



Florida Public Service Commission

May 9, 1996

Florida Public Service Commission
Division of Administration
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0866

Re: Common Concerns, Inc.

960600-TI

Dear Sir or Madam:

On behalf of our client Common Concerns, Inc. and attached hereto please find an original and twelve (12) copies of an Application and Tariff to Provide Interexchange Telecommunications Services in the State of Florida


Also enclosed is check in the amount of \$250.00 for the required filing fee

Please direct questions, comments, notices or correspondence regarding the above referenced filing to

Maxine E. Balis, Director of Regulatory Affairs
National Regulatory Services Corp.
P.O. Box 812696
Boca Raton, FL 33481
407/338-5482

For purposes of verification of receipt, I have provided an additional copy of this cover letter. Please date stamp and return to me in the stamped self addressed envelope provided

Sincerely yours,


Maxine E. Balis
Director of Regulatory Affairs

MEB/va

Enclosures

Handwritten notes:
... with filing and
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A Leader in the Regulatory Industry

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MAY 13 1996

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Florida Public Service Commission
Division of Administration
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0866

Re: Common Concerns, Inc.

Dear Sir or Madam:

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★★ Florida Public Service Commission ★★

Division of Communications
Bureau of Service Evaluation
101 E. Gaines Street
Fletcher Building
Tallahassee, Florida 32399-0866

Application Form
for
Authority to provide interexchange telecommunications service
Within the State of Florida

Instructions

- A. This form is used for an original application for a certificate and for approval of sale, assignment or transfer of an existing certificate. In case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee. (See Appendix A).
- B. Respond to each item requested in the application and appendices. If an item is not applicable, please explain why.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. If you have questions about completing the form, contact:

Florida Public Service Commission
Division of Communications
Bureau of Service Evaluation
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0866
904/413-6600.

- E. Once completed, submit the original and twelve (12) copies of this form along with a non-refundable application fee of \$250.00 to:

Florida Public Service Commission
Division of Administration
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0866
904/413-6330.

1. This is an application for (check one):

- Original Authority (New company).
- Approval of Transfer (To another certificated company).
- Approval of Assignment of existing certificate (To a noncertificated company).
- Approval for transfer of control (To another certificated company).

2. Select what 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 the resold service by enrolling unaffiliated customers.

3. Name of corporation, partnership, cooperative, joint venture or sole proprietorship:

Common Concerns, Inc.

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

Common Concerns, Inc.

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

2722 Eastlake Avenue East, Seattle Washington 98102

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

None

7. Structure of organization:

- | | |
|---|--|
| <input type="checkbox"/> Individual | <input type="checkbox"/> Corporation |
| <input checked="" type="checkbox"/> Foreign Corporation | <input type="checkbox"/> Foreign Partnership |
| <input type="checkbox"/> General Partnership | <input type="checkbox"/> Limited Partnership |
| <input type="checkbox"/> Other, _____ | |

8. If applicant is an individual or partnership, please give name, title and address of sole proprietor or partners.

(a) Provide proof of compliance with the foreign limited partnership statute (Chapter 620.169 FS), if applicable.

(b) Indicate if the individual or any of the partners have previously been:

(1) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings.

(2) 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.

9. If incorporated, please give:

- (a) **Proof from the Florida Secretary of State that the applicant has authority to operate in Florida.**

Corporate charter number: F96000001859.

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

*NRAI Services, Inc.
526 East Park Avenue
Tallahassee, Florida 32301*

- (c) **Provide proof of compliance with the fictitious name statute (Chapter 865.09 FS), if applicable.**

Fictitious name registration number:

- (d) **Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:**

- (1) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings.

No.

- (2) 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 *No.*

10. **Who will serve as liaison with the Commission in regard to (please give name, title, address and telephone number):**

- (a) **The application;** *Maxine E. Balis, Director of Regulatory Affairs
National Regulatory Services Corp.
P.O. Box 812696
Boca Raton, Florida 33481
407/338-5482*

- (b) **Official point of contact for the ongoing operations of the company;**

*Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102
206/505-5518*

(c) **Tariff;** *Maxine E. Balts, Director of Regulatory Affairs
National Regulatory Services Corp
P O Box 812696
Boca Raton, Florida 33481
407/338-5482*

(d) **complaints/Inquiries from customers;**

*Don M. Reese, Director of Telephone Relations
Common Concerns, Inc
2722 Eastlake Avenue East
Seattle, Washington 98102
206/505-5518*

11. **List the states in which the applicant:**

- (a) **Has operated as an interexchange carrier.** *None*
- (b) **Has applications pending to be certificated as an interexchange carrier.**
Illinois; New York; New Jersey; Texas and Washington (State of).
- (c) **Is certificated to operate as an interexchange carrier.** *None*
- (d) **Has been denied authority to operate as an interexchange carrier 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*

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

None.

