

ORIGINAL

**** FLORIDA PUBLIC SERVICE COMMISSION ***

DIVISION OF COMMUNICATIONS
BUREAU OF SERVICE EVALUATION

471.240-TI

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 Blvd.
 Gunter Building
 Tallahassee, Florida 32399-0850
 (904) 413-6600
- E. Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of \$250.00 to:

Check received with filing and forwarded to Fiscal for deposit.
Fiscal to forward a copy of check to RAR with proof of deposit.

Florida Public Service Commission
Division of Administration
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850
(904) 413-6251

Initials of person who forwarded check:

A. J.

FORM PSC, CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

DOCUMENT NUMBER DATE

09709 SEP 24 5

FPSC RECORDS/REPORTING

1. 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 Reseller - 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.
- Prepaid Debit Card Provider - any person or entity that purchases 800 access from an underlying carrier or unaffiliated entity for use with prepaid debit card service and/or encodes the cards with personal identification numbers.

2. 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 an uncertificated company).
- Approval for transfer of control (To another certificated company).

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

PHILACOM INC.

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

PHILACOM INC.

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

8 SURF RD. OCEANRIDGE FL 33435

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

8 SURF RD. OCEANRIDGE FL. 33435

7. Structure of organization;

- Individual
- Corporation
- Foreign Corporation
- Foreign Partnership
- General Partnership
- Limited Partnership
- 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. NA

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

NA

(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: EIN# 65-0722529

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

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

Fictitious name registration number: NA

- (c) 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. N.A.

(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. N.A.

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

- (a) The application; *REHARD CIRCIU*
B SURF RD OCEAN RIDGE FL 33435
PH 561-278-9977 FX 561-278-8030.
- (b) Official Point of Contact for the ongoing operations of the company;
SAME AS ABOVE
- (c) Tariff;
SAME AS ABOVE
- (d) Complaints/Inquiries from customers;
SAME AS ABOVE.

11. List the states in which the applicant:

- (a) Has operated as an interexchange carrier.
N.A.
- (b) Has applications pending to be certificated as an interexchange carrier.
X FLA.
- (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. *N.A.*
- (f) Has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.
N.A.

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

- Facilities. Operators.
 Billing and Collection. Sales.
 Maintenance.
 Other: _____

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

14. Will your marketing program:

- Pay commissions?
 Offer sales franchises?
 Offer multi-level sales incentives?
 Offer other sales incentives?

15. Explain any of the offers checked in question 14 (To whom, what amount, type of franchise, etc.).

PHILACOM WILL BE OPEN TO POSSIBILITIES EXCEPT MULTI-LEVEL-MARK ALTHOUGH NONE EXIST AT THIS TIME.

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

- Residential customers. Business customers.
 PATS providers. PATS station end-users.
 Hotels & motels. Hotel & motel guests.
 Universities. Univ. dormitory residents.
 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 the billed party contact to ask questions about the bill (provide name and phone number) and how is this information provided?

PHILACOM INC WILL BE BILLING ITS OWN CUSTOMERS

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

18. Please provide all available documentation demonstrating that the applicant has the following capabilities to provide interexchange telecommunications service in Florida.

A. Financial capability.

Regarding the showing of financial capability, the following applies:

The application should contain the applicant's financial statements for the most recent 3 years, including:

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

Further, a written explanation, which can include supporting documentation, regarding the following should be provided to show financial capability.

1. Please provide documentation that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.

2. Please provide documentation that the applicant has sufficient financial capability to maintain the requested service.

3. Please provide documentation that the applicant has sufficient financial capability to meet its lease or ownership obligations.

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

If available, the financial statements should be audited financial statements.

If the applicant does not have audited financial statements, it shall be so stated. The unaudited financial statements should then be signed by the applicant's chief executive officer and chief financial officer. The signatures should affirm that the financial statements are true and correct.

