



Tel: (305) 944-8383
Fax: (305) 947-8050

ORIGINAL

SERVICE DIVISION
01 FEB -9 AM 10:01
MAIL ROOM

02/06/01

Florida Public Service Commission
2540 Shumard Oak Blvd
Tallahassee, Florida 32399

010216-TI

To Whom It May Concern,

This letter is to certify that USA Telephone has sufficient financial capability to maintain and to act as a provider of Telecommunications in the State of Florida. Enclosed you will find all financial documents to support such.

Thank you

Jean A. Cherubin

DOCUMENT NUMBER-DATE

1765 NE 162nd Street Miami, Florida 33162 01961 FEB 12 01

FPSC-RECORDS/REPORTING

ORIGINAL

** FLORIDA PUBLIC SERVICE COMMISSION ** 01 FEB -9 AM 10:05

DIVISION OF REGULATORY OVERSIGHT
CERTIFICATION SECTION

MAIL ROOM

DEPOSIT

DATE

D028 * FEB 12 2001

Application Form for Authority to Provide
Interexchange Telecommunications Service
Between Points Within the State of Florida

Instructions

- ◆ This form is used as an application for an original certificate and for approval of assignment or transfer of an existing certificate. In the case of an assignment or transfer, the information provided shall be for the assignee or transferee (See Page 16).
- ◆ Print or Type all responses to each item requested in the application and appendices. If an item is not applicable, please explain why.
- ◆ Use a separate sheet for each answer which will not fit the allotted space.
- ◆ Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of **\$250.00** to:

**Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770**

Note: **No filing fee is required** for an assignment or transfer of an existing certificate to another company.

- ◆ If you have questions about completing the form, contact:

**Florida Public Service Commission
Division of Regulatory Oversight
Certification Section
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6480**

1. 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 of authority.
- Approval of assignment of existing certificate:** Example, a certificated company purchases an existing company and desires to retain the certificate of authority of that company.
- Approval of transfer of control:** Example, a company purchases 51% of a certificated company. The Commission must approve the new controlling entity.

2. Name of company:

USA TELEPHONE INC

3. Name under which applicant will do business (fictitious name, etc.):

NONE

4. Official mailing address (including street name & number, post office box, city, state, zip code):

1765 NE 162 STREET
MIAMI FL 33162

5. Florida address (including street name & number, post office box, city, state, zip code):

1765 NE 162 Street MIA FL 33162

6. Select type of business your company will be conducting (check all that apply):

- Facilities-based carrier** - company owns and operates or plans to own and operate telecommunications switches and transmission facilities in Florida.

- () **Operator Service Provider** - company provides or plans to provide alternative operator services for IXCs; or toll operator services to call aggregator locations; or clearinghouse services to bill such calls.
- (✓) **Reseller** - company has or plans to have one or more switches but primarily leases the transmission facilities of other carriers. Bills its own customer base for services used.
- () **Switchless Rebiller** - company has no switch or transmission facilities but may have a billing computer. Aggregates traffic to obtain bulk discounts from underlying carrier. Rebills end users at a rate above its discount but generally below the rate end users would pay for unaggregated traffic.
- () **Multi-Location Discount Aggregator** - company contracts with unaffiliated entities to obtain bulk/volume discounts under multi-location discount plans from certain underlying carriers, then offers resold service by enrolling unaffiliated customers.
- (✓) **Prepaid Debit Card Provider** - any person or entity that purchases 800 access from an underlying carrier or unaffiliated entity for use with prepaid debit card service and/or encodes the cards with personal identification numbers.

7. Structure of organization;

- | | |
|-------------------------|-------------------------|
| () Individual | (✓) Corporation |
| () Foreign Corporation | () Foreign Partnership |
| () General Partnership | () Limited Partnership |
| () Other _____ | |

8. **If individual**, provide:

Name: N/A
Title: _____
Address: _____
City/State/Zip: _____

Telephone No.: _____ Fax No.: _____
Internet E-Mail Address: _____
Internet Website Address: _____

9. **If incorporated in Florida**, provide proof of authority to operate in Florida:

(a) **The Florida Secretary of State Corporate Registration number:**
P980000130916

10. **If foreign corporation**, provide proof of authority to operate in Florida:

(a) **The Florida Secretary of State Corporate Registration number:**
N/A

11. **If using fictitious name-d/b/a**, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida:

(a) **The Florida Secretary of State fictitious name registration number:**
N/A

12. **If a limited liability partnership**, provide proof of registration to operate in Florida:

(a) **The Florida Secretary of State registration number:** N/A

13. **If a partnership**, provide name, title and address of all partners and a copy of the partnership agreement.

Name: _____ N/A _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

14. **If a foreign limited partnership**, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable.

(a) **The Florida registration number:** _____ N/A _____

15. Provide **F.E.I. Number** (if applicable): _____

16. Provide the following (if applicable):

(a) Will the name of your company appear on the bill for your services?
 Yes () No

(b) If not, who will bill for your services?

Name: _____ N/A _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

(c) How is this information provided?