- | | |
|--|-------------------------------------|
| <input type="checkbox"/> Facilities. | <input type="checkbox"/> Operators. |
| <input type="checkbox"/> Billing and Collection. | <input type="checkbox"/> Sales. |
| <input type="checkbox"/> Maintenance. | |
| <input type="checkbox"/> Other: | |

13. Do you have a marketing program? *Yes*

14. Will your marketing program:

- | | |
|--|-----------|
| <input type="checkbox"/> Pay commissions? | <i>No</i> |
| <input type="checkbox"/> Offer sales franchises? | <i>No</i> |
| <input type="checkbox"/> Offer multi-level sales incentives? | <i>No</i> |
| <input type="checkbox"/> Offer other sales incentives? | <i>No</i> |

15. Explain any of the offers checked in question 14 (To whom, what amount, type of franchise, etc.). *Not Applicable.*

16. Who will receive the bills for your service (Check all that apply)?

- | | |
|--|--|
| <input checked="" type="checkbox"/> Residential customers. | <input type="checkbox"/> Business Customers. |
| <input type="checkbox"/> PATS providers. | <input type="checkbox"/> PATS station end-users. |
| <input type="checkbox"/> Hotels & motels. | <input type="checkbox"/> Hotel & motel guests. |
| <input type="checkbox"/> Universities. | <input type="checkbox"/> Universities dormitory residents. |
| <input type="checkbox"/> Other: (specify) | |

17. Please provide the following (if applicable):

(a) Will the name of your company appear on the bill for your services, and if not who will be the billed party contact to ask questions about the bill (provide name and phone number) and how is this information provided?

The name of Common Concerns, Inc. will appear on the end user's bill for the Applicant's services. Common Concerns' toll free number, 1/800/368-0404 will be printed on each bill. By calling the toll free customer service number, end users can receive assistance and information concerning his or her billing statements.

(b) Name and address of the firm who will bill for your service.

Zero Plus Dialing, Inc., 9311 San Pedro, Suite 300, San Antonio, Texas 78216

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

Please see Common Concerns' Tariff attached hereto

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

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

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

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

MTS for pay telephone service providers

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

800 Service (Toll free)

WATS type service (Bulk or volume discount)

- Method of access is via dedicated facilities
- 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
- Method of access is 800

900 Service

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

20. **What does the end user dial for each of the interexchange carrier services that were checked in services included (above).**

Once the customer is PIC'd to Common Concerns, they should be able to dial any number directly, however, they may have to dial 10569

21. **Other:**

- * Common Concerns, Inc. is not an operator services provider, however, when a customer dials "0" operator service is provided by the LEC, and when a customer dials "00" operator service is provided by Frontier Communications.

★★ 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:** A non-refundable application fee of \$250.00 must be submitted with the application.
5. **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.
6. **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.
7. **ACCURACY OF APPLICATION:** By my signature below, I attest to the accuracy of the information contained in this application and associated attachments.

Common Concerns, Inc.

★ Linda Kadowaki _____
Linda Kadowaki, President

May 8, 1996
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)

I, (TYPED NAME) , current holder of certificate number
, have reviewed this application and join in the petitioner's request.

Signature of owner or chief officer of the
certificate holder

Title

Date

★★ APPENDIX C ★★

INTRASTATE NETWORK

1. **POP:** Addresses where located, and indicate if owned or leased.

1) *Not Applicable.* 2)

3) 4)

2. **SWITCHES:** Address where located, by type of switch, and indicate if owned or leased.

1) *Not Applicable.* 2)

3) 4)

3. **TRANSMISSION FACILITIES:** Pop-to-Pop facilities by type of facilities (microwave, fiber, copper, satellite, etc.) and indicate if owned or leased. *Not Applicable.*

1)	POP-to-POP	TYPE	OWNERSHIP
----	------------	------	-----------

2)

4. **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).

