NATIONAL Business Telephone Services, Inc.

March 8, 1991

Tom Williams
Division Of Communications
Florida Public Service Commission
101 East Gaines Street
Tallahassee, Fl. 32399-0866

Dear Mr. Williams,

RECEIVED MAR 1 2 1991

DIVISION OF CC IMUNICATIONS

910352-71

Per your request please find enclosed, one original and four copies of National's IXC Application and Tariff.

I have reviewed these papers, but if you find something we have overlooked, as always I appreciate your help and support.

Please do not hesitate to call if questions arise.

Sincerely,

Lee Q. Kerns

Lee R. Kermode President

> NATIONAL Business Telephone Services, Inc.

2849 Executive Drive, Suite 210 • Clearwater, Fiorida 34622 (813) 571 - 4500 • Fax (813) 571 - 4506

Lee R. Kermode

DOCUMENT NUNCER-DATE 02480 MAR 13 ISSI

PSC-RECORDS/REPORTING

FLORIDA PUBLIC SERVICE COMMISSION

APPLICATION FORM

for

AUTHORITY TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICE WITHIN THE STATE OF FLORIDA

This is an application for (check one): (x) Original Authority (New company). () Approval of Transfer (To another certificated company). () Approval of Assignment of existing certificate (To a noncertificated company).
The legal name of the applicant:
National Business Telephone Service, Inc.
Name under which the applicant will do business: Provide proof of compliance with the fictitious name statute (Chapter 865.09 FS), if applicable.
Florida address (including street name & number, post office
box, city, state and zip code). 2849 Executive Drive Suite 210
Clearwater, FL 34622
National address (including street name & number, post office box, city, state and zip code).
Same
Structure of organization; () Individual (x) Corporation () Foreign Corporation () General Partnership () Limited Partnership () Other,

DOCUMENT NUMBER-DATE

02430 HAR 13 1991

EPSC-RECORDS/REPORTING

- 7. If applicant is an individual or partnership, please give name, title and address of sole proprietor or partners. Provide proof of compliance with the foreign partnership statute (Chapter 620.169 FS), if applicable.
- 8. If incorporated, give name, titles and addresses of the directors, chief officers and ten largest stockholders.

 Lee R. Kermode President
 2849 Executive Dr. Ste#210
 Clearwater FL 34622
- 9. If incorporated, please give:
 - (a) Proof from the Florida Secretary of State that the applicant has authority to operate in Florida.

Attached

(b) Name and address of the company's Florida registered agent.

Lee R. Kermode - President 2849 Executive Drive Suite 210 Clearwater FL 34622

10. Information as to whether any of the officers or directors have been 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.

None

- Indicate if any of the officers, directors, partners or stockholders have previously been and/or currently are an officer, director, partner or stockholder in any other Florida certificated telephone company.
 - (a) If yes, give name of company and relationship.
 - (b) If no longer associated with company, give reason why not. N/A

- 12. List the states in which the applicant:
 - a) Has operated as an interexchange carrier.
 - b) Has applications pending to be certificated as an interexchange carrier.

Florida

c) Is certificated to operate as an interexchange carrier.

N/A

d) Has been denied authority to operate as an interexchange carrier and the circumstances involved.

N/A

- e) Has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved.
- f) Has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.
- 13. Who will serve as liaison with the Commission in regard to (please give name, title, address and telephone number):
 - (a) The application:

Lee R. Kermode - President (813)571-4500 2849 Executive Dr. Ste#210 Clearwater FL 34622

(b) Official Point of Contact for the ongoing operations of the company:

Lee R. Kermode - President (813) 571-4500 2849 Executive Dr. Ste#210 Clearwater FL 34622 (c) Tariff: Lee R. Kermode - President
(813) 571-4500
2849 Executive Dr. Ste#210
Clearwater FL 34622

(d) Complaints/Inquiries from customers:

National Business Telephone Service, Inc.

Customer Service
(813) 571-4500
(800) 468-0311
2849 Executive Dr. Ste#210
Clearwater FL 34622

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

MTS with distance sensitive per minute rates

x Method of access is FGA

x Method of access is FGB

x Method of access is FGD

Method of access is 800

MTS with route specific rates per minute

x Method of access is FGA

x Method of access is FGB x Method of access is FGD

Method of access is 800

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

x Method of access is FGA

x Method of access is FGB

x Method of access is FGD Method of access is 800

MTS for pay telephone service providers

x_Block-of-time calling plan (Reach out Florida, Ring America, etc.)

x 800 Service (Toll free)

Other

WATS type service (Bulk or volume discount) x Method of access is via dedicated facilities x Method of access is via switched facilities Private Line services (Channel Services) (For ex. 1.544 mbs., DS-3, etc.) Travel Service Method of access is 950 x Method of access is 800 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 Services included are: Station assistance Person to Person assistance Directory assistance
Operator verify and interrupt Conference Calling

