

ORIGINAL

OneStar Long Distance, Inc.

October 23, 2002

Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

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COMMISSION
CLERK

020000-70

RE: OneStar Long Distance, Inc.'s Request to Clarify Records

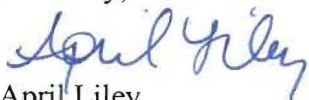
Dear Sir or Madam:

Enclosed please find an original and six (6) copies of OneStar Long Distance, Inc.'s ("OneStar") Request to Clarify the Commission's Records in light of the Liquidation of Network One.

OneStar respectfully requests all Commission responses and/or actions be completed by end-of-year 2002.

Acknowledgement and date of receipt of this filing are requested. Please date and file stamp the attached copy of this letter and return it in the pre-addressed, postage-prepaid envelope provided. Thank you for your time and consideration regarding this matter.

Sincerely,



April Liley
Reports and Tariff Analyst
OneStar Long Distance, Inc.

Enclosures

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FPSC-COMMISSION CLERK

Before the Florida Public Service Commission

In the Matter of:

Request of OneStar Long)
Distance, Inc. to Clarify)
The Commission's Records)
In Light of the Liquidation)
Of Network One)

Docket No. _____

Application for Transfer of)
and Name Change on)
Alternative Local Exchange)
Telecommunications)
Certificate No. 4847 from)
CRG International, Inc. d/b/a)
Network One to OneStar)
Communications, LLC)

Docket No. 010985-TX
Order No. PSC-02-0482-CO-TX

Application for Transfer of)
and Name Change on IXC)
Certificate No. 3531 from)
CRG International, Inc. d/b/a)
Network One to OneStar)
Communications, LLC, for)
Cancellation of OneStar)
Long Distance, Inc.'s IXC)
Certificate No, 6042; and)
Petition for Transfer of)
Customer Bases to OneStar)
Communications, LLC and)
for Waiver of IXC Carrier)
Selection Requirements in)
Rule 25-4.118, F.A.C.)

Docket No. 020090-TI
Order No. PSC-02-0749-PAA-TI

**Request of OneStar Long Distance, Inc.
To Clarify the Commission's Records
In Light of the Liquidation of Network One**

I. Introduction

On July 19, 2001, CRG International, Inc. (operating as "Network One") and OneStar Communications, LLC ("OneStar-Com") filed an application with this Commission requesting approval of a transfer of and name change on Alternative Local Exchange Telecommunications ("ALEC") Certificate No. 4847 from Network One to OneStar-Com.

Then, on February 1, 2002, OneStar Long Distance, Inc. ("OneStar-LD") and Network One filed an application for the transfer their customer bases to OneStar-Com; for the approval of a transfer of and name change on IXC Certificate No. 3531 from Network One to OneStar-Com; and for the cancellation of OneStar-LD's IXC Certificate No. 6042. (For the purposes of this application, the July 19, 2001 and February 1, 2002 shall collectively be referred to as "Joint Filings".)

It was contemplated that upon approval of the Joint Filings and the various certification filings by this Commission, its sister public service commissions throughout the country and the Federal Communications Commission ("FCC"), OneStar-Com would be the provider of telephone service to the customers of OneStar-LD and Network One and that both OneStar-LD and Network One would cease operating as public utilities and their existence would be terminated.

In response to the filing of July 19, 2001, this Commission ordered on March 14, 2002:

1. That the request for transfer of and name change on ALEC Certificate No. 4847 from Network One to OneStar-Com was approved.
2. That ALEC Certificate No. 4847 was amended to reflect that OneStar-Com is the holder.

In response to the filing of February 1, 2002, this Commission ordered on June 3, 2002:

1. That the transfer of the customer bases of Network One and OneStar-LD to OneStar-Com and relief of OneStar-Com in that instance of the interexchange carrier selection requirements of Rule 25-4.118, Florida Administrative Code, was approved.
2. That the request for transfer of and name change on IXC Certificate No. 3531 from Network One to OneStar-Com was approved.
3. That OneStar-LD's IXC Certificate No. 6042 was canceled.

Before all of the requisite regulatory approvals had been obtained (and thus before the transactions contemplated above could be lawfully effected¹), Network One ceased doing business and liquidated its assets pursuant to Chapter 7 of the U.S. Bankruptcy Code. This Commission was notified of this unexpected turn of events by counsel for Network One via a letter dated April 17, 2002. As a result of Network One's Chapter 7 filing, it ceased operating as a provider of telephone service. In a number of states OneStar-LD offered to provide service to the former customers of Network One, and many have accepted that offer. Others have chosen another provider.

II. Requests

A. Requests Being Made of the Various Public Service Commissions

As noted above, Network One has determined to cease operations rather than to contribute its assets to OneStar-Com. Thus, there is no longer any reason for OneStar-LD to contribute its assets to OneStar-Com. Since OneStar-Com was established solely for the purposes of effectuating the transaction described in the Joint Filings, there is no longer any reason for OneStar-Com's existence and, accordingly, OneStar-Com will cease to exist.

OneStar-LD therefore is making a filing with this Commission and a majority of the state public service commissions around the country designed to (i) clarify that OneStar-LD will continue to operate as a public utility, (ii) clarify that OneStar-Com will not be operating as a public utility, and (iii) consolidate the certifications issued to OneStar-LD and OneStar-Com with OneStar-LD. In order to accomplish these goals, OneStar-LD is requesting generally of each state commission that:

1. The commission's records reflect that the transaction described in the Joint Filing was not effectuated and that OneStar-Com will cease to exist.
2. The commission's records reflect that to the extent the Commission has previously granted operating authority to OneStar-LD, that OneStar-LD will continue to operate as OneStar-LD.
3. To the extent that a commission has granted a certificate or other operating authority to OneStar-Com that OneStar-LD does not itself currently have (such authority being requested in order to serve the customers that will now remain with OneStar-LD) that such certificate be transferred on a pro forma basis to OneStar-LD.