NA

17. Who will receive the bills for your service?

- Residential Customers Business Customers
 PATs providers PATs station end-users
 Hotels & motels () Hotel & motel guests
 Universities Universities dormitory residents
 Other: (specify) _____

18. Who will serve as liaison to the Commission with regard to the following?

(a) The application:

Name: JEAN A. CHERUBIN

Title: V.P

Address: 1765 NE 165 STREET
City/State/Zip: MIAMI FL 33162

Telephone No.: 305-944-8383 Fax No.: 305-947-8050

Internet E-Mail Address: JEANCHERUBIN@YAHOO.COM

Internet Website Address: _____

(b) Official point of contact for the ongoing operations of the company:

Name: JEAN A. CHERUBIN

Title: V.P.

Address: 1765 NE 162 Street
City/State/Zip: MIAMI FL. 33162

Telephone No.: 305-944-8383 Fax No.: 305-947-8050
Internet E-Mail Address: JEAN.CHERUBIN@YAHOO.COM
Internet Website Address: _____

(c) Complaints/Inquiries from customers:

Name: JEAN A. CHERUBIN

Title: V.P.

Address: 1765 NE 162 Street
City/State/Zip: MIA FL. 33162

Telephone No.: 305-944-8383 Fax No.: 305-947-8050
Internet E-Mail Address: JEAN.CHERUBIN@YAHOO.COM
Internet Website Address: _____

19. List the states in which the applicant:

(a) has operated as an interexchange telecommunications company.

NEW JERSEY

(b) has applications pending to be certificated as an interexchange telecommunications company.

MASSACHUSETTS

GEORGIA

(c) is certificated to operate as an interexchange telecommunications company.

NEW JERSEY

(d) has been denied authority to operate as an interexchange telecommunications company and the circumstances involved.

NONE

(e) has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved.

NONE

(f) has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.

NONE

20. Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(a) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. If so, please explain.

- NO -

(b) an officer, director, partner or stockholder in any other Florida certificated telephone company. If yes, give name of company and relationship. If no longer associated with company, give reason why not.

USA TELEPHONE INC
CLEC

21. The applicant will provide the following interexchange carrier services (check all that apply):

a. _____ **MTS with distance sensitive per minute rates**

- _____ Method of access is FGA
- _____ Method of access is FGB
- _____ Method of access is FGD
- _____ Method of access is 800

b. _____ **MTS with route specific rates per minute**

- _____ Method of access is FGA
- _____ Method of access is FGB
- _____ Method of access is FGD
- _____ Method of access is 800

c. **MTS with statewide flat rates per minute (i.e. not distance sensitive)**

- Method of access is FGA
- Method of access is FGB
- Method of access is FGD
- Method of access is 800

d. N/A **MTS for pay telephone service providers**

e. N/A **Block-of-time calling plan (Reach Out Florida, Ring America, etc.).**

f. N/A **800 service (toll free)**

g. N/A **WATS type service (bulk or volume discount)**

- Method of access is via dedicated facilities
- Method of access is via switched facilities

h. N/A **Private line services (Channel Services)**
(For ex. 1.544 mbs., DS-3, etc.)

i. N/A **Travel service**

- Method of access is 950
- Method of access is 800

j. N/A **900 service**

k. N/A **Operator services**

- Available to presubscribed customers
- Available to non presubscribed customers (for example, to patrons of hotels, students in universities, patients in hospitals).
- Available to inmates

1. **Services included are:**

- ~~N/A~~ Station assistance
- ~~N/A~~ Person-to-person assistance
- ~~N/A~~ Directory assistance
- ~~N/A~~ Operator verify and interrupt
- ~~N/A~~ Conference calling

22. Submit the proposed tariff under which the company plans to begin operation. Use the format required by Commission Rule 25-24.485 (example enclosed).

23. Submit the following:

- A. Managerial capability;** give resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.
- B. Technical capability;** give resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.
- C. Financial capability.**

The application **should contain** the applicant's audited financial statements for the most recent 3 years. If the applicant does not have audited financial statements, it shall so be stated.

The unaudited financial statements should be signed by the applicant's chief executive officer and chief financial officer affirming that the financial statements are true and correct and should include:

- 1. the balance sheet;
- 2. income statement; and
- 3. statement of retained earnings.

NOTE: *This documentation may include, but is not limited to, financial statements, a projected profit and loss statement, credit references, credit bureau reports, and descriptions of business relationships with financial institutions.*

THIS PAGE MUST BE COMPLETED AND SIGNED

APPLICANT ACKNOWLEDGMENT STATEMENT

- 1. REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of .15 of one percent of its gross operating revenue derived from intrastate business. Regardless of the gross operating revenue of a company, a minimum annual assessment fee of \$50 is required.
- 2. GROSS RECEIPTS TAX:** I understand that all telephone companies must pay a gross receipts tax of two and one-half percent on all intra and interstate business.
- 3. SALES TAX:** I understand that a seven percent sales tax must be paid on intra and interstate revenues.
- 4. APPLICATION FEE:** I understand that a non-refundable application fee of \$250.00 must be submitted with the application.

UTILITY OFFICIAL:

EMMANUEL CHERUBIU X [Signature]
Print Name Signature

PRESIDENT 11/15/00
Title Date

305-944-8383 - 365-947-8050
Telephone No. Fax No.