15. What does the end user dial for each of the interexchange carrier services that were checked in question 14?

9+1+Area code + number

16. What services will the applicant offer to other certificated telephone companies:

	<pre>(x) Facilities. () Operators. (x) Billing and Collection. () Sales. () Maintenance. () Other:</pre>
17.	Will your marketing program: (x) Pay commissions? () Offer sales franchises? () Offer multi-level sales incentives? () Offer other sales incentives?
18.	Explain any of the offers checked above (To whom, what amount, type of franchise, etc.). National Business Telephone Service, Inc. employs direct salesman on commission to sell programs on percent of sales and fee for service.
19.	Who will receive the bills for your service (Check all that apply)? () Residential customers. (x) Business customers. () PATS providers. () PATS station end-users. (x) Hotels & motels. () Hotels & motels. (x) Universities. (x) University dormitory residents. () Other: (specify)
20.	Provide the name and address of the firm who will bill for your service. In house billing
21.	Will the name of your company appear on the bill for your services, and if not, why? yes
22.	Who will the billed party contact to ask questions about the bill (provide name and phone number) and how is this information provided? National Business Telephone Service, Inc. Lee R. Kermode - President 800-468-0311 813-571-4500

23. Please submit the proposed tariff under which the company plans to begin operation. Use the formate required by Commission Rule 25-24.485 (example enclosed).

Tariff Attached

APPLICANT ACKNOWLEDGEMENT STATEMENT

- 1. REGULATORY ASSESSMENT FEE: I understand that all telephone companies must pay a regulatory assessment fee in the amount of one-eight 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 \$25 is required.
- 2. GROSS RECEIPTS TAX: I understand that all telephone companies must pay a gross receipts tax of one and one-half percent on all intra and interstate business.
- 3. SALES TAX: I understand that a six percent sales tax must be paid on intra and interstate revenues.
- 4. LEC BYPASS RESTRICTIONS: I acknowledge the Commission's policy that interexchange carriers shall not construct facilities to bypass the LECs without first demonstrating to the Commission that the LEC cannot offer the needed facilities at a competitive price and in a timely manner.
- 5. RECEIPT AND UNDERSTANDING OF RULES: I acknowledge receipt and understanding of the Florida Public Service Commission's Rules and Orders relating to my provision of interexchange telephone service in Florida. I also understand that it is my responsibility to comply with all current and future Commission requirements regarding interexchange telephone service.

6. ACCURACY OF APPLICATION: By my signature below, I attest to the accuracy of the information contained in this application and associated attachments.

Lee R. Kermode - President
Typed name and signature of
owner or chief officer

President Title

03-06-90 Date

ATTACHMENTS

- A CERTIFICATE TRANSFER STATEMENT
- B CUSTOMER DEPOSITS AND ADVANCE PAYMENTS
- C INTRASTATE NETWORK
- D FLORIDA TELEPHONE EXCHANGES AND EAS ROUTES
- E GLOSSARY

APPENDIX A

CERTIFICATE TRANSFER STATEMENT

Not Applicable

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reviewed	this	application	and Join	ın	tne	petition	er's	request.	
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APPENDIX B

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 responded to in one of the following ways (applicant please check one):

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

Lee R. Kermode - President

Typed name and signature of Owner or Chief officer

President Title

03-06-91 Date

APPENDIX C

INTRASTATE NETWORK

- POP: Addresses where located, and indicate if owned or 1. leased. LEASED FACILITIES
 - 1) Centres at Feathersound 2) 550 N. Reo 3001 Executive Drive Clearwater, FL 34622
 - Tampa, FL
 - 3) Suite 240 100 S. Ashley Drive Tampa, FL

4)

- SWITCHES: Address where located, by type of switch, and 2. indicate if owned or leased.
 - 1) Centres- Mitel 200 leased
- 2) Reo-Mitel 2000 leused

3) Ashley -ATT Sys 85 leased

4)

- TRANSMISSION FACILITIES: Pop-to-Pop facilities by type of 3. facilities (microwave, fiber, copper, satellite, etc.) and indicate if owned or leased.
 - 1) POP-to-POP

TYPE

OWNERSHIP

- 2) None
- ORIGINATING SERVICE: Please provide the list of exchanges where you are proposing to provide originating service within thirty (30 days after the effective date of the certificate (Appendix D). (813) 571 (813) 229 (813) 287
- TRAFFIC RESTRICTIONS: Please explain how the applicant will 5. comply with the EAEA requirements contained in Commission Rule 25-24.471 (4) (a) (copy enclosed).
- CURRENT FLORIDA INTRASTATE SERVICES: Applicant has () or has not (x) previously provided intrastate telecommunications in Florida. If the answer is has, fully describe the following: HAS NOT

Page 11

- a) What services have been provided and when did these services begin? N/A
- b) If the services are not currently offered, when were they discontinued?

N/A

Lee R. Kermode / Lac Quantum of Typed name and signature of Owner or Chief officer

President Title

03-06-91 Date

**APPENDIX D

FLORIDA TELEPHONE EXCHANGES

AND

EAS ROUTES

Describe the service area in which you hold yourself out to provide service by telephone company exchange. If all services listed in your tariff are not offered at all locations, so indicate.

In an effort to assist you, attached is a list of major exchanges in Florida showing the small exchanges with which each has extended area service (EAS).

