



DATE DEPOSIT

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April 19, 2016
Via Overnight Delivery

CK# 61239
\$500.⁰⁰
4-19-16
RR

Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

160094-TX

RE: Joint Petition for Waiver by TNCI Operating Company, LLC (Company Code TY078) and Matrix Telecom, LLC (Company Code TX841)

Dear Commission Clerk:

Enclosed for filing please find the original and one (1) copy of the above-referenced filing submitted on behalf of TNCI Operating Company, LLC ("TNCI OpCo") and Matrix Telecom, LLC ("Matrix"), pursuant to the transfer of customers from TNCI OpCo to Matrix. *A check in the amount of \$500.00 is enclosed to cover the filing fee.*

Please acknowledge receipt of this filing by returning, file-stamped, the extra copy of this cover letter in the self-addressed, stamped envelope enclosed for this purpose.

Any questions you may have regarding this filing should be directed to my attention at 407-740-3001 or via email to tforte@tminc.com. Thank you for your assistance in this matter.

Sincerely,

Thomas M. Forte
Consultant to Matrix Telecom, LLC

cc: Alex Valencia (Via E-Mail) - Matrix
file: Matrix - Florida - Other
tms: FLx1602

Enclosures
TF/mw

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2016 APR 21 PM 1:43
COMMISSION
CLERK

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Joint Petition of)
TNCI Operating Company, LLC)
and) Docket No.
Matrix Telecom, LLC)
for Waiver of Slamming Rule, Chapter 25-4.118)

JOINT PETITION FOR WAIVER

Pursuant to Rule 25-24.455(4), TNCI Operating Company, LLC ("TNCI OpCo") and Matrix Telecom, LLC ("Matrix") (together, "Petitioners") respectfully request that the Florida Public Service Commission ("Commission") waive Florida Administrative Code rule 25-24.118, in order to facilitate the transfer of customers from TNCI OpCo to Matrix, as part of an internal corporate reorganization whereby TNCI OpCo will be merged into Matrix. Both Matrix and TNCI OpCo are wholly owned subsidiaries of TNCI Impact, LLC.

Following approval of this waiver request, TNCI OpCo will transfer approximately 147 business accounts in Florida to Matrix on or about March 1, 2016. Written notice of the proposed transfer was provided to all TNCI OpCo customers on or about January 28, 2016. The customer notification advised customers of the following:

- (1) the pending change of their local carrier selection to GCLS;
- (2) there will be no interruption of or impact on their service;
- (3) there will be no change to service rates, terms or conditions of service or telephone numbers;
- (4) there will be no charges associated with their change to GCLS as their local retail carrier; and
- (5) they have the option to select a different service provider if they prefer.

The notification also included the toll free number which customers may call for more information. A copy of the customer notification is attached as Exhibit A.

I. THE PETITIONERS

Petitioners respectfully request that the Commission issue an order granting a waiver of Rule 25-24.118 in order to consummate the transfer of customers. In support of this request, Petitioners provide the following information:

TNCI OpCo is a Delaware limited liability company formed on January 9, 2013. Its principal offices are located at 114 E. Haley Street, Suite 1, Santa Barbara, California 93101. The company was authorized to provide local exchange and interexchange services in Docket 130071-TX on June 10, 2013. TNCI OpCo currently offers presubscribed interexchange and local services in Florida. TNCI OpCo is a wholly owned subsidiary of TNCI Impact, LLC.

Matrix is a Texas limited liability company formed on December 28, 2015. Its principal offices are located in 433 East Las Colinas Boulevard, Irving, Texas 75039. The company was originally authorized to provide interexchange services in Docket 940688-TI on October 13, 1994. The Company also received Commission approval to provide resold and facilities-based competitive local exchange services in Docket 050200-TX on May 20, 2005. Matrix currently offers presubscribed interexchange and local services in Florida. Matrix is a wholly owned subsidiary of TNCI Impact, LLC.

II. THE TRANSACTION

TNCI OpCo's customers in all states in which it operates will be transferred to Matrix beginning on or about March 1, 2016, subject to all required regulatory approvals. Following the transfer, these customers will be served by Matrix. Matrix will revise its tariffs to incorporate the applicable transferred services upon completion of the transfer. TNCI OpCo will cease to operate and seeks cancellation of its Certificate of Public Convenience and Necessity and tariff. Upon completion of the transfer, Matrix will still be a wholly owned subsidiary of TNCI Impact, LLC.

Exhibit B contains an overview of the pre and post corporate structure of TNCI Impact, LLC once the transfer and merger is completed.