Address: USA TELEPHONE INC.
1765 NE 162 Street
Miami, FL 33162

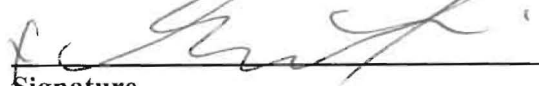
THIS PAGE MUST BE COMPLETED AND SIGNED

CUSTOMER DEPOSITS AND ADVANCE PAYMENTS

A statement of how the Commission can be assured of the security of the customer's deposits and advance payments may be provided in one of the following ways (applicant, please check one):

- () The applicant will **not** collect deposits nor will it collect payments for service more than one month in advance.
- () The applicant intends to collect deposits and/or advance payments for more than one month's service and will file and maintain a surety bond with the Commission in an amount equal to the current balance of deposits and advance payments in excess of one month.
(The bond must accompany the application.)

UTILITY OFFICIAL:

EMMANUEL UTERUBIA 
Print Name Signature

President 10/15/00
Title Date

305-944-8383 305-947-8050
Telephone No. Fax No.

Address: 1765 NE 162 Street
MIAMI FL. 33162

THIS PAGE MUST BE COMPLETED AND SIGNED

AFFIDAVIT

By my signature below, I, the undersigned officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical expertise, managerial ability, and financial capability to provide alternative local exchange 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 attest that 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 and orders.

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 official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 and s. 775.083."

UTILITY OFFICIAL:

EMMANUEL CERUBIN

Print Name



Signature

PRESIDENT

Title

10/15/00

Date

305-944-8383

Telephone No.

305-947-8050

Fax No.

Address:

17165 NE 162 St.
Miami Fl. 33162

CURRENT FLORIDA INTRASTATE SERVICES

Applicant **has** () or **has not** () previously provided intrastate telecommunications in Florida.

If the answer is has, fully describe the following:

a) What services have been provided and when did these services begin?

As a CLEC Providing
LOCAL SERVICE (DIAL TONE)

b) If the services are not currently offered, when were they discontinued?

UTILITY OFFICIAL:

EMMANUEL CHERUBIN
Print Name

[Signature]
Signature

PRESIDENT
Title

11/15/00
Date

305-944-8383
Telephone No.

305-947-8050
Fax No.

Address: 1765 NE 182 street
Miami FL 33162

CERTIFICATE TRANSFER, OR ASSIGNMENT STATEMENT

I, (Name) W.A.

(Title) _____ of _____ (Name of Company)

and current holder of Florida Public Service Commission Certificate Number

_____, have reviewed this application and join in the petitioner's request for a:

() transfer

() assignment

of the above-mentioned certificate.

UTILITY OFFICIAL:

W.A.
Print Name


Signature

Title

Date

Telephone No.

Fax No.

Address: _____

9645 NW 1st CT Apt 302
Pembroke Pines, FL 33024

Phone: (305) 356-1094
Fax: (305) 574-7911
E-mail: kennethg@planetc.net

KENNETH GONZALEZ

Experience

1999-- Planet Com, Inc Miami, FL

Operations Manager

- ?? Network Design and Implementation
- ?? Project Management
- ?? Cisco VoIP and Router Configuration, maintenance and Troubleshooting
- ?? Support of TCP/IP and Frame Relay Networks
- ?? Configuration and Operation of NACT Switching Platform
- ?? Support of an ACT SDM 9400 network
- ?? Management of NACT STX Switches and NTS 2000 / 1000 Billing platform
- ?? Support to MindCTI Billing software.
- ?? Support and installation of Nuera Communications Frame Relay and IP products
- ?? Installation and operations of Aculab Groomer Protocol Converter
- ?? Project Management.
- ?? Configuration of equipment using R2 Protocol.
- ?? On charge of a Network Management Center.
- ?? Engineering Level 3.
- ?? Troubleshooting on VoIP and VoFR Networks

1998--1999 Conatel Communications, Inc Miami, FL

Network Manager

- ?? Network Design.
- ?? Management of a Lucent B-STDx Frame Relay Network.
- ?? Cisco Router Configuration, maintenance and Troubleshooting
- ?? Support of TCP/IP and Frame Relay Networks
- ?? Configuration and Operation of NACT Switching Platform
- ?? Support of an ACT SDM 9400 network
- ?? Support of Timeplex ST1000 /20 Switches
- ?? Support and installation of Nuera Communications Frame Relay and IP products
- ?? Experience ordering and setting up of T1, E1, International Satellite Links, EURO ISDN PRI, Microwave Links and xDSL interconnections.
- ?? Testing equipment. Sunrise Sunset T-10, Sage
- ?? Installation and operations of Aculab Groomer Protocol Converter
- ?? Project Management.
- ?? Installation, configuration and management of Microsoft Windows NT base Networks.

