

ORIGINAL

1. This is an application for (Check One):

**Original Certificate**

040285-75

**Approval of Transfer of Existing Certificate**

Example: a non-certificated company purchases a certificated company and desires to retain the original certificate of authority.

**Approval of Assignment of Existing Certificate**

Example: a certificated company purchases a certificated company and desires to retain the certificate of authority of that company.

**Approval of transfer of control**

Example: a company purchases 51% of a certificated company. The Commission must approve the new controlling entity.

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COMMISSION  
CLERK

2. Name of company or name of individual (not fictitious name or d/b/a):

NTC Communications, LLC

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

NTC Communications, LLC

4. Official mailing address (including street name & number, Post Office Box, City, State, and Zip code):

961 Acorn Drive

Harrisonburg, VA 22802

DOCUMENT NUMBER DATE

04109 MAR 31 09

FPSC-COMMISSION CLERK

5. Florida address (including street name & number, Post Office Box, City, State, and Zip code):

In lieu of Florida address: \_\_\_\_\_

NTC Communications, LLC  
\_\_\_\_\_

961 Acorn Drive  
\_\_\_\_\_

Harrisonburg, VA 22802  
\_\_\_\_\_

6. Structure of organization:

( ) Individual ( ) Corporation  
( ) Foreign Corporation ( ) Foreign Partnership  
( ) General Partnership ( ) Limited Partnership  
(X) Other: Foreign Limited Liability Company

7. If individual, provide:

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Internet E-Mail Address: \_\_\_\_\_

Internet Website Address: \_\_\_\_\_

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

(a) Florida Secretary of State Corporate Registration  
Number: \_\_\_\_\_

9. If a foreign corporation, provide proof of authority to operate in Florida:

(a) Florida Secretary of State Corporate Registration  
Number: \_\_\_\_\_

10. If using fictitious name d/b/a, provide proof of compliance with the fictitious name statute (Chapter 865.09, Florida Statutes) to operate in Florida:

(a) Florida Secretary of State Fictitious Name Registration  
Number: \_\_\_\_\_

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

(a) Florida Secretary of State Registration  
Number: \_\_\_\_\_

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

(a) Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/State/Zip: \_\_\_\_\_  
Telephone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_  
Internet E-Mail Address: \_\_\_\_\_  
Internet Website Address: \_\_\_\_\_

(b) Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/State/Zip: \_\_\_\_\_  
Telephone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_  
Internet E-Mail Address: \_\_\_\_\_  
Internet Website Address: \_\_\_\_\_

13. If a foreign limited liability company, provide proof of compliance with the statute;

(a) The Florida Registration

Number: M04000001093

14. Provide F.E.I. Number (if applicable): 54-1889573

15. Who will bill for your services?

Name: NTC Communications

Address: 961 Acorn Drive

City/State/Zip: Harrisonburg, VA 22802

Telephone No.: 540-437-4201

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

(a) The application:

Name: Daniel M. Beam

Title: President & CEO

Address: 961 Acorn Drive

City/State/Zip: Harrisonburg, VA 22802

Telephone No.: 540-437-4201 Fax No.: 540-564-2401

Internet E-Mail Address: dbeam@ntc-com.com

Internet Website Address: www.ntc-com.com

(b) Official Point of Contact for ongoing company operations including complaints and inquiries:

Name: Tom Whitaker

Title: Chief Operating Officer

Address: 961 Acorn Drive

City/State/Zip: Harrisonburg, VA 22802

Telephone No.: 540-437-4201 Fax No.: 540-564-2401

Internet E-Mail Address: twhitaker@ntc-com.com

Internet Website Address: www,ntc-com.com

(c) Complaint/Inquiries from Customers:

**Name:** Melinda W. Beam  
**Title:** Billing Manager  
**Address:** 961 Acorn Drive  
**City/State/Zip:** Harrisonburg, VA 22802  
**Telephone No.:** 540-437-4201 **Fax No.:** 540-564-2401  
**Internet E-Mail Address:** mbeam@ntc-com.com  
**Internet Website Address:** www.ntc-com.com

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

- (a) has applications pending to be certificated as a shared tenant service provider.**

None

- (b) is certificated to operate as a shared tenant service provider.**

Virginia (No certificate required)

- (c) has been denied authority to operate as a shared tenant service provider and the circumstances involved.**

None

- (d) has had regulatory penalties imposed for violations of telecommunications statutes, rules, or orders and the circumstances involved.**

None

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

None

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

- (a) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. If so, provide explanation: \_\_\_\_\_

None

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

None

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19. Submit the following:

**A. Managerial Capability**

Give resumes of employees and officers of the company that would indicate sufficient managerial experiences of each.

**B. Technical Capability**

Give resumes of employees and officers of the company that would indicate sufficient technical experience or indicate what company has been contracted to perform technical service.

**C. Financial Capability**

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

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

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

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

**Further, the following (which includes supporting documentations) must be provided:**

1. A written explanation that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.
2. A written explanation that the applicant has sufficient financial capability to maintain the requested service.
3. A written explanation that the applicant has sufficient financial capability to meet its lease or ownership obligations.