Lee R. Kermode / Lee P. Long of Typed name and signature of Owner/Chief Officer

03-06-91 Date

President

Title

DEPARTMENT OF THE TREASURY INTERNAL REVENUE SERVICE ATLANTA GA 39901

INC

NATIONAL BUSINESS TELEPHONE SERVICE

2849 EXECUTIVE DR STE 210 CLEARWATER FL 34622

DATE OF THIS NOTICE: 01-28-91 NUMBER OF THIS NOTICE: CP 575 A EMPLOYER IDENTIFICATION NUMBER: 59-3043644 TAX PERIOD: 12 FORM: 55-4 0717006767

> FOR ASSISTANCE PLEASE WRITE TO US AT:

INTERNAL REVENUE SERVICE ATLANTA GA 39901

BE SURE TO ATTACH THE BOTTOM PART OF NOTICE

OR YOU MAY CALL US AT:

354-1760 LOCAL JACKSONVILLE 1-800-829-1040 OTHER FL

TAX FORMS YOU MUST FILE: 1120

NOTICE OF NEW EMPLOYER IDENTIFICATION NUMBER ASSIGNED

Thank you for your form \$5-4, Application for Employer Identification Number (EIN). The number assigned to you is shown above. It will be used to identify your business account, tax returns and documents, even if you don't have employees.

Keep a copy of the number in your permanent records.

2. Use your name and the number exactly as shown above on all Federal tax forms.

Use the number on all tax payments and tax-related correspondence or documents.

Using a variation of your name or number may result in delays or errors in posting payments to your account. It also could result in the assignment of more than one Employer Identification Number.

We have established the filing requirements and tax period shown above for your account based upon the information provided. If you need help to determine your required tax year, get publication 538, Accounting Periods and Methods, which is available at most IRS offices.

If you are required to make Federal tax deposits for employment taxes (Forms 941, 943, 940 or CT-1), excise taxes (form 720), withholding tax (form 1042), and/or income taxes (form 1120), an initial supply of Federal tax deposit coupon books will be sent to you. Please allow 5 to 6 weeks for delivery.

Thank you for your cooperation.



Bepartment of State

I certify that the attached is a true and correct copy of the Articles of Incorporation of NATIONAL BUSINESS TELEPHONE SERVICES, INC., a corporation organized under the Laws of the State of Florida, filed on December 11, 1990, effective December 10, 1990, as shown by the records of this office.

The document number of this corporation is S20259.

Given under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 21st day of December, 1990.

ALL TO THE TOTAL OF THE PARTY O

CR2EO22 (6-88)

Ji Smith

Jim Smith Secretary of State

FILED 1990 DEC 11 AM 11: 09 SECRETARY OF STATES OF INCORPORATION

OF

NATIONAL BUSINESS TELEPHONE SERVICES, INC.

The undersigned acting as Incorporator of a corporation under the Florida General Corporation Act, adopts the following Articles of Incorporation for NATIONAL BUSINESS TELEPHONE SERVICES, INC.

ARTICLE 1. NAME. The name of the Corporation is NATIONAL BUSINESS TELEPHONE SERVICES, INC.

ARTICLE 2. DURATION. The duration of the Corporation is perpetual.

ARTICLE 3. PURPOSE. The general purposes for which the Corporation is organized are the following:

- A. To engage in and transact any lawful business for which corporations may be incorporated under the Florida General Corporation Act. No other purpose limits this general purpose in any way.
- B. To do such other things as are incidental to the purpose of the Corporation or necessary or desirable in order to accomplish them.

The corporation shall have ARTICLE 4. GENERAL POWERS. power:

- A. To purchase, take, receive, lease, or otherwise acquire, own, hold, improve, use and otherwise deal in and with real or personal property or any interest therein, wherever situated.
- To sell, convey, mortgage, pledge, create a security interest in, lease, exchange, transfer, and otherwise dispose of all or any part of its property assets.
- To lend money to, and use its credit to assist, its officers and employees in accordance with Section 607.141, Florida Statutes.
- D. To purchase, take, receive, subscribe for, or otherwise acquire, own, hold, vote, use, employ, sell, mortgage, lend, pledge, or otherwise dispose of, and otherwise use and deal in and with, shares or other interests in, or obligations of, other

domestic or foreign corporation, associations, partnerships, or individuals, or direct or indirect obligations of the United States or of any other government, state, territory, governmental district, or municipality or of any instrumentality thereof.

- E. To make contracts, guarantee and incur liabilities, borrow money at such rates of interest as the corporation, borrow money at such rates of interest as the corporation may determine, issue its notes, bond, and other obligations, and secure any of its obligation by mortgage or pledge of all or any of its property, franchise, and income.
- F. To lend money for its corporate purposes, invest and reinvest its funds, and take and hold real and personal property as security for the payment of funds so loaned or invested.
- G. To conduct its business, maintain its offices and exercise the powers granted it by the State of Florida, whether within or without the state.
- H. To elect or appoint officers and agents of the corporation and define their duties and fix their compensation.
- I. To make and alter bylaws, in a manner consistent with the laws of the State of Florida, for the administration and regulation of the affairs of the corporation.
- J. To make donations for the public welfare or for charitable, scientific, or educational purposes.
- K. To transact any lawful business that the Board of Directors deems to be consistent with governmental policy.
- L. To pay pensions and establish pension plans, profit sharing plans, stock bonus plans, stock option plans, and other incentive plans for any or all of its directors, officers, shareholders and employees and for any or all of the directors, officers, shareholders and employees of tis subsidiaries.
- M. To be a promoter, incorporator, partner, member, associate, or manager of any corporation, partnership, joint venture, trust, or other enterprise.
- N. To have and exercise all powers necessary or convenient to effect its purposes.

