Melissa <MelissaSlawson@dwt.com> Friday, February 28, 2014 2:37 PM Filings@psc.state.fl.us FCC Form 555 - Nexus Communications, Inc. NXU 555 FL USAC revised.pdf

a. Person responsible for filing:

Melissa Slawson Davis Wright Tremaine LLP 505 Montgomery Street, Suite 800, San Francisco, CA 94111 Tel: (415) 276-6521 <u>melissaslawson@dwt.com</u>

- b. Undocketed
- c. Filed on behalf of Nexus Communications, Inc.
- d. 5 pages including cover letter
- e. Courtesy copy of Nexus Communications, Inc.'s Annual Lifeline Eligible Telecommunications Carrer Certification Form (FCC Form 555) for the State of Florida.

Melissa Slawson | Davis Wright Tremaine LLP 505 Montgomery Street, Suite 800 | San Francisco, CA 94111 Tel: (415) 276-6521 | Fax: (415) 276-6599 Email: <u>melissaslawson@dwt.com</u> | Website: <u>www.dwt.com</u>

Anchorage | Bellevue | Los Angeles | New York | Portland | San Francisco | Seattle | Shanghai | Washington, D.C.



Please consider the environment before printing this email.





Suite 800 505 Montgomery Street San Francisco, CA 94111-6533

Melissa Slawson 415.276.6500 tel 415.276.6599 fax

melissaslawson@dwt.com

February 28, 2014

Ms. Carlotta S. Stauffer, Director Commission Clerk and Administrative Services Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, Florida 323399-0850

### Re: Undocketed Nexus Communications, Inc.'s Annual Lifeline Eligible Telecommunications Carrier Certification Form – Confidential

Dear Ms. Stauffer:

Nexus Communications, Inc. ("Nexus") hereby provides a courtesy copy of its Annual Lifeline Eligible Telecommunications Carrier Certification Form, FCC Form 555.

Thank you for your assistance with this filing and please do not hesitate to contact me if you have any questions.

Sincerely,

/s/

Melissa Slawson Davis Wright Tremaine, LLP Attorneys for Nexus Communications, Inc.

Enclosures

Nexus only provides services as a Lifeline reseller in this State and therefore, does not file for Lifeline subsidies under the Study Area Code listed below. For this reason, it has not provided any subscriber counts in Sections 2 or 3 of this form, but is nevertheless filing a 555 so that USAC and the FCC may account for the status of the SAC.

FCC Form 555 December 2013 Approved by OMB 3060-0819

Annual Lifeline Eligible Telecommunications Carrier Certification Form

All carriers must complete all or portions of all sections Form must be submitted to USAC and filed with the Federal Communications Commission

# **IMPORTANT: PLEASE READ INSTRUCTIONS FIRST**

### Deadline: January 31<sup>st</sup> (Annually)

**FLORIDA** 

State

(An Eligible Telecommunications Carrier (ETC) must provide a certification form for each state in which it provides Lifeline service).

219907	NEXUS COMMUNICATIONS, INC	
Study Area Code(s) (SAC)	ETC Name(s)	
NONE	TSI and TSI TELEPHONE COMPANY	
Holding Company Name(s)	DBA, Marketing or Other Branding Name(s)	
A Collisient ETCs (include moments and SACs		

Affiliated ETCs (include names and SACs, attach additional sheets if necessary)

Provide a list of all ETCs that are affiliated with the reporting ETC. Affiliation shall be determined in accordance with section 3(2) of the Communications Act. That Section defines "affiliate" as "a person that (directly or indirectly) owns or controls, is owned or controlled by, or is under common ownership or control with, another person." 47 U.S.C. § 153(2). See also 47 C.F.R. § 76.1200.

For purposes of this filing, an officer is an occupant of a position listed in the article of incorporation, articles of formation, or other similar legal document. An officer is a person who occupies a position specified in the corporate by-laws (or partnership agreement), and would typically be president, vice president for operations, vice president for finance, comptroller, treasurer, or a comparable position. If the filer is a sole proprietorship, the owner must sign the certification

#### Section 1: All ETCs MUST COMPLETE SECTION 1- Initial Certification

I certify that the company listed above has certification procedures in place either to:

A) Review income and program-based eligibility documentation prior to enrolling a consumer in the Lifeline program, and that, to the best of my knowledge, the company was presented with documentation of each consumer's household income and/or program-based eligibility prior to his or her enrollment in Lifeline or

B) Confirm consumer eligibility by relying upon access to a state database and/or notice of eligibility from the state Lifeline administrator prior to enrolling a consumer in the Lifeline program.

I am an officer of the company-named above. I am authorized to make this certification for the Study Area(s) listed above. Initial

FCC Form 555 December 2013 Approved by OMB 3060-0819

Section 2: All ETCs MUST COMPLETE SECTION 2– Annual Recertification Do not leave empty columns. If an ETC has nothing to report in a column, enter a zero.