1996–1998 Techno-Coating, Inc Miami, FL

MIS

- ?? Design an Implementation of Company Network
- ?? Developed Software to manage all Operation and production of the compar
- ?? Management of the Corporate Network using Microsoft Back Office

1995–1996 RedNet Barranquilla, Colombia

Service Installer

- ?? Installation of Dedicate Access Using Linux Servers
- ?? Lease Line Installation and User Training

1994–1996 Universidad del Norte Barranquilla, Colombia

GAIN / Linux Project

- ?? Use of Linux servers as multifunction (Router, Web server, FTP server, Proxy) to interconnect small universities to the Internet.
- ?? Dial Up troubleshooting and support
- ?? Training to Students and dial up users

Education

1998– Florida International University Miami, FL

- ?? Cursing Senior Year of B.S. Computer Sciences

1997–1998 Florida International University Miami, FL

- ?? English As A Second language
- ?? TOEFL Score of 616

1994–1996 Universidad Del Norte Barranquilla, Colombia

- ?? 3 Years of System Engineering.

Certifications

2000 Cisco Systems FT Lauderdale, FL

NSP Boot Camp & Advanced Boot camp

2000 Mind Miami, FL

Mind CTI Billing Platform

1999 Nuera Communications San Diego, CA

Frame Relay & VoIP Products

1999 Aculab Panama City, FL

Aculab Groomer Protocol Converter

1999 NACT
NACT Network Telemangement System (NTS 2000)

Provo, UT

1999 NACT
NACT STX Switching Platform

Provo, UT

9645 NW 1st CT Apt 302
Pembroke Pines, FL 33024

Phone: (305) 356-1094
Fax: (305) 574 7911
E-mail: kennethg@planetc.net

KENNETH GONZALEZ

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- ?? 3 Years of System Engineering.

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2000 Cisco Systems FT Lauderdale, FL

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2000 Mind Miami, FL

Mind CTI Billing Platform

1999 Nuera Communications San Diego, CA

Frame Relay & VoIP Products

1999 Aculab Panama City, FL

Aculab Groomer Protocol Converter

1999 NACT
NACT Network Telemanagement System (NTS 2000)

Provo, UT

1999 NACT
NACT STX Switching Platform

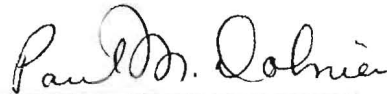
Provo, UT

*Dolnier & Associates
Accounting Consultants
7091 Moseley Street
Hollywood, Florida 33024
954-989-9760*

Statement: Un-Audited Financial Statements for the USA Telephone, Inc.

Years: 1998 Balance Sheet & Profit and Loss & RE Statement
1999 Balance Sheet & Profit and Loss & RE Statement
2000 Year to Date (9/30/2000) Balance Sheet & Profit and Loss

The enclosed statements mentioned above are Un-Audited Statements that I hereby "Affirm and Attest that are True and Correct" and are the most up to date and correct to the best of my knowledge.



Paul M. Dolnier
Executive Director
Private Accounting Specialists

Profit & Loss Statement
USA Telephone, Inc.
Period Ending
09/30/2000

Income

Sales	1,219,420.00
Cost of Sales	927,514.00
Total Income	291,906.00

Expenses

Accounting	2,985.00
Auto Lease	6,615.00
Bank charges	652.00
Rent	7,875.00
Taxes	1,950.00
Utilities	2,109.00
Telephone	6,212.00
Wages	141,199.00
Software purchase	1,550.00
Officers Salary	46,500.00
Courier Services	1,752.00
Office Supplies	4,190.00
Phone Equipment Lease	1,399.00
Security Alarm	1,000.00
Printing & Reproduction	1,622.00
Other Costs	6,102.00
<i>Total Costs</i>	<i>233,712.00</i>
<i>Net Income (before taxes)</i>	<i>58,194.00</i>

Balance Sheet
for

USA Telephone, Inc.
Period Ending
09/30/00

Assets

Current Assets	
Cash	302,273.40
Total Current Assets	302,273.40

Liabilities & Owners Equity

Current Liabilities	
Taxes Payable	56,787.58
Total Current Liabilities	57,787.58

Fixed Assets

Deposits	11,210.24
----------	-----------

Concurrent Liabilities

Long Term Debt	
----------------	--

Total Fixed Assets

Total Concurrent Liabilities

Adjustment to share holders	158,408.06
Capital Stock Value	1,000.00
Retained Earnings	96,288.00

Total Assets 313,483.64

Total Liab & Equity 313,483.64

Profit & Loss Statement

USA Telephone, Inc.

Period Ending

12/31/1999

Income

Sales	919,670.00
Cost of Sales	627,514.00
Total Income	292,156.00

Expenses

Accounting	1085.00
Auto Lease	3770.00
Bank charges	462.00
Rent	10,462.00
Taxes	1,844.00
Utilities	1,259.00
Telephone	5,707.00
Wages	123,005.00
Software purchase	11,749.00
Officers Salary	26,400.00
Courier Services	3,966.00
Office Supplies	5,491.00
Phone Equipment Lease	2,490.00
Security Alarm	1,093.00
Printing & Reproduction	6,742.00
Other Costs	36,907.00

Total Costs 242,432.00

Net Income (before taxes) 49,724.00

Balance Sheet
for

USA Telephone, Inc.
Period Ending
12/31/99

Assets

Current Assets

Cash 94,817.00

Total Current Assets 94,817.00

Liabilities & Owners Equity

Current Liabilities

Accounts Payable 34,030.00

Total Current Liabilities 34,030.00

Fixed Assets

Equipment 12,152.00
Depreciation (12,152.00)