ARTICLE 5. CAPITAL STOCK. The aggregate number of shares which the Corporation is authorized to issue is Seven Thousand Five Hundred (7,500) shares of common stock. Such shares shall be of a single class and shall have a par value of One Dollar (\$1.00) per share. All or any part of said common stock may be paid for in cash, in property or in labor or services actually performed for the corporation and valued at a fair valuation to be fixed by the Board of Directors at a meeting called for such purpose.

All stock when issued shall be paid for and shall be non-assessable.

ARTICLE 6. RESTRICTIONS ON CUMULATIVE VOTING. In the election of directors of this corporation there shall be no cumulative voting of the stock entitled to vote at such election.

ARTICLE 7. INITIAL REGISTERED OFFICE AND AGENT. The principal address and the registered address are the same. The street address of the initial Registered Office of the Corporation is:

2849 Executive Drive, Suite 200 Clearwater, FL 34622

and the name of its initial Registered Agent at that address is Richard E. Kermode.

ARITICLE 8. INITIAL BOARD OF DIRECTORS. The number of Directors constituting the initial Board of Directors is one (1). The number of Directors may be increased or decreased from time to time in accordance with the Bylaws but shall never be less than one. The name and address of each initial director of the Corporation is as follows:

Lee R. Kermode 2849 Executive Drive, Suite 200 Clearwater, FL 34622

ARTICLE 9. INCORPORATORS. The name and address of each Incorporator is as follows:

Lee R. Kermode 2849 Executive Drive, Suite 200 Clearwater, FL 34622

ARTICLE 10. AMENDMENT. The Corporation reserves the right to amend or repeal any provisions contained in these Articles of Incorporation or any amendment to them, and any right conferred upon the Shareholders is subject to this reservation.

ARTICLE 11. INDEMNIFICATION. The Corporation shall indemnify each Officer and Director, including former Officers and Directors, to the full extent permitted by law.

ARTICLE 12. STOCK TRANSFER RESTRICTIONS. Shares of capital stock of the Corporation shall be issued to the initial subscribers upon payment of the consideration determined by the Board of Directors. Shares held by each Shareholder may not be sold or otherwise transferred to other persons unless first offered to this Corporation or to the remaining Shareholders in proporation to their shares.

The price, terms and other provisions regarding this restriction may be specified by written agreement among the Shareholders, which agreement may expand this Article and which may also include the

Corporation as a party.

ARTICLE 13. BYLAWS. The power to adopt, alter, amend and repeal the Bylaws shall be vested in the Board of Directors, but all alterations, amendments and repeals of the Bylaws must be approved by a majority of the Shareholders.

ARTICLE 14. COMMENCEMENT OF CORPORATE EXISTENCE. In accordance with Section 607.167, Florida Statutes, the date when corporate existence shall commence in the date of subscription and acknowledgment of these Articles of Incorporation.

ARTICLE 15. INFORMAL ACTION OF DIRECTORS. If all the Directors separately or collectively consent in writing to any action taken or to be taken by the corporation, and the writings evidencing their consent are filed with the Secretary of the the corporation, the action shall be valid as though it had been authorized at a meeting of the Board of Directors.

IN WITNESS WHEREOF, the undersigned incorporators has signed these Articles of Incorporation on this 10 - day of 1990 .

Lee R. Kermode

STATE OF FLORIDA COUNTY OF PINELLAS

Before me, personally appeared Lee R. Kermode to me well known and known to me to be the person described in and who executed the foregoing Articles of Incorporation and acknowledged to and before me that he executed said instrument for the purposes therein expressed.

Succession, 1990.

Notary Public My Commission Expires

(SEAL)

MOTARY PUBLIC, STATE OF FLORIDA,
MY COMMISSION EXPIRES: DEC. 3, 1997.
By See Than Notary Public Underwriters.

ACCEPTANCE BY REGISTERED AGENT

The undersigned hereby accepts the appointment as Registered Agent of NATIONAL BUSINESS TELEPHONE, SERVICES, INC., which is contained in the foregoing Articles of Incorporation.

DATED this 10 day of Dec., 1990 .

Lee R. Kermode, Registered Agent

TITLE SHEET

FLORIDA TELECOMMUNICATIONS TARIFF

OF

National Business Telephone Services, Inc.

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by National Business Telephone Services, Inc. with principal offices at 2849 Executive Drive, Suite 200, Clearwater, Florida 34622. This tariff applies for services furnished within the state of Florida. This tariff 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.

Issued: March 01, 1991

Effective:

CHECK SHEET

Sheets 1 through 26, inclusive, of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

SHEET		REVISION
1		Original
2		Original
3		Original
4		Original
5 6		Original
6		Original
7		Original
8		Original
9		Original
10		Original
11		Original
12		Original
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14 15		Original Original
16		Original
17		Original
18		Original
19		Original
20		Original
21		Original
22		Original
23		Original
24		Original
25		Original
26		Original

Issued: March 01, 1991

Effective:

TABLE OF CONTENTS

Title Page
Check Sheet
Table of Contents
Section 1 - Technical Terms and Abbreviations
Section 2 - Rules and Regulations
Section 3 - Description of Service
Section 4 - Rates

Issued: March 01, 1991

Effective:

SYMBOLS

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

D - Delete or discontinue.

I - Change Resulting in an increase to a Customer's bill.

M - Moved from another tariff location.