A	B	C
Number of Subscribers Claimed on February FCC Form(s) 497 of current Form 555 calendar year	Number of Lines Claimed on February FCC Form(s) 497 of current Form 555 calendar year provided to Wireline Resellers	Number of Subscribers claimed on the February FCC Form(s) 497 that were initially enrolled in current Form 555 calendar year

Initial the certifications below that apply to your ETC and complete the tables corresponding to the certification below. Depending on the state, BOTH CERTIFICATION A AND B MAY APPLY.

A) I certify that the company listed above has procedures in place to recertify the continued eligibility of all of its Lifeline subscribers, and that, to the best of my knowledge, the company obtained signed certifications from all subscribers attesting to their continuing eligibility for Lifeline. Results are provided in the chart below. I am an officer of the company named above. I am authorized to make this certification for the Study Area(s) listed above. Initial \_\_\_\_

D	E	F = D - E	G	H = (F+G)	1
Number of Subscribers ETC Contacted Directly to Recertify Eligibility Through Attestation	Number of Subscribers Responding to ETC Contact	Number of Non- Responding Subscribers	Number of Subscribers Responding That They Are No Longer Eligible	Number of Subscribers De-enrolled or Scheduled to be De- Enrolled as a Result of Non-Response or Ineligibility	Number of Subscribers Who De-Enrolled Prior to Recertification Attempt

#### AND/OR

In the space below, please list the program eligibility data sources, such as ETC access to a state database and/or notice of eligibility from the state Lifeline administrator or the Universal Service Administrative Company (USAC), and indicate for which qualifying programs (e.g., SNAP, SSI) these sources are used to verify subscriber eligibility. If any of subscribers are subsequently contacted directly by the ETC in an attempt to recertify eligibility, those subscribers should be listed in columns D through I as appropriate and not in columns J through L.

B) I certify that the company listed above has procedures in place to re-certify consumer eligibility by relying on . Results are

provided in the chart below. I am an officer of the company named above. I am authorized to make this certification for the Study Area(s) listed above. Initial

J	K	L
Number of Subscribers Whose Eligibility was Reviewed By State Administrator ETC Access to Eligibility Data or by USAC	Number of Subscribers De-Enrolled or Scheduled to be De-Enrolled as a Result of Finding of Ineligibility by State Administrator, ETC Access to Eligibility Data or USAC	Number of Subscribers Who De-Enrolled Prior to Recertification Attempt

#### OR

C) 1 certify that my company did not claim federal low income support for any Lifeline subscribers for the February Form 497 data month for the current Form 555 calendar year. I am an officer of the company named above. I am authorized to make this certification for the Study Area(s) listed above. Initial FCC Form 555 December 2013 Approved by OMB 3060-0819

### Section 3: *ALL ETCS MUST COMPLETE SECTION 3 – De-enroll percentage What is the percentage of subscribers de-enrolled for this ETC?*

М	N	0	P = N + O	$Q = ((P \div M) * 100)$
Number of Subscribers Claimed on February FCC Form(s) 497	Number of Subscribers De- Enrolled or Scheduled to be De- Enrolled as a Result of Non-Response or Ineligibility	Number of Subscribers De- Enrolled or Scheduled to be De- Enrolled as a Result of a Finding of Ineligibility (From Column K)	Total Number of Subscribers De-Enrolled or Scheduled to be De-E nrolled	Percentage of Subscribers De-Enrolled or Scheduled to be De-Enrolled that were Claimed on the February FCC Form(s) 497
(From Column A)	(From Column H)	(Prom Column R)	a a anna a sua	

Section 4: ALL ETCS MUST COMPLETE APPROPRIATE CHECK BOX; PRE-PAID ETCS MUST COMPLETE ALL OF SECTION 4

#### Is the ETC Pre-Paid?

Yes No V (A Pre-Paid ETC does not assess or collect a monthly fee from its Lifeline subscribers)

If yes, record the number of subscribers de-enrolled for non-usage by month in column S below.

Non-Usage Results Applicable to Pre-Paid ETCs:

R	S
Month	Subscribers De-Enrolled for Non-Usage
January	
February	
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	

Signature Block: ALL ETCS MUST COMPLETE SIGNATURE FIELDS

By signing below, I certify that the company listed above is in compliance with all federal Lifeline certification procedures. I am an officer of the company named above. I am authorized to make this certification for the Study Area(s) listed above.

Approved by OMB 3060-0819

FCC Form 555 December 2013

Signed, PRIMON Signature of Officer

PRESIDENT Title of Officer STEVEN FENKER

Person Completing this Certification Form

STEVEN FENKER

Printed Name of Officer

1/27/2014

Date 740-549-1092

Contact Phone Number

## **ETC Identification**

SAC	ETC Name	
		τ.

## Holding Company Name(s)

Helding Company Name				
SAC	Holding Company Name			

## DBA, Marketing or Other Branding Name(s)

SAC	Name	
бле		