From all points within the State of Florida

5. **TRAFFIC RESTRICTIONS:** Please explain how the applicant will comply with the EAFEA requirements contained in Commission Rule 25-24.471 (4) (a) (copy enclosed).

Not Applicable.

★★ 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):

- 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.)

Common Concerns, Inc.

By: *Linda Kadowaki*
Linda Kadowaki

President

Title

May 8, 1996

Date

6. **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?

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

Common Concerns, Inc.

By: Linda Kadowaki
Linda Kadowaki

President
Title

May 8, 1996
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).

Common Concerns, Inc. will offer service throughout the State of Florida.

Common Concerns, Inc.

By: Linda Kadowaki
Linda Kadowaki

President
Title

May 8, 1996
Date

Common Concerns, Inc.

State of Florida

Florida Public Service Commission

Tariff No. 1

Title Sheet

FLORIDA TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by Common Concerns, Inc., hereinafter in the text of this tariff referred to as "Common Concerns" with principal offices at 2722 Eastlake Avenue East, Seattle, Washington 98102. This tariff applies to 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 May 13, 1996

Effective: June 17, 1996

Issued by:

Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Check Sheet

Sheets 1 through 19 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	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original
16	Original
17	Original
18	Original
19	Original

Issued: May 13, 1996

Effective: June 17, 1996

Issued by:

Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

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2722 Eastlake Avenue East
Seattle, Washington 98102

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: May 13, 1996

Effective: June 17, 1996

Issued by:

Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Tariff Format

- A. Sheet Numbering - Sheet numbers appear in the upper right corner of the sheet. 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 sheet. 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 their 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).1.
 - 2.1.1.A.1.(a).1.(i).
 - 2.1.1.A.1.(a).1.(i).(1).

Issued: May 13, 1996

Effective: June 17, 1996

Issued by:

Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Tariff Format (continued)

- 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. remains 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.

Issued: May 13, 1996

Effective: June 17, 1996

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Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Section 1 - Technical Terms and Abbreviations

Access Line - An arrangement which connects the customer's location to a Common Concerns switching center.

Authorization Code - A numerical code available to a customer to access the carrier, and which is used by the carrier to prevent unauthorized access to its facilities and for billing purposes.

Billed Party - The person or entity that accepts responsibility for the payment of charges for a call over the Company's service.

Company or Carrier - Common Concerns, Inc., or "Common Concerns".

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.

Holidays - Common Concerns' recognized holidays are New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day and Christmas Day.

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.

Subscriber - The property, or property owner, to which Common Concerns provides its services.

User - The person at the Subscriber's location who actually places the call over the Company's service.

Issued: May 13, 1996

Effective: June 17, 1996

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Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Section 2 - Rules and Regulations

2.1 Applications of Tariff

- 2.1.1 This tariff contains the regulations and rates applicable to intrastate one plus long distance service.
- 2.1.2 The rates and regulations contained in this tariff apply only to the interexchange telecommunications services furnished by Common Concerns, Inc. and do not apply, unless otherwise specified, to the lines, facilities, or services provided by a local exchange telephone company or other common carrier for use in accessing the services of Common Concerns, Inc.
- 2.1.3 The services of Common Concerns, Inc. are furnished to both business and residential customers.
- 2.1.4 The Company may require a Customer to sign an application form and establish creditworthiness as a condition precedent to the initial establishment of service.
- 2.1.5 Any member of the general public (including any natural person or legally organized entity such as a corporation, partnership, or governmental body) is entitled to obtain service under this tariff, provided that the company reserves the right to deny service: (a) to any customer that, in the Company's discretion, presents an undue risk of nonpayment and refuses to comply with this tariff; (b) in circumstances where the Company has reason to believe that the use of such service would violate the provisions of this tariff, or if any applicable law or regulation restricts or prohibits provision of the service; or (c) if insufficient facilities are available to provide the service.

Issued: May 13, 1996

Effective: June 17, 1996

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Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Section 2 - Rules and Regulations (continued)

2.2 Use of Services

- 2.2.1 Common Concerns, Inc.'s services may be used for any lawful purpose consistent with the transmission and switching parameters of the telecommunications facilities utilized in the provision of services.
- 2.2.2 The use of Common Concerns, Inc.'s services to make calls which might reasonably be expected to frighten, abuse, torment, or harass another or in such a way as to unreasonably interfere with use by others is prohibited.
- 2.2.3 Common Concerns, Inc.'s services are available for use twenty-four hours per day, seven days per week.
- 2.2.4 Common Concerns, Inc. does not transmit messages pursuant to this tariff, but its services may be used for that purpose.