N - New

R - Change resulting in a reduction to a Customer's bill.

T - Change in text or regulation but no change in rate or charge.

Issued: March 01, 1991

Effective:

TARIFF FORMAT

- A. Sheet Numbering Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.
- B. Sheet Revision Numbers Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the FPSC. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the FPSC follows in its tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. Paragraph Numbering Sequence There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:
 - 2.
 - 2.1.
 - 2.1.1.
 - 2.1.1.A.
 - 2.1.1.A.1.
 - 2.1.1.A.1.(a).
 - 2.1.1.A.1.(a).I.
 - 2.1.1.A.1.(a).I.(i).
 - 2.1.1.A.1.(a).I.(i).(1).
- D. Check Sheets When a tariff filing is made with the FPSC, an updated Check Sheet accompanies the tariff filing. The Check Sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the Check Sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc. remain the same, just revised revision levels on some pages.) The tariff user should refer to the latest Check Sheet to find out if a particular sheet is the most current on file with the FPSC.

National Business Telephone Services, Inc.

Issued: March 01, 1991

Effective:

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

The following are the only abbreviations used for the purpose indicated below:

IXC - Interexchange carrier.

MTS - Measured telephone service.

NBTS - National Business Telephone Services, Inc.

WATS- Wide Area Telephone Service

Issued: March 01, 1991

Effective:

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, con't.

Access Line - An arrangement which connects the customer's location to a National Business Telephone Services, Inc. network switching center.

Authorization Code - A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.

Company or Carrier - National Business Telephone Services, Inc.

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

FPSC - Florida Public Service Commission

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

Issued: March 01, 1991

Effective:

SECTION 2 - RULES AND REGULATIONS

2.1 Undertaking of National Business Telephone Services, Inc.

National Business Telephone Services, Inc.'s services and facilities are furnished for communications originating at specified points within the state of Florida under terms of this tariff.

NBTS is a resale entity which provide Intrastate long distance service in Florida. Service is provided through use of resold telecommunications facilities.

NBTS installs, operates, and maintains the communication service provided hereinunder in accordance with the terms and conditions set forth under this tariff. NBTS may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities (such as the local exchange company), when authorized by the Customer, to allow connection of a Customer's location to the National Business Telephone Services, Inc. network. The Customer shall be responsible for all charges due for such service arrangement.

The Company's services and facilities are provided on a monthly basis unless ordered on a longer term basis, and are available twenty-four hours per day, seven days per week.

2.2 Limitations

- 2.2.1 Service is offered subject to the availability of facilities and the provisions of this tariff.
- 2.2.2 National Business Telephone Services, Inc. reserves the right to discontinue furnishing service or limit the use of service when necessitated by conditions beyond its control, or when the Customer is using service in violation of the law or the provisions of this tariff.
- 2.2.3 The Company does not undertake to transmit messages, but offers the use of its facilities when available, and will not be liable for errors in transmission or for failure to establish connections.

Issued: March 01, 1991

Effective:

2.2 Limitations, con't.

- 2.2.4 All facilities provided under this tariff are directly controlled by National Business Telephone Services, Inc. and the Customer may not transfer or assign the use of service or facilities without the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.
- 2.2.5 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions of service.
- 2.2.6 The use of this service is limited to traffic which originates and is switched to the resale services on the premises of NBTS.
- 2.2.7 Remote access via the local exchange network (via automatic dialers or other remote access methods) to resale services is available by agreement between NBTS and the Customer.

2.3 Use

Services provided under this tariff may be used for any lawful purpose for which the service is technically suited.

2.4 Liabilities of the Company

2.4.1 National Business Telephone Services, Inc.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission which occur in the course of furnishing service or facilities, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which the faults in transmission occur.

Issued: March 01, 1991

Effective:

- 2.4 Liabilities of Company, con't.
 - 2.4.2 The Company shall not be liable for claim or loss, expense or damage (including indirect, special or consequential damage), for any interruption, delay, error, omission, or defect in any service, facility or transmission provided under this tariff, if caused by any person or entity other than the Company, by any malfunction of any service or facility provided by any other carrier, by an act of God, fire, war, civil disturbance, or act of government, or by any other cause beyond the Company's direct control.
- The Company shall not be liable for, and shall be 2.4.3 fully indemnified and held harmless by Customer against any claim or loss, expense, or damage (including indirect, special or consequential damage) for defamation, libel, slander, invasion, infringement of copy-right or patent, unauthorized use of any trademark, tradename or service competition, interference with mark, unfair misappropriation or violation of any contract, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data, information, or other content revealed to , transmitted, or used by the Company under this tariff; or for any act or omission of the Customer; or for any personal injury or death of any person caused directly or indirectly by the installation, maintenance, location, condition, operation, failure, presence, use or removal of equipment or wiring provided by the Company, if not directly caused by negligence of the Company.
- 2.4.5 The Company shall not be liable for any defacement of or damages to the premises of a Customer resulting from the furnishing of service which is not the direct result of the Company's negligence.