- B. Managerial capability. *ARNARD CICCIV HAS A LENGTHY RESUME INDICATIVE OF HIS MANAGERIAL ABILITIES*
- C. Technical capability. *RICHARDS TECHNICAL ABILITIES VARY, HOWEVER HE IS NO STRANGER TO VERY TECHNICAL ENVIRONMENTS.*

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

20. 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

Monday, September 8, 1997

Florida Public Service Commission
Division of Communications
Bureau of Service Evaluation
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850

Dear Commission Members:

As a registered agent of Philacom Inc. , I'm writing this letter to assure the commission that we are financially capable.

Since Philacom was incorporated in the state of Florida as of 2/97 , it has been financially inactive. Therefore, we are lacking any audited records. However, we recently have been afforded the opportunity to get underway. Venture capital is being provided by a personal associate. Our arrangement is such that Philacom Inc. may use only what it needs, which is appropriate considering certain aspects of our marketing plans. We plan to primarily take the posture of a reseller and gradually move to a facility based service provider in our local area. To help the commission ascertain our financial capabilities, my wife and I have enclosed financial records of our own for the past few years. I hope this will suffice.

If there is any way to be of further assistance, please call either myself or my wife Elizabeth.

Thank you for your consideration.

Sincerely,



Richard Cicciu
Operations Manager

Jrc/eac
Enclosures

Income & Expense Budget 1977

Page 1

	January	February	March	April	May	June	July	August	September	October	November	December	YTD
INCOME													
P B Co School Board													
Salary	4022	4022	4022	4022	4022	4022	4022	4022	4022	4022	4022	4022	48264
Commissions													
Interest													
Dividends													
Other													
Subtotal	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$4,022 00	\$48,264 00
EXPENSE													
AAA											61		61
Allowances	180	180	180	180	180	180	180	180	180	180	180	180	2000
Amoco	16	32	16	16	16	16	16	16	16	16	16	16	206
Car Insurance		523						523					1046
Car Maintenance													
Car Tags									45				45
Clothing													
Entertainment	80	80	80	100	80	80	100	80	80	100	80	100	1040
Fleet	1000	100	1000	383									2483
FPL	61	61	61	61	60	71	61	61	61	61	61	71	661
Groceries	400	400	400	300	400	400	500	400	400	300	400	300	5200
Health Insurance			211	211	211	10	10	10	556	556	556	556	2867
MENA	45	60	100	300	100	60	60	60	60	60	60	60	1365
Medical													
Miscellaneous		1500		1000									2500
Phone	136	132	132	100	60	100	100	100	100	100	100	100	1260
Rent	675	675	675	675	675	675	675	675	675	675	675	675	10600
Savings													
Val							150						150
Water	6	6	6	6	6	6	6	6	6	6	6	6	66
Subtotal	\$2,761 00	\$3,951 00	\$3,043 00	\$3,944 00	\$1,970 00	\$1,800 00	\$2,100 00	\$2,343 00	\$2,411 00	\$2,906 00	\$2,417 00	\$2,466 00	\$31,752 00
Balance	1241	71	679	70	2052	2222	1622	1679	1611	1516	1605	1536	16512

**** APPLICANT ACKNOWLEDGEMENT 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. **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 service.
6. **ACCURACY OF APPLICATION:** By my signature below, I the undersigned owner or officer of the named utility in the application, attest to the accuracy of the information contained in this application and associated attachments. I have read the foregoing and declare that to the best of my knowledge and belief, the information is a true and correct statement.

Further, I am aware that pursuant to Chapter 837.06, Florida Statutes, "Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 and s. 775.083".

UTILITY OFFICIAL:


Signature

9/19/97
Date

JOHN P. (RICHARD) CICCIO
Title

561 278.2947
Telephone No.

FORM PSC/CNU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

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

21. **What does the end user dial for each of the interexchange carrier services that were checked in services included (above). NOT YET ESTABLISHED**

22. **Other:**

**** APPENDIX A ****

CERTIFICATE TRANSFER STATEMENT

N.A.