2.3 Limitations

- 2.3.1 Service is offered subject to the availability of facilities and the provisions of this Tariff.
- 2.3.2 Common Concerns reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control or when the customer is using service in violation of the law or the provisions of this Tariff.
- 2.3.3 All facilities provided under this Tariff are directly controlled by Common Concerns and the customer may not transfer or assign the use of service or facilities, except with 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.

Issued: May 13, 1996

Effective: June 17, 1996

Issued by:

Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Section 2 - Rules and Regulations (continued)

2.3 Limitations (continued)

2.3.4 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 for service.

2.4 Liability of Common Concerns, Inc.

2.4.1 The Company's liability, if any, for its willful misconduct is not limited by this tariff. With respect to any other claim or suit, by a Customer or any other person including any traffic aggregator, for damages associated in any way with the installation, provision, termination, maintenance, repair, restoration or use of services governed by this tariff, including any and all equipment and facilities incidental to or associated with such services, the Company's liability, if any, shall not exceed an amount equal to the charge applicable under this tariff to the period during which services were affected. This liability for damages shall be in addition to provisions of this tariff, if any, as a credit allowance. However, any mistakes, omissions, interruptions, delays, errors, or defects associated in any way with the installation, provision, termination, maintenance, repair, restoration or use of services, which are caused by or contributed to by the negligence or willful act of the Customer, or which arise from facilities or equipment used by the Customer, shall not result in the imposition of any liability whatsoever upon Company.

2.4.2 The Company is not liable for any damages caused in whole or in part by, or associated with, any service (including but not limited to channels, maintenance, repair, restoration, or local exchange services) or equipment which it did not furnish. Company is not liable for the quality of service provided by any local exchange carrier.

2.4.3 In no event shall the Company be liable for special, punitive consequential or incidental damages. The Company disclaims any express or implied warranties with respect to its services or equipment including without limitation, any implied warranties of merchantability and fitness for a particular purpose.

Issued: May 13, 1996

Effective: June 17, 1996

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Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Section 2 - Rules and Regulations (continued)

2.4 Liability of Common Concerns, Inc. (continued)

2.4.4 In the event the Company is subjected to any liability or damages for its acts or omissions, other than willful misconduct, notwithstanding the provisions of the two preceding sections, the Company shall be indemnified, defended and held harmless by the Customer or traffic aggregator against all claims, losses, or damages arising in whole or in part from, or in any way associated with, the installation, provision, termination, maintenance, repair, restoration or use of services governed by this tariff, including any and all equipment and facilities incidental to or associated with such services. In addition, the Company shall be indemnified and saved harmless by the Customer from and against all loss, liability, damage and expense, including reasonable counsel fees, due to claims for libel, slander, or infringement or copyright in connection with the material transmitted over the Company's facilities; and any other claim relating to the use of the Company's facilities.

2.4.5 The Company's failure to provide, maintain or restore service under this tariff shall be excused by labor difficulties, governmental orders, civil disturbances, acts of God, fire, flood and other catastrophes and other circumstances beyond the Company's reasonable control, subject to the Credit Allowances in this tariff, if any, applicable to interruption in service.

Issued: May 13, 1996

Effective: June 17, 1996

Issued by:

Don M. Reese, Director of Telephone Relations
Common Concerns, Inc.
2722 Eastlake Avenue East
Seattle, Washington 98102

Section 2 - Rules and Regulations (continued)

2.5 Interruption of Service

- 2.5.1 Credit allowance for the interruption of service which is not due to the Company's testing or adjusting, negligence of the customer, or to the failure of channels or equipment provided by the customer, are subject to the general liability provisions set forth in 2.4 herein. 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. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer with his control, or is not in wiring or equipment, if any, furnished by the customer and connected to the Company's facilities. The Company's service and facilities are provided on a monthly basis, unless ordered on a longer basis and are provided 24 hours per day, 7 days per week.
- 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.

$$\text{Credit Formula:} \quad \text{Credit} = \frac{A \times B}{720}$$

"A" - outage time in hours.