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2.5 Interruption of Service

- 2.5.1 Credit allowances for interruptions of service which are not due to National Business Telephone Services, Inc.'s testing or adjusting, to the negligence of the Customer, or to the failure of channels, equipment or communications systems provided by the Customer, are subject to the general liability provisions set forth in Section 2.4 herein. It shall be the obligation of the Customer to notify NBTS immediately of any interruption in service for which a credit allowance is desired by Customer. Before giving such notice, Customer shall ascertain that the trouble is not within his or her control, or is not in wiring or equipment, if any, furnished by Customer and connected to NBTS's facilities.
- 2.5.2 For purposes of credit computation, every month shall be considered to have 720 hours.
- 2.5.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.5.4 The customer shall be credited for an interruption of two hours or more at the rate of 1/720th of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:

Credit = $(A \times B)/720$

Where A = outage time in hours

B = total monthly charge for affected facility

2.6 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

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2.7 Availability of Service

NBTS's resale long distance service is offered to customers in Florida subject to the availability of facilities.

2.8 Provision of Service

- 2.8.1 Service will be provided within one (1) working day of receipt of request for service subject to the payment of an advance payment or other credit check procedures where required.
- 2.8.2 Service is furnished through the resold facilities of other carriers.

2.9 Obligations of the Company

- 2.9.1 NBTS will maintain the internal switcher and respond to internal service complaints within three (3) hours of receipt of the complaint during regular business hours.
- 2.9.2 Regular business hours are 8:00 AM through 5:00 PM Monday through Friday except for Holidays (including New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Eve and Christmas Day.

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2.10 Obligations of the Customer

- 2.10.1 The Customer is responsible for payment of all charges for services furnished.
- 2.10.2 The Customer may not use the service for any unlawful purpose or in violation of the provisions of this tariff.
- 2.10.3 The Customer will provide NBTS an estimate of monthly toll usage at the time service is requested.
- 2.10.4 The Customer will provide NBTS with the financial data and corporate/company structure along with the name and address of the party responsible for payment of charges at the time service is requested.

2.11 Advance Payments

For Customers whom National Business Telephone Services, Inc. determines an advance payment is necessary, National Business Telephone Services, Inc. reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges and if necessary a new advance payment will be collected for the next month.

2.12 Taxes

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

2.13 Employee Concessions

Any employee of the Company in good standing for three months or longer may receive any of the Company's services twenty percent (20%) below the tariffed rates as a concession.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.14 Deposits

The Company does not collect deposits.

2.15 Payment for Service

NBTS will bill the Customer on a monthly basis. All bills are payable upon receipt and will reflect a delinquent date of fifteen (15) days from the date of delivery. When the bill is mailed to a remote home office for payment, the delinquent date will be twenty (20) days from the date of the bill. NBTS may demand immediate payment under the following circumstances:

- 2.15.1 When service is terminated or abandoned.
- 2.15.2 Where NBTS has reason to believe the customer is about to go out of business or file for bankruptcy.
- 2.15.3 Where toll usage is two (2) times greater than the Customer's average usage for the four (4) previous months or where toll usage is twice the estimated monthly toll usage.

2.16 Late Payment Fees

When the Customer account is delinquent a late payment fee of 1.5% per month will be assessed on the delinquent amount.

2.17 Returned Check Charges

A returned check fee of \$15.00, or five percent of the check amount, which ever is greater, will be assessed when a check or instrument issued by a Customer is returned without payment for any reason, including unauthorized signature, insufficient or uncollected funds, or incomplete information.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.18 Other Billing Rules

- 2.18.1 A customer initiating service after the start of a billing period will be billed at the normal end of the billing period for services rendered.
- 2.18.2 The billing invoice will be considered correct and binding if written notice of any dispute as to charges is not received by NBTS within thirty (30) days of the bill date.

2.12 Cancellation by Customer

Customer may cancel service by providing 30 days written notice to the Company.

2.19 Refusal or Discontinuance by Company

National Business Telephone Services, Inc. may refuse or discontinue service under the following conditions provided that, unless otherwise stated, the Customer shall be given 15 days notice to comply with any rule or remedy any deficiency:

- (a) For non-compliance with or violation of any State, municipal, or Federal law, ordinance or regulation pertaining to telephone service.
- (b) For use of telephone service for any other property or purpose than that described in the application.
- (c) For neglect or refusal to provide reasonable access to NBTS or its agents for the purpose of inspection and maintenance of equipment owned by NBTS or its agents.
- (d) For noncompliance with or violation of Commission regulation or NBTS's rules and regulations on file with the Commission, provided five (5) working days written notice is given before termination.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.19 Refusal or Discontinuance by Company, con't.

- (e) For nonpayment of bills, provided that suspension or termination of service shall not be made without five (5) working days written notice to Customer, except in extreme cases.
- (f) Without notice in the event of Customer or Authorized User use of equipment in such a manner as to adversely affect NBTS's equipment or service to others.
- (g) Without notice in the event of tampering with the equipment or services owned by NBTS or its agents.
- (h) Without notice in the event of unauthorized or fraudulent use of service. Whenever service is discontinued for fraudulent use of service, NBTS may, before restoring service, require the Customer to make, at his or her own expense, all changes in facilities or equipment necessary to eliminate illegal use and to pay an amount reasonably estimated as the loss in revenues resulting from such fraudulent use.
- (i) Without notice by reason of any order or decision of a court or other government authority having jurisdiction which prohibits Carrier from furnishing such services.
- (j) For periods of inactivity over 30 days. Customers will be given 30 days notice before disconnection is made under this subsection.