I, (TYPE NAME) _____,
(TITLE) _____, of (NAME OF COMPANY)
_____, and current
holder of certificate number _____, have reviewed
this application and join in the petitioner's request for a
transfer of the above-mention certificate.

UTILITY OFFICIAL:

_____	_____
Signature	Date

_____	_____
Title	Telephone No.

**** 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.)

UTILITY OFFICIAL:



Signature

9/19/97
Date

John R. Cicciu

OPERATIONS MGR
Title

561.278.2947
Telephone No.

**** APPENDIX C ****

INTRASTATE NETWORK

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

1) 2)

N.A.

3) 4)

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

1) 2)

N.A.

3) 4)

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

1) POP-to-POP TYPE OWNERSHIP

N.A. 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).

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

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: HAS NOT

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

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

UTILITY OFFICIAL:

Signature

Date

Title

Telephone No.

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

Philacom Inc.

Florida Tariff No 1
Original Sheet 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 Philacom Inc., with principal offices at 8 Surf Road, Ocean Ridge, FL 33435. 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: SEPTEMBER 19, 1997

Effective 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

CHECK SHEET

The sheets listed below, which are 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

Issued: SEPTEMBER 19, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

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Issued *SEPTEMBER 19, 1997*

Effective *9/22/97*

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

TARIFF FORMAT SHEETS

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 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).I.
- 2.1.1.A.1.(a).I.(i).
- 2.1.1.A.1.(a).I.(i).(1)

Issued: SEPTEMBER 19, 1997

Effective 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

TARIFF FORMAT SHEETS

D. Check Sheets - When a tariff filing is made with the FPSC, and 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: SEPTEMBER 17, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the customer's location to a Philacom 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 - Philacom 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 Sunday through Friday

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

Holidays - Philacom Inc.'s recognized holidays are New Year's Day, Martin Luther King, Jr. Day, Presidents 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.

Issued: SEPTEMBER 19, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 2 - RULES AND REGULATIONS

2.1 Undertaking of Philacom Inc.

Philacom Inc. services and facilities are furnished for communications originating at specified points within the state of Florida under terms of this Tariff.

Philacom Inc. installs, operates, and maintains the communications services provided herein in accordance with the terms and conditions set forth under this Tariff. It may act as the customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the customer, to allow connection of a customer's location to the Philacom 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 provisions of this tariff.

2.2.2 Philacom Inc. 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.

2.2.3 All facilities provided under this Tariff are directly controlled by Philacom Inc. and the customer may not transfer or assign the use of service or facilities, except with the expressed 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: SEPTEMBER 19, 1997

Effective 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 2 - RULES AND REGULATIONS

2.2 Limitations (Cont.)

2.2.4 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

2.3 Liabilities of The Company

2.3.1 Philacom Inc.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.

2.3.2 Philacom Inc. shall be indemnified and held harmless by the customer against:

- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
- (B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by Philacom Inc.

Issued: SEPTEMBER 19, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 2 - RULES AND REGULATIONS

2.4 Interruption of Service

- 2.4.1 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 2.3.1 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 within his control, if any, furnished by the customer and connected to the Company's facilities.
- 2.4.2 For purposes of credit computation, every month shall be considered to have 720 hours.
- 2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.4.4 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:

$$\text{Credit} = A/720 \times B$$

"A" - Outage time in hours

"B" - total monthly charge for affected facility

Issued: SEPTEMBER 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 2 - RULES AND REGULATIONS

2.5 Deposits

The Company does not require a deposit from the customer.

2.6 Advance Payments

For customers whom the Company feels an advance payment is necessary, the Company 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.

2.7 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.

2.8 Employee Concessions

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

Issued: SEPTEMBER 19, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 3 - DESCRIPTION OF SERVICE

3.1 Timing of Calls

3.1.1 When Billing Charges Begin and Terminate For Phone Calls

The customer's long distance usage charge is based on the actual usage of Philacom Inc.'s network. Usage begins when the called party picks up the receiver, (i.e., when 2 way communication, often referred to as "conversation time" is possible). When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

3.1.2 Billing Increments

Unless otherwise specified in this tariff, the minimum call duration for billing purposes is 1 minute for a connected call. Calls beyond 1 minute are billed in 1 minute increments.