Total Fixed Assets

Concurrent Liabilities

Long Term Debt

Total Concurrent Liabilities

Capital Stock Value 1,000.00
Retained Earnings 12,964.00
Adjustment to Shareholders 46,823.00

Total Assets 94,817.00

Total Liab & Equity 94,817.00

USA Telephone, Inc.
Statement of Retained Earnings
Year Ending December 31, 1999

Retained Earnings, January 1, 1999	\$ 4,558.00
Net Income, 1999	\$ 49,724.00
Subtotal	\$ 54,282.00
Less Cash Dividend, Common Stock	\$ 0
Retained Earnings, December 31,	\$ 54,282.00

Profit & Loss Statement

USA Telephone, Inc.

Period Ending

12/31/1998

Income

Sales	41,461.00
Cost of Sales	17,030.00
Total Income	24,431.00

Expenses

Bank Charges	120.00
Equipment Rentals	350.00
Insurance	200.00
Office Supplies	1,303.00
Printing	395.00
Sales Commissions	240.00
Security	216.00
Software	1,916.00
Tools and equipment	1,079.00
Supplies	302.00
Telephone Services	367.00
Installation Services	313.00
Beeper Services	42.00
Wages	6,110.00
Office Rent	4,256.00
Taxes and Licenses	629.00
Advertising	1,985.00
Repairs	50.00
<i>Total Costs</i>	<i>19,873.00</i>
<i>Net Income (before taxes)</i>	<i>4,558.00</i>

Balance Sheet
for

USA Telephone, Inc.
Period Ending
12/31/98

Assets

Current Assets

Cash 7,527.00

Total Current Assets 7,527.00

Fixed Assets

Equipment 2,782.00
Depreciation (2,782.00)

Total Fixed Assets

Total Assets 7,527.00

Liabilities & Owners Equity

Current Liabilities

Accounts Payable 1,969.00

Total Current Liabilities 1,969.00

Concurrent Liabilities

Long Term Debt

Total Concurrent Liabilities

Capital Stock Value 1,000.00
Retained Earnings 4,558.00

Total Liab & Equity 7,527.00

USA Telephone, Inc.
Statement of Retained Earnings
Year Ending December 31, 1998

Retained Earnings, January 1, 1998	New Corporation (04/01/1998)
Net Income, 1998	\$ 4,558.00
Subtotal	\$ 4,558.00
Less Cash Dividend, Common Stock	\$
Retained Earnings, December 31,	\$ 4,558.00

IXC

ORIGINAL SHEET NO. 1

TITLE SHEET

This price list applies to telecommunications service furnished by USA Telephone Inc., with offices at 1765 N.E. 162nd Street, Miami, Fl 33162 within the State of Florida. This price list is on file with the Florida Public Service Commission, and copies may be inspected during normal business hours at the company's principal place of business.

Issue: 01/01/01

Effective

FEB 01 2001

Emmanuel Cherubin, President
1765 NE 162nd Street
Miami, Florida 33162

CHECK SHEET

The price list sheets are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheet are named below and contain all changes from the original price sheet and are currently in effect as of the effective date shown on each page sheet.

- 1 ORIGINAL
- 2 ORIGINAL
- 3 ORIGINAL
- 4 ORIGINAL
- 5 ORIGINAL
- 6 ORIGINAL
- 7 ORIGINAL
- 8 ORIGINAL
- 9 ORIGINAL
- 10 ORIGINAL
- 11 ORIGINAL
- 12 ORIGINAL
- 13 ORIGINAL
- 14 ORIGINAL
- 15 ORIGINAL
- 16 ORIGINAL

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SYMBOLS SHEET

The following are the only symbols used for purposes indicated below:

- D** Delete or discontinue.
- I** Change resulting in an increase to a customer's bill.
- M** Item has moved to another pricelist location.
- N** New
- R** Change resulting in a reduction to a customer's bill.
- T** Change in text or regulation but no change in the rate or charge.

PRICE LIST FORMAT

1. **SHEET NUMBERING** – Sheet numbers appear in the upper right corner to the page sheet are numbered sequentially. However, new sheets are occasionally added to the price list. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheet number 10 and 11 would be sheet number 10.1.

2. **SHEET REVISION NUMBER** – Revision number also appears in the upper right corner of the page. These numbers are used to determine the most current sheet version on file with the Florida Public Service Commission. For example, the 5th revised sheet 10 cancels the 4th revised sheet 10.

PARAGRAPH NUMBER SEQUENCE - There are four (4) levels of paragraph coding. Each level of coding is subservient to the next higher level.

- 2.
- 2.1.
- 2.1.1.
- 2.1.1.A

FEB 01 2001

SECTION 1.- TECHNICAL TERMS AND ABBREVIATIONS**1.1. DEFINITION****ACCESS LINE**

An arrangement from a local exchange telephone company or other common carrier, using either dedicated or switched access which connects a customer's location to USA's location or switching center.

ACCOUNT NUMBER

A numerical code which may be assigned to a subscriber to enable USA to identify the service user so it may process the invoice.