2.20 Cost of Collection and Repair

The Customer is responsible for any and all costs associated with the collection of monies due the Company including legal and accounting expenses. Customer is also responsible for cost incurred to repair or replace damaged or lost Carrier-provided equipment when such damage or loss is not due to Company negligence.

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SECTION 3 - DESCRIPTION OF SERVICE

3.1 Description of Service

NBTS is a resale entity providing intrastate telecommunications services. Customers may call any valid NPA- NXX in the state of Florida. Intrastate service is offered in conjunction with interstate service.

Customer originate a long distance call over NBTS's service by dialing a one digit internal access code, plus the digit "l". After receiving the second dial tone, the customer then dials the desired area code and seven digit destination telephone number.

Call processing software records the call data, including calling number, time of day, day of week, called telephone number and duration of call.

3.2 Timing of Calls

- 3.2.1 Long distance usage charges are based on usage of NBTS's services. Forty-two (42) seconds, calculated from the time of off-hook, is allowed before a call is billed as usage of the network. For billing purposes, call timing begins after the forty-two second period. A forty-three (43) second call will be billed, regardless of whether or not it was actually completed. A call is terminated when either party disconnects from the call.
- 3.2.2 Call are billed in six second increments after the initial full minute period, unless otherwise specified in this tariff. Minimum call duration for billing purposes in one minute.
- 3.2.3 In calculating the total time of the call, the fraction of the last minute of use, if any, is rounded up to the next whole minute. If the call lasts less than one (1) minute of use, but exceeds the forty-two (42) second allowance, it is calculated and billed as one full minute. Credits for uncompleted calls will be given if requested by the customer and verified by the Company.

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SECTION 3 - DESCRIPTION OF SERVICE, CON'T.

3.3 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call. Airline mileage of the call is determined by applying the formula below to the vertical and horizontal coordinates associated with the originating and terminating serving wire centers of the call. National Business Telephone Services, Inc. uses the serving wire centers and associated vertical and horizontal coordinates that are produced by Bell Communications Research in their NPA-NXX V & H Coordinates Tape and NECA Tariff FCC No. 4.

Formula:

$$(v_1-v_2)^2+(H_1-H_2)^2$$

Example: Distance between Miami and New York City

Wiami 8351 529
New York 4997 1406

Difference = 3354 879

Square and add: 11,249,316 + 772,641 = 12,021,196

Divide by 10 and round: 12,021,597/10 = 1,202,195.70 = 1,202,196

Take square root and round: 1,202,196 = 1,096.4

Distance between Miami and New York = 1,097 airline miles

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National Business Telephone Services, Inc. FPSC TARIFF NO. 1

ORIGINAL SHEET NO. 19

SECTION 3 - DESCRIPTION OF SERVICE, CON'T.

3.4 Call Completion Rate

NBTS will subscribe to sufficient long distance capacity to assure a 90% or higher call completion rate to such services during peak calling periods.

3.5 National Business Telephone Services, Inc. Direct Dial Long Distance Service

ShareNet Direct Dial Long Distance Service is offered to customers for calling within the state of Florida.

Cost of calls varies by the length of the call, call mileage, day of week and time of day. Per-minute usage sensitive charges apply based on usage of the service. Calls are billed in six (6) second increments after the initial full minute increment.

3.6 National Business Telephone Services, Inc. MTS-Volume Service

National Business Telephone Services, Inc. MTS-Volume Service is offered to customers for calling within the state of Florida. Customers access National Business Telephone Services, Inc. by dialing "l+" and the long distance telephone number. To quality for this service, Customers' projected monthly billing must be an average of \$250 per month over a one year period (\$3,000 per year.)

Cost of calls varies by the length of the call, call mileage, day of week and time of day. Per-minute usage sensitive charges apply based on usage of the service. Calls are billed in six (6) second increments after the initial full minute increment.

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SECTION 3 - DESCRIPTION OF SERVICE, CON'T.

3.7 National Business Telephone Services, Inc. MTS-High Volume Service

National Business Telephone Services, Inc. MTS-Rio Service is offered to customers for calling within the state of Florida. Customers access National Business Telephone Services, Inc. by dialing "1+" and the long distance telephone number. To qualify for this service, Customers' projected monthly billing must be an average of %500 per month over a one year period (\$6,000 per year.)

Cost of calls varies by the length of the call, call mileage, day of week and time of day. Per-minute usage sensitive charges apply based on usage of the service. Calls are billed in six (6) second increments after the initial full minute increment.

3.8 Business Plus Service

Business Plus Service is offered to business customers.

Intrastate calls are billed a flat rate per minute. Rates are not distance or time-of-day sensitive. Calls are billed in six (6) second increments after the initial full minute increment.

3.9 Business Pro Service

Business Pro Service offers business customers a single per minute rate for all calls within Florida regardless of call mileage. Rates are time-of-day sensitive. Calls are billed in six (6) second increments after the initial full minute period.

3.10 Campus Calling Card Service

Calling card service is offered as convenience service to qualified National Business Telephone Services, Inc. customers. Calling card service allows users to make long distance calls billed to their National Business Telephone Services, Inc. account from locations other than their primary residence or business locations. Calling card service is priced at the same rates as National Business Telephone Services, Inc.'s Direct Dial Long Distance Service, however calls are billed in full minute increments.

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SECTION 4 - RATES

4.1 Time of Day Rate Periods

Day, evening and night/weekend rate periods apply according to the following schedule:

Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

Calls are rated based on the time of day period in which the call begins.