3.1.3 Per Call Billing Charges

Billing will be rounded up to the nearest penny for each call

3.1.4 Uncompleted Calls

There shall be no charges for uncompleted calls

Issued: SEPTEMBER 19, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 3 - DESCRIPTION OF SERVICE

3.2 Billing of Calls

All charges due by the subscriber are payable at any agency duly authorized to receive such payments. Any objection to billed charges should be promptly reported to the Company. Adjustments to customers' bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

3.3 Payment of Calls

3.3.1 Late Payment Charges

Interest charges of 1 1/2% per month may be assessed on all unpaid balances more than thirty days old.

3.3.2 Returned Check Charges

A returned check charge of \$20.00 or 5% of the amount of the check, whichever is greater, will be assessed for checks returned for insufficient funds.

3.4 Restoration of Service

A reconnection fee of \$25.00 per occurrence is charged when service is reestablished for customers who had ben disconnected for nonpayment.

Issued: SEPTEMBER 9, 1997

Effective: 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 3 - DESCRIPTION OF SERVICE

3.5 Minimum Call Completion Rate

A customer can expect a call completion rate which is expressed as a percentage (number of calls completed / number of calls attempted) of not less than 90% during peak use periods for all FG D services ("1+" dialing).

3.6 Service Offerings

FLA Roots I

FLA Roots I is a flat rate, inter/intrastate service designated for the customer with less than \$2000 of monthly long distance usage.

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by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

SECTION 4 - RATES**4.1 FLA Roots I**

Monthly Usage Charge	Maximum Usage	Per Min.
-0-	-0-	\$ 15

Installation Fee: -0-

Calls are rounded to the next higher 1/10 minute for billing purposes

4.2 Special Promotions

The Company will, from time to time, offer special promotions to its customers waiving certain charges. These promotions will be approved by the FPSC with specific starting and ending dates and under no circumstances run for longer than 90 days in any 12 month period.

4.3 Special Rates For The Handicapped**4.3.1 Directory Assistance**

There shall be no charge for up to fifty calls per billing cycle from lines or trunks serving individuals with disabilities. The Company shall charge the prevailing tariff rates for every call in excess of 50 within a billing cycle.

4.3.2 Hearing and Speech Impaired Persons

Intrastate toll message rates for TDD users shall be evening rates for daytime calls and night rates for evening and night calls.

Issued: SEPTEMBER 19, 1997Effective 9/22/97

by:

Richard Cicciu, Operations Manager
8 Surf Road
Ocean Ridge, FL 33435

Philacom

September 22, 1997

DEPOSIT
D622

DATE
SEP 24 1997

Florida Public Service Commission
Division of Communications
Bureau of Service Evaluation
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850

971240-TI

97 SEP 26 11:19 AM
MAIL ROOM

Dear Commission Members:

Enclosed please find an original copy of the LXC Application, initial Tariff filing, and six additional duplicates for Philacom Inc. Also please find an envelope containing a check for the Application Fee in the amount of \$250.00.

If on obtaining this mailing you find any of these items not included in this package, please do not hesitate to contact Richard Cicciu at 561-278-2947.

Thank you for your consideration.

Sincerely,

Richard Cicciu
Operations Manager

jrc/eac
Enclosures

Check received with filing and forwarded to Fiscal for deposit.

Elizabeth A. Cicciu
John R. Cicciu
8 Surf Rd.
Ocean Ridge, FL 33435



2399

22 SEPT 19 97

PAY TO THE ORDER OF PUBLIC SERVICE COMMISSION OF FLA. 250.00
TWO-HUNDRED + FIFTY DOLLARS + 00/100 DOLLARS

MBNA America
Wilmington, Delaware

FOR LXC APPLICATION FEE FOR PHILACOM INC

[Signature]