AUTHORIZATION CODE

A numerical code, one or more of which may be assigned to a customer to enable USA to identify the origin of the customer so it may validate and bill the call. Automatic number identification (ANI) is used as the authorization code wherever possible.

COMMISSION

Means the Florida Public Service Commission.

COMPANY AND CARRIER

USA Telephone, Inc.

CUSTOMER

Person, firm, corporation, or the legal entity which orders the services of USA or purchases a USA prepaid calling card and/or originate prepaid calls using such cards, and is responsible for the payment of charges and for compliance with USA's tariff.

TECHNICAL TERMS AND ABBREVIATIONS (Cont'd)**DEDICATED ACCESS**

The Customer gains entry to the Company's services by a direct path from the Customer's location to the Company's point of presence.

DUE DATE

The date on which the Customer's payment is due to the Company.

FPSC

Used in this price list to mean the Florida Public Service Commission.

LATA

A local access and transport area established pursuant to the Modification of Final Judgment entered by the United States District Court for the District of Columbia and Civil Action No. 82-0192 for the provision and administration of communications services.

LOCAL CALLING

A completed call or telephone communication between a calling station and any other station within the local service area of the calling station.

LOCAL SERVICE

Service which provides for exchange telephone communication within the local service area at rates and under regulations as provided in this tariff.

LOCAL CALLING AREA

The area within which a customer to exchange service can make telephone calls at exchange rates. A local service area may be made up of one or more central office areas or exchange areas.

TECHNICAL TERMS AND ABBREVIATIONS (Cont'd)**PREPAID ACCOUNT**

An account which consists of a prepaid usage balance depleted on a real-time basis during each prepaid service call.

PREPAID SERVICE CALL

A service access via a "1-800", a local access telephone number or other access code dialing sequence whereby the customer or authorized user dials all of the digits necessary to route a call. Network usage for each call is deducted from the available usage balance on a company issued prepaid account.

PREMISES

The space occupied by a customer or end user in a building or buildings.

NON RECURRING CHARGES

A one time initial charge for service.

RECURRING CHARGES

The monthly charges to the customer for services.

SERVICE ORDER

The request for local exchange services initiated by the customer in a format specified by the company.

SECTION 2. - RULES AND REGULATIONS**2.1. UNDERTAKING OF THE COMPANY**

USA Telephone services and facilities are furnished for communications originating at specified point within the State of Florida under the terms of this price list. USA Telephone installs, operates, and maintains the communications services provided herein under in accordance with the terms and conditions set forth under this price list. This tariff is applicable to telecommunications services provided by USA Telephone within the State of Florida.

2.2. APPLICABILITY OF TARIFF**2.3. PAYMENTS**

The customer is responsible for payments of all charges. All services offered and provided by USA Telephone is on a pre-paid basis.

2.4. LIMITATION

USA Telephone will provide 911 emergency service to the end user. USA Telephone local services are provided on a monthly basis (30 days) and are available 24 hours a day 7 days a week. USA Telephone reserves the right to discontinue furnishing services, or limit the use of service necessitated by condition beyond its control: or when the customer is using the service in violation of the law or the provision of this price list. 911 service will be maintained during temporary disconnection for non payment of a residential customer's local service.

2.4.1. USA Telephone shall be indemnified and held harmless by the customer against the following:

Claims for slander, libel, or infringement of copyright arising of communication, data, information, or other content transmitted over the company's lines or facilities.

Company shall not be liable for any failure of performance due to causes beyond its control included without being limited to, acts of God, fire, or other catastrophes, national emergencies, riots or wars, strikes, lockouts, work stoppage or other labor difficulties,

RULES AND REGULATIONS (Cont'd)

acts of omission of the carriers, other regulations or other actions of any governing authorities or agency thereof.

2.5. TRANSFER

A customer may not transfer or assign the use of the company's service, except with the expressed consent of the company.

2.6. SUSPENSION

The company may either suspend service or terminate the subscriber's service upon.

2.6.1 ABANDONMENT OF SERVICE**2.6.2 IMPERSONATION OF ANOTHER WITH FRAUDULENT INTENT****2.6.3 NON-PAYMENT OF ANY SUM DUE THE COMPANY****2.6.4 ABUSE OR FRAUDULENT USE OF SERVICE****2.7 ALLOWANCE FOR INTERRUPTIONS OF SERVICE**

When the service furnished by the company is interrupted due to any cause other than negligence or will full act of the customer, a pro rata adjustment of the monthly recurring charges will be allowed for the service and facilities rendered useless and inoperative by reason of the interruption whenever such interruption continues for a period of 24 hours or more from the time the interruption is reported to or know to exist by the company.

2.7.1 It shall be the obligation of the customer to notify the company immediately of any interruption in service for which a credit allowance is desired.

2.7.2 The customer shall be credited for any interruption in the same proportion that the ILEC credits the company.

RULES AND REGULATIONS (Cont'd)

2.8 DEPOSIT

The company does not require a deposit from the end user. A non-refundable set up fee (activation fee, connection fee) is due to the company before an account is activated for local service. The Customer may terminate services upon verbal or written notice.