¹ As is typically the case where a carrier holds certification or other operating authority in multiple states, approvals of applications for transfer of assets trickle in over several months. However, since assets are governed by multiple states, the assets cannot be transferred until approval has been obtained by all states. The classic example is that a switch located in Indiana is subject to the jurisdiction of every state public service commission that has issued OneStar-LD or OneStar-Com a certificate of public convenience or similar authority.

4. To the extent that a commission has granted to OneStar-Com a certification or other authority that is duplicative of an authority that the commission had previously issued to OneStar-LD, that such certificate or authority be cancelled.

5. To the extent an application for certification or authority is pending on behalf of OneStar-Com, which is duplicative of an authority that OneStar-LD already has, that such application be dismissed.

6. To the extent an application for certificate or authority is pending on behalf of OneStar-Com which is not duplicative of an authority that OneStar-LD already has, that such application be granted in the name of OneStar-LD.

B. Authorities or Certifications Previously Granted to OneStar-LD and OneStar-Com By This Commission

This Commission has previously granted OneStar-LD authority to operate as an interexchange carrier.²

This Commission has also granted OneStar-Com interexchange authority³ and alternative local exchange authority.⁴

With regard to the transfer of Network One and OneStar-LD's customer bases to OneStar-Com, this Commission granted the parties' requests (as described above).⁵

C. Request of This Commission

Accordingly, OneStar-LD requests that this Commission;

1. Reflect in its records that the transaction contemplated by the Joint Filings was not effectuated.

² Commission granted OneStar Long Distance, Inc. IXC Certificate No. 6042 in Docket No. 990063 on March 26, 1999.

³ Commission approved the transfer of and name change on the CRG International, Inc. IXC Certificate No. 3531 to OneStar Communications, LLC in Docket No. 020090 on June 3, 2002.

⁴ Commission approved the transfer of and name change on the CRG International, Inc. ALEC Certificate No. 4847 to OneStar Communications, LLC in Docket No. 010985 on March 14, 2002.

⁵ Commission approved the transfer of OneStar Long Distance, Inc. and CRG International, Inc.'s IXC customer bases to OneStar Communications, LLC in Docket No. 020090. Commission approved the transfer of CRG International's ALEC customer base to OneStar Communications, LLC in Docket No. 010985.

2. Reflect in its official records that OneStar-LD will continue to operate pursuant to the interexchange authority previously granted to it (as described and cited above).
3. Transfer the ALEC authority previously granted to OneStar-Com (described and cited above) to OneStar-LD.
4. Cancel the interexchange authority previously granted to OneStar-Com (as described and cited above).
5. Take such other actions as the Commission deems appropriate given the facts and circumstances of this case.

Out of an abundance of caution, OneStar-LD has filed its request in this state and in sister states in the style of a formal pleading that contemplates the establishment of a docket and the issuance of a Commission order. However given (i) the pro forma nature of the requests, (ii) that the relief sought is essentially administrative in nature (permitting the simplification of the Commission's records and the minimization of the number of annual reports, tariff and other filings that the Commission will receive and have to review each year), and (iii) that grant of the requests will simplify the information that must be provided to consumers on invoices (reflecting the existence of only one operating company, not two), OneStar-LD believes that these requests are administrative in nature. Accordingly, OneStar-LD would prefer that these matters be handled without the opening of a formal proceeding if possible. This would enable OneStar-LD to rationalize its internal records, its tariffs, and communications to customers without delay.

III. Contact Information

Correspondence or communications pertaining to this filing should be directed to:

Ami Larrison
Director of Regulatory Affairs
7100 Eagle Crest Boulevard
Evansville, Indiana 47715
Tel: 812-437-7790
Fax: 812-437-7988
Email: alarrison@onestarld.com

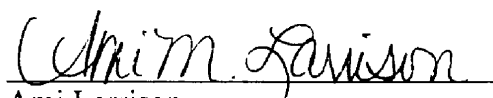
IV. Conclusion/Public Interest

In light of Network One's bankruptcy filing, OneStar-LD believes that the public interest will be served by the simplification and clarification of the Commission's records requested by this filing and that there are no adverse public interest ramifications of grant of this request.

OneStar-LD has filed this request for clarification of the Commission's internal records to reflect the fact that the proposed merger of interests of OneStar-LD and Network One did not

and will not occur. OneStar-LD also desires to simplify the Commission's records to reflect that in the future, OneStar-LD (and not some combination of OneStar-LD and/or OneStar-Com) will be the company that delivers telephone service to end users. OneStar-LD believes that this clarification is functionally administrative and pro forma in nature and should not require formal Commission action in the majority of states throughout the U.S. However, out of an abundance of caution OneStar-LD has sought to provide sufficient information in this filing as to enable the Commission to act on this information as an application if necessary. However before proceeding in this manner or initiating a formal proceeding, OneStar-LD respectfully requests that Commission Staff contact the undersigned by telephone or email.

Respectfully submitted,

A handwritten signature in cursive script that reads "Ami Larrison". The signature is written in black ink and is positioned above a horizontal line.

Ami Larrison

Director of Regulatory Affairs

OneStar Long Distance, Inc.

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Evansville, Indiana 47715

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alarrison@onestarld.com

Date: October 23, 2002