## **Section 19A – Managerial Capability**

### Daniel Beam – President, NTC Communications

Mr. Beam has over 25 years of professional experience. During that time he has managed all aspects of a communications contractor and shared tenant service provider. He is founder and President of CCTSI, a regional telecommunications contractor, and NTC Communications. He is on the Board of Directors of NTC Communications. He serves on the Board of Directors of the IMCC. As President of CCTSI, he has been responsible for the installation of hundreds of large and small PBX systems and CCTSI continues to manage those systems with his support. Mr. Beam provides technical oversight and direction for staff supporting call record databases, communications billing systems, back office marketing and customer relations management systems for NTC Communications.

### Tom Whitaker - COO, NTC Communications

Mr. Whitaker has over 20 years of telecommunications operations experiences. He has been responsible for hundreds of large and small communications projects and operated communications networks covering most of the mid-Atlantic and southeast US. Prior to joining NTC, Mr. Whitaker served as Director of Operations for Ntelos and managed their digital PCS network in Virginia and West Virginia. He also served as Vice President of Operations for Broadslate Networks, a CLEC providing DSL services in 13 mid-Atlantic and southeast states.



## **Section 19B – Technical Capability**

### Brad Hastings – Network Manager, NTC Communications

Mr. Hastings graduated from James Madison University with a degree in Computer Sciences and joined NTC early in its' corporate history. He has been with NTC during the company's growth beyond the central Virginia service territory. He transferred to North Carolina and managed the initial development and operation of networks in the North Carolina region. Mr. Hastings moved into his current role after proving his metal in the Carolinas. He is responsible for all aspects of network design, deployment, network surveillance and analysis.

### Lenny Llewellyn – Senior Voice Technician

Mr. Llewellyn is a senior voice technician with certified experience in landline switching, private branch exchange, analog circuit design and telephony facilities. Lenny is certified as an NEC engineer and has significant experience with other platforms including: Nortel Meridian, Mitel, Cisco Call Manager and voice over internet protocol (VoIP) systems. He serves as NTC's single point of contact for the technical needs of technicians located in the field. His 15 years in telecommunications switching is an invaluable resource to NTC in our core voice business.

03/26/2004 15:00 54043/4235

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**Section 19C - Financial Capability**

Financial statements for NTC Communications are attached. Fiscal year ended August 31, 2003 statements are audited. However, Fiscal years ended August 2002, December 2001 and December 2000 are unaudited.

The undersigned affirms that financial statements are true and correct.

  
\_\_\_\_\_  
Daniel Beam, CEO  
NTC Communications

  
\_\_\_\_\_  
Matthew C.Q. King, CFO  
NTC Communications

\* NTC Communications, LLC is filing its financial capability documentation under seal.

**\*\*APPLICANT ACKNOWLEDGMENT STATEMENT\*\***

- 1. REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of **0.15 of one percent** of the 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. APPLICATION FEE:** I understand that a non-refundable application fee of **\$100.00** must be submitted with the application.

**UTILITY OFFICIAL:**

Daniel M. Beam

**Print Name**

President

**Title**

540-437-4201

**Telephone No.**

**Address:**

NTC Communications, LLC

961 Acorn Drive

Harrisonburg, VA 22802



**Signature**

3/26/04

**Date**

540-564-2401

**Fax No.**

# AFFIDAVIT

By my signature below, I, the undersigned officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical expertise, managerial ability, and financial capability to provide shared tenant service in the State of Florida. I have read the foregoing and declare that, to the best of my knowledge and belief, the information is true and correct. I attest that I have the authority to sign on behalf of my company and agree to comply, now and in the future, with all applicable Commission rules and orders.

I will comply with all current and future Commission requirements regarding shared tenant services. I understand that I am required to pay a regulatory assessment fee (minimum of \$50.00 per calendar year) and pay gross receipts tax. Furthermore, I agree to keep the Commission advised of any changes in the names or addresses listed in the application within 10 days of the change.

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:

Daniel M. Beam

**Print Name**

President

**Title**

540-437-4201

**Telephone No.**

**Address:**

NTC Communications, LLC

961 Acorn Drive

Harrisonburg, VA 22802



**Signature**

3/26/04

**Date**

540-564-2401

**Fax No.**

**NTC COMMUNICATIONS, L.L.C.** 01-04  
**OPERATING ACCOUNT**  
961 ACORN DRIVE  
HARRISONBURG, VA 22802

3/26/2004

PAY TO THE ORDER OF Florida Public Service Commission \$ **\*\*100.00**

One Hundred and 00/100\*\*\*\*\* DOLLARS

Florida Public Service Commission  
Div of Clerk Admin. Services  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850



MEMO Shared Tenant Service Application Fee

<b>NTC COMMUNICATIONS, L.L.C.</b>	<b>OPERATING ACCOUNT</b>		<b>10215</b>
Florida Public Service Commission		3/26/2004	100.00

BB&T Operating Shared Tenant Service Application Fee 100.00

<b>NTC COMMUNICATIONS, L.L.C.</b>	<b>OPERATING ACCOUNT</b>		<b>10215</b>
Florida Public Service Commission		3/26/2004	100.00

BB&T Operating Shared Tenant Service Application Fee 100.00