SECTION 3. - SERVICE DESCRIPTION AND RATES

3.1 TAXES

All local state and federal taxes are listed as separate line items and are not included in the quoted rates.

3.2 RENEWAL LETTER

Monthly renewal letter (invoices) sent to the customers are due upon receipt and are considered delinquent five (5) days after the due date and the account may be subject to disconnection. No additional notice will be given or sent if payment is not received within those five (5) days grace period. The minimum period service is one month (30 days).

3.3 CHECKS FEES

No personal checks are accepted. All payments must be made by cash or money order. Any returned checks will be charged \$29.00 bank fee.

3.4 AVAILALABILITY

Special features are available for use with the company's service. These features include call waiting, call waiting deluxe, caller ID, caller ID deluxe, three way calling, voice mail, call forwarding, non published names and telephone numbers.

SERVICE DESCRIPTION AND RATES (Cont'd)**3.5 PACKAGES #1**

The carrier will offer a special package to its customers. This package will be approved by the PSC \$99.00 set up fee (including first month of service). \$49.00 (monthly service charge including call waiting).

3.5.1 Only this package will be offered where SPRINT and GTE are the incumbent local exchange carrier.

3.6 LOCAL LINE

Local line which is a standard feature provide the customer with a single voice-graded communication channel. Each local line will include a telephone number. Customer using the company's service will be blocked from direct dial long distance, directory assistance (411), 1 + calls, 0+ calls, collect calls, operator assistance third party, 976, 900, and 700. End users will be capable to dial only within their respective LATA set by the incumbent local exchange carrier.

3.7 CONTESTED RATES

All bills presume accurate and shall be absolutely binding on the subscriber unless objection is received by the company within 30 days after such bills are rendered. In the case of a billing dispute between subscriber and USA Telephone for service furnished to the subscriber, USA Telephone customer service may be reached at: 1-800 944-0341 between the hours of 9:00 am and 6:00 pm weekdays and 10:00 am to 3:00 pm on Saturdays, or the subscriber may contact the company at the following address:

**1765 N.E. 162nd Street
Miami, Florida 33162**

If such dispute cannot be settled to the satisfaction of both parties, the subscriber may take the following course of action within 30 days of the billing date.

SERVICE DESCRIPTION AND RATES (Cont'd)

3.7.1 The subscriber may request, and USA will provide an in depth review of the disputed amount. The unlisted portion of subsequent bill must be paid on a timely basis or the service may be subject to disconnect.

3.7.2 If a user is not satisfy with the company's resolution of a disputed charge, the user may contact the Florida PSC at the following address:

**Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850.**

3.8 LOCAL LINE RATE AND CHARGES

The customer will be charged applicable non-recurring and monthly recurring charges as specified in this price list. Local line will vary based on the incumbent local exchange carrier providing facilities to USA Telephone in the customer exchange.

3.9 SERVICE

USA Telephone provides Prepaid Debit Card services for communications originating and terminating within the State of Florida under the terms of this tariff.

3.9.1 COMPUTATION OF CHARGES

The total charge for each completed call may be a variable measured charge dependent on the duration, distance, and time of day of the call. The total charge for each completed call may also be dependent only on the duration of the call, i.e. a statewide flat rate permanent charge. The valuable measured charge is specified as a rate permanent which is applied to each minute. All calls are measured in increments as set forth in the rates section of this tariff. All calls are rounded up to the next whole increment.

3.9.2 Timing begins when the called party answers and two way communication is possible, as determined by standard industry method generally in use for ascertaining answer. It includes hardware answer supervision in which the local telephone company sends a

SERVICE DESCRIPTION AND RATES (Cont'd)

signal to the switch or the software utilizing audio tone detection. Timing for each call ends when either party hangs up.

3.9.3 USA will not bill for uncompleted calls

3.10 CUSTOMER COMPLAINTS AND/OR BILLING DISPUTES

Customer inquiry or complaints regarding service or accounting may be made in writing or by telephone to the company at:

**1765 N.E. 162nd Street
North Miami Beach, Fl 33162
Tel: (800) 944-4341**

Any objection to billed charges should be reported promptly to USA Telephone or its billing agent.

3.11 LEVEL OF SERVICE

A customer can expect end to end network availability of not less than 99% at all times for all services.

3.12 SERVICES OFFERING

3.12.1 1+ DIALING

This service permits customers to originate call via switched or dedicated access lines, and to terminate interested calls. The customer dials "1+" followed by "ten digits" or dials "101XXXX" followed by "1+ten digits."

3.12.2 800 SERVICE (Toll Free)

This service is inbound calling only where an 800, 888, or other toll free prefix number rings into a customer's premise routed to a specific telephone number or terminated over a dedicated facility.

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SERVICE DESCRIPTION AND RATES (Cont'd)**3.12.3 USA TELEPHONE PREPAID CALLING CARDS**

This service permits use of prepaid calling cards for placing long distance calls. Customers may purchase USA Prepaid Calling Card a variety of retail outlets or through other distribution channels. USA Prepaid Calling Cards are available at a variety of face values ranging from \$5.00 to \$20.00 increments. USA Telephone Prepaid Cards service is accessed using the USA toll free number or local access number printed on the card. The caller is prompted by an automatic voice respond system to enter his/her authorization code, and then to enter the terminating telephone number. USA's processor tracks the call duration on a real time basis to determine the number of minutes consumed. The total consumed minutes of each call is deducted from the remaining balance of the customer's Prepaid Calling Card. A customer's call will be interrupted with an announcement when the balance is about to be depleted.