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4.2 National Business Telephone Services, Inc. Direct Dial Long Distance Service

Calls are billed in six (6) second increments after the initial one minute period.

DAYTIME RATES

	Each		
Mileage	Initial <u>Minute</u>	Additional Minute	L
0 - 10	\$0.1900	\$0.0900	
11 - 22	0.2700	0.1600	
23 - 55	0.2900	0.2300	
56 - 124	0.3100	0.2400	
125 - 292	0.3200	0.2500	
293 - 430	0.3200	0.2500	
431 - 624	0.3300	0.2600	

EVENING RATES	Each	
Mileage	Initial <u>Minute</u>	Additional Minute
0 - 10	\$0.1425	\$0.0675
11 - 22	0.2025	0.1200
23 - 55	0.2175	0.1725
56 - 124	0.2325	0.1800
125 - 292	0.2400	0.1875
293 - 430	0.2400	0.1875
407 604	0 0475	0 1050

E	Each	
Initial <u>Minute</u>	Additional Minute	
\$0.0950	\$0.0450	
0.1350	0.0800	
0.1450	0.1150	
0.1550	0.1200	
0.1600	0.1250	
0.1600	0.1250	
0.1650	0.1300	
	Initial Minute \$0.0950 0.1350 0.1450 0.1550 0.1600 0.1600	

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Effective:

4.3 National Business Telephone Services, Inc. MTS-Volume Service Calls are billed in six (6) second increments after the initial one minute period.

DAYTIME RATES		Each
DAITING RATES	Initial	
Mileage	Minute	Minute
MITEAGE	MINUCE	MINUCE
0 - 10	\$0.1710	\$0.0810
11 - 22	0.2430	0.1440
23 - 55	0.2610	0.2070
56 - 124	0.2790	0.2160
125 - 292	0.2880	0.2250
293 - 430	0.2880	0.2250
431 - 624	0.2970	0.2340
EVENING RATES		Each
The second second second second second second	Initial	Additional
Mileage	Minute	
0 - 10	\$0.1283	\$0.0608
11 - 22	0.1823	0.1080
23 - 55	0.1958	0.1553
56 - 124	0.2093	0.1620
125 - 292	0.2160	0.1688
293 - 430	0.2160	0.1688
431 - 624	0.2228	0.1755
NIGHT/WEEKEND RATES	12	ach
	Initial	45T는 TOTAL CONTROL CONT
Mileage	Minute	
0 - 10	\$0.0855	\$0.0405
11 - 22	0.1215	0.0720
23 - 55		0.1035
56 - 124	0.1305 0.1395	0.1035
	0.1395	0.1080
125 - 292		0.1125
293 - 430	0.1440	
431 - 624	0.1485	0.1170

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Effective:

4.4 National Business Telephone Services, Inc. MTS-High Volume Service

Calls are billed in six (6) second increments after the initial one minute period.

DAYTIME RATES	E	acn
	Initial	Additional
Mileage	Minute	Minute
0 - 10	\$0.1615	\$0.0765
11 - 22	0.2295	0.1360
23 - 55	0.2465	0.1955
56 - 124	0.2635	0.2040
125 - 292	0.2720	0.2125
293 - 430	0.2720	0.2125
431 - 624	0.2805	0.2210
EVENING RATES	E	ach
	Initial	Additional
<u>Mileage</u>	Minute	Minute
0 - 10	\$0.1211	\$0.0574
11 - 22	0.1721	0.1020
23 - 55	0.1849	0.1466
56 - 124	0.1976	0.1530
125 - 292	0.2040	0.1594
293 - 430	0.2040	0.1594
431 - 624	0.2104	0.1658
NIGHT/WEEKEND RATES	D RATES Each	
	Initial	Additional
<u>Mileage</u>	Minute	Minute
0 - 10	\$0.0808	\$0.0383
11 - 22	0.1148	0.0680
23 - 55	0.1233	0.0978
56 - 124	0.1318	0.1020
125 - 292	0.1360	0.1063
293 - 430	0.1360	0.1063
431 - 624	0.1403	0.1105

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DAVTTME DATES

Effective:

4.5 National Business Telephone Services, Inc. Business Plus Service

Calls are billed in six (6) second increments after the initial one minute period.

Rate per minute, all calls: \$0.19

4.6 Business Pro Service

Calls are billed in six (6) second increments after the initial one minute period.

Rate per minute

Day \$0.15 Evening 0.11 Night/Weekend 0.10

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4.7 Campus Calling Card Service

Rates for Campus Calling Card calls are equivalent to those specified in section 4.2 of this tariff, Direct Dial Long Distance Service. Calls are billed in full minute increments.

4.8 Directory Assistance

Long Distance directory assistance is rated on a per call basis.

Directory Assistance (per call): \$0.60

4.9 Reconnection Charge

A reconnection fee is charged when service is re-established for customers who had been disconnected for non-payment.

Reconnection charge: \$25.00 per occurrence

4.10 Exemptions and Special Rates

Intrastate toll message usage rates for users of Telecommunications Devices for the Deaf (TDD) will be the evening rate for daytime calls and the night rate for evening calls. TDD u' must inform the Company of their use of the Company's service.

There is no charge for Directory Assistance for calls from handicapped persons. Such persons must contact the Company for credit on their directory assistance calls.

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