"B" - total monthly charge for affected facility.

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Section 2 - Rules and Regulations (continued)

2.6 Restoration of Service

The use and restoration of service in emergencies shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission's Rules and Regulations, which specifies the priority system for such activities.

2.7 Returned Checks

If the Company receives a check from a Customer in payment for service rendered or for any other reason of indebtedness and which is returned from the bank due to insufficient or uncollected funds, a closed account, apparent tampering, a missing signature or endorsement, or for any other reason, the Company shall apply a service charge of \$10.00.

The charge shall be applied to Customer's monthly billing in addition to any other charges which may apply under this Tariff. Payment rendered by check, which is subsequently dishonored shall not constitute payment until such time as repayment is made by valid means.

The requirements of this paragraph shall be applicable only to new Customers who apply for service after the effective date of this Tariff.

2.8 Deposits

The Company does not require a deposit from the customer.

2.9 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.

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Section 2 - Rules and Regulations (continued)

2.10 Billing Entity Conditions

When billing functions on behalf of Common Concerns are performed by local exchange telephone companies or others, the payment conditions and regulations of such companies may apply, including any applicable interest and/or late payment charge conditions, provided these conditions fall within the guidelines set forth by the Rules and Regulations of the Florida Public Service Commission.

- 2.10.1 Common Concerns will bill customers based upon their usage. Service begins on the date that billing becomes effective and is provided on the basis of minimum period of one month, twenty-four (24) hours a day. For the purposes of this tariff, a month is considered to have thirty (30) days.
- 2.10.2 This billing will be transmitted to the Customer monthly. Payment will be due within 30 days of the date on which the bill is mailed. In the event the Customer fails to remit payment when due, the Customer shall be liable for an additional fee of 1.5% of any unpaid charges due for more than 30 days.
- 2.10.3 In the event the Company incurs fees or expenses, including attorney's fees, in collecting or attempting to collect any charges due the company, the customer will be liable to the Company for the payment of all such fees and expenses reasonably incurred.
- 2.10.4 Disputes with respect to charges must be presented to the Company in writing within three months from the date the invoice is rendered. After that date, and absent such written notice to the Company of a dispute, such invoice will be deemed to be correct and binding on the Customer.

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Section 2 - Rules and Regulations (continued)

2.11 Termination of Service

The Company shall have the right to terminate service on the grounds of late payment for invoices past thirty (30) days of due date. Customer will receive an eight (8) day written notice of cancellation after the 30th day following the invoice date.

2.12 Responsibilities of the Customer

The Customer is responsible for providing Common Concerns with current and ongoing accurate information as related to Common Concerns' service. The Customer is responsible to pay any and all charges by Common Concerns according to any agreement between Common Concerns and the Customer. The Customer must advise Common Concerns of cancellation of service or any penalties applied according to any agreement between Common Concerns and the Customer. The Customer is responsible for any damage that occurs to Common Concerns' equipment or service that is deemed to be caused by CPE or Customer neglect. The Customer must notify Common Concerns 24 hours in advance of any scheduled repair or maintenance at Common Concerns.

2.13 CPE

CPE is ordered and maintained solely by the Customer or by the Customers' equipment vendor.

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Section 2 - Rules and Regulations (continued)

2.14 Other Terms and Conditions

- 2.14.1 If an entity other than the Company (e.g., another carrier or supplier) imposes charges on the Company in connection with a service, that entity's charges may, at the Company's option, be passed through to the Customer also.
- 2.14.2 In the event suit is brought or an attorney is retained by the Company to enforce the terms of this tariff, the Company shall be entitled to recover in addition to any other remedy, reimbursement for reasonable attorneys' fees, court costs, costs for investigation and other related expenses incurred in connection therewith.
- 2.14.3 The failure to give notice of default, to enforce or insist upon compliance with any of the terms or conditions herein, the waiver of any term or conditions herein, or the granting of an extension of time for performance by the Company or the Customer shall not constitute the permanent waiver of any term or condition therein. Each of the provisions set forth herein shall remain at all times in full force and effect until modified in writing.

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Section 3 - Description of Service

The services offered in Section 3.1 set forth below and the corresponding rates set forth in Section 4.1 are affected by correlating interstate rates offered by Common Concerns, Inc. for each offering.