A card will expire three months from the date first used. Credit allowances for calls pursuant to USA Prepaid Calling Card service do not apply for interruptions not reported promptly to the company or interruptions that are due to the failure of power, equipment or systems not provided by the company. The company will block all calls beginning with the NPA "900" and NXX"976" and "700" calls. Therefore, such calls cannot be completed.

Access to long distance directory assistance is obtained by dialing 1+area code+555-1212.

Emergency "911" calls are not routed to the company, but are completed through the local network at no charge.

SECTION 4.- PROMOTIONAL OFFERINGS**4.1 PROMOTIONS**

The company may offer approved special promotions of new or existing services or products for limited time period as approved by the commission. These promotions will include specific tariff in ending dates. All such promotions will be offered on a completely non-discriminatory basis. All such tariff, promotions must be approved by

PROMOTIONAL OFFERINGS (Cont'd)

the commission and must state exactly what charges are being reduced or waived, who is eligible, and what customers have to do to be eligible.

SECTION 5.- RATES**5.1 1+ DIALING**

\$0.15 per minute
Billed in one minute increment

\$5.00 per month service charge applies.

5.2 TOLL FREE

\$0.10 per minute
Billed in one minute increment

\$15.00 per month per number applies.

5.3 PREPAID CALLING CARDS

\$0.15 per minute
Billed in one minute increment

5.4 DIRECTORY ASSISTANCE

\$0.95 per each number requested

5.5 PAY PHONE DIAL AROUND SURCHARGE

A Dial Around surcharge of \$0.35 per call will be added to any completed toll access code and subscriber 800/888 type calls from a public or semi-public phone.

SECTION 6.- LOCAL SERVICE EXCHANGE**6.1. Local Line Rate and Charges****Non-Recurring Charges**

Processing/Activation	\$65.00
Change of Address	\$55.00
Reconnection	\$55.00
Restore	\$30.00
Change of Telephone Number or Name	\$40.00
Add-on any Feature	\$29.00
Removal of any Feature	\$10.00

N.B. Once telephone number has been assigned activation fee is non refundable. A twenty (20) dollars cancellation fee will apply.

6.2. Recurring Charges

Monthly Service Fee	\$34.75
Call-Waiting	\$ 6.50
Call Waiting Deluxe	\$ 7.50
Caller ID	\$8.50
Caller ID Deluxe	\$10.00
Three Way Calling	\$ 7.50
Voice Mail	\$10.00
Non-Published	\$ 5.00

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Emmanuel Cherubin, President
1765 NE 162nd Street
Miami, Florida 33162

** FLORIDA PUBLIC SERVICE COMMISSION **

01 FEB -9 AM 10:05

DIVISION OF REGULATORY OVERSIGHT
CERTIFICATION SECTION

MAIL ROOM

DEPOSIT

DATE

Application Form for Authority to Provide
Interexchange Telecommunications Service
Between Points Within the State of Florida

D022

FEB 12 2001

Instructions

- ◆ This form is used as an application for an original certificate and for approval of assignment or transfer of an existing certificate. In the case of an assignment or transfer, the information provided shall be for the assignee or transferee (See Page 16).
- ◆ Print or Type all responses to each item requested in the application and appendices. If an item is not applicable, please explain why.
- ◆ Use a separate sheet for each answer which will not fit the allotted space.
- ◆ Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of \$250.00 to:

Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770

Note: No filing fee is required for an assignment or transfer of an existing certificate to another company.

USA TELEPHONE, INC.
1765 NE 162ND STREET
MIAMI, FL 33162
(305) 944-8383

NATIONSBANK, NA
63-27/631

2523

2/8/2001

PAY TO THE ORDER OF Florida Public Service Commission

\$ ****250.00**

Two Hundred Fifty and 00/100*****

DOLLARS
Security features included. Details on back.

Florida Public Se 119.07(1)(z), Florida Statutes: Bank account numbers or debit, charge, or credit card numbers given to an agency for the purpose of payment of any fee or debt owing are confidential and exempt from subsection (i) and s.24(a), Art. 1 of the State Constitution . . .



MEMO

**** FLORIDA PUBLIC SERVICE COMMISSION ****

DIVISION OF REGULATORY OVERSIGHT
CERTIFICATION SECTION

Application Form for Authority to Provide
Interexchange Telecommunications Service
Between Points Within the State of Florida

Instructions

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**Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770**

Check received with filing and
forwarded to Fiscal for deposit.
Fiscal to forward a copy of check
to RAR with proof of deposit.
Initials of person who forwarded check:
[Handwritten Signature]

Note: **No filing fee is required** for an assignment or transfer of an existing certificate to another company.

- ◆ If you have questions about completing the form, contact:

**Florida Public Service Commission
Division of Regulatory Oversight
Certification Section
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6480**

MAIL ROOM
01 FEB -9 AM 10:05