3.1 Service Offerings

3.1.1. Basic Service

Customers may make inter-LATA long distance calls to any domestic or international location. Charges are incurred on a per-minute basis at the rates provided in Section 4. Service is available for use by subscribers 24 hours a day, seven days a week.

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Section 4 - Rates

4.1 Common Concerns, Inc.'s Rates and Charges

Customers will incur a \$5.00 monthly service charge and each call will be deemed to be a minimum of three (3) minutes in duration, applicable to all rate categories.

Subject to the aforementioned three (3) minute minimum customers will be charged the rate(s) specified under the "Regular" rate program.

Notwithstanding, the company may from time to time engage in group sign-up and marketing campaigns such as Common Concerns' "Group Economy-Link". Customers enrolling in this plan qualify to be charged the rate(s) specified under the "Economy" rate program for the duration of the time such customer uses Common Concerns services pursuant to this Tariff.

As part of other Special Promotional Offerings as described in 4.2, the Company may offer the rate(s) specified under its "Discount" plan as a further means to attract customers.

The following rates comprise the Discount, Economy and Regular rates.

Promotional	Economy	Regular
0.10	0.12	0.15

4.2 Special Promotional Offerings

The Company may from time to time engage in Special Promotional Offerings limited to certain dates, times or locations designed to attract new subscribers or increase subscriber usage. In all such cases, the rates charged will not exceed those specified in Section 4.1 of this Tariff.

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Section 4 - Rates (continued)

4.3 Exemptions and Special Rates

4.3.1 Discounts for Hearing Impaired Customers

Intrastate toll message rates for TDD users, which is communicated using a telecommunications device for the deaf (TDD) by properly certified hearing or speech impaired persons or properly certified business establishments or individuals equipped with TDDs for communicating with hearing or speech impaired persons, shall be evening rates for daytime calls and night rates for evening and night calls. These discounts shall be offered by all interexchange carriers and LECs.

4.3.2 Directory assistance for the Handicapped

The company will not charge for directory assistance calls made by verified handicapped persons.

4.3.3 Operation of Telecommunications Relay Service

For intrastate toll calls received from the relay service the local exchange and the company shall discount relay service calls by 50 percent off the otherwise applicable rate for a voice nonrelay call except that where either the calling or the called party indicates that either party is both hearing and visually impaired, the call shall be discounted 60 percent off the otherwise applicable rate for a voice nonrelay call. The above discounts apply only to time-sensitive elements of a charge for the call and shall not apply to per call charges such as a credit card surcharge. In the case of a tariff which includes either a discount based on number of minutes or the purchase of minutes in blocks, the discount shall be calculated by discounting the minutes of relay use before the tariffed rate is applied.

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DATE

AMOUNT

05-08-96

*****250.00

PAY

THE SUM Two Hundred Fifty and 00/100

TO THE
ORDER
OF

FLORIDA PUBLIC SERVICE COMM.

A handwritten signature in black ink, appearing to be 'C. L. B.', written over a horizontal line.

State of Florida

Commissioners:
SUSAN F. CLARK, CHAIRMAN
J TERRY DEASON
JULIA L. JOHNSON
DIANE K. KIESLING
JOE GARCIA



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

May 15, 1996

Maxine E. Balis
c/o National Regulatory Services Corp.
Post Office Box 812696
Boca Raton, Florida 33481

Docket No. 960600-TI

Dear Ms. Balis:

This will acknowledge receipt of an application for certificate to provide interexchange telecommunications service by Common Concerns, Inc., which was filed in this office on May 13, 1996 and assigned the above-referenced docket number. Appropriate staff members will be advised.

A tentative schedule of events in your docket (referred to as a Case Assignment and Scheduling Record or CASR) should be available, upon request, ten (10) working days after establishment of the docket. You may contact the Records Section at (904) 413-6770 or by fax at (904) 413-7118 to request that a copy of the case schedule be faxed or mailed to you. The schedule of events provides you with an opportunity to anticipate completion stages of work in the docket. These dates are subject to change; therefore, you may wish to call the Records Section periodically to obtain revised schedules for your docket. For firm dates of hearings or other activities, please look to the Commission's official notices and orders. You can also obtain information on your docket by accessing the PSC HomePage on the Internet, at <http://www.state.fl.us/psc/>.

Sincerely,

Matilda Sanders
Commission Deputy Clerk