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June 30, 2006

Division of the Commission Clerk  
and Administrative Services  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

**Re: *East Texas Rural Net, Inc.***  
***Application for Authority to Provide Competitive Local Exchange***  
***Telecommunications Company Service Within the State of Florida***

Ladies and Gentlemen:

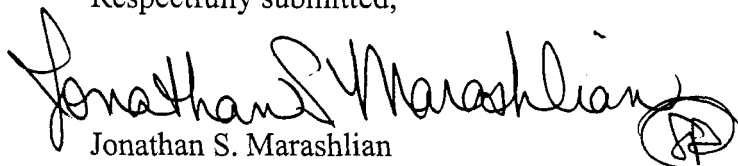
On behalf of East Texas Rural Net, Inc. ("ETXRN"), transmitted herewith is an original plus two (2) copies of its Application for Authority to Provide Competitive Local Exchange Telecommunications Company Service Within the State of Florida. Also enclosed is a check in the amount of \$400.00 for the fee associated with this filing.

Pursuant to 25-22.006(5) F.A.C., ETXRN respectfully requests confidential treatment of Attachment 3 – Financial Capability to its application and herewith files a copy of Attachment 3 under seal.

An additional copy of this letter is also enclosed, to be date-stamped and returned in the postage-prepaid envelope provided.

Should there be any questions regarding this filing, kindly contact the undersigned.

Respectfully submitted,

  
Jonathan S. Marashlian  
Regulatory Counsel

JSM/sr  
Enclosures

DOCUMENT NUMBER-DATE

05906 JUL-3 06

FPSC-COMMISSION CLERK

**FLORIDA PUBLIC SERVICE COMMISSION**  
**DIVISION OF COMPETITIVE MARKETS AND ENFORCEMENT**  
**APPLICATION FORM**  
**for**  
**AUTHORITY TO PROVIDE COMPETITIVE LOCAL EXCHANGE**  
**TELECOMMUNICATIONS COMPANY SERVICE**  
**WITHIN THE STATE OF FLORIDA**

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**Instructions**

- A. This form is used as an application for an original certificate and for approval of sale, assignment or transfer of an existing certificate. In the case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee (See Page 8).
- B. Print or type all responses to each item requested in the application. If an item is not applicable, please explain.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. Once completed, submit the original and two (2) copies of this form along with a non-refundable application fee of **\$400.00** to:

**Florida Public Service Commission**  
**Division of the Commission Clerk and Administrative Services**  
**2540 Shumard Oak Blvd.**  
**Tallahassee, Florida 32399-0850**  
**(850) 413-6770**

- E. A filing fee of **\$400.00** is required for the sale, assignment or transfer of an existing certificate to another company (Chapter 25-24.815, F.A.C.).
- F. If you have questions about completing the form, contact:

**Florida Public Service Commission**  
**Division of Competitive Markets and Enforcement**  
**2540 Shumard Oak Blvd.**  
**Tallahassee, Florida 32399-0850**  
**(850) 413-6600**

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

**Original certificate** (new company).

**Approval of transfer of existing certificate:** Example, a non-certificated company purchases an existing company and desires to retain the original certificate of authority rather than apply for a new certificate.

**Approval of assignment of existing Certificate:** Example, a certificated company purchases an existing company and desires to retain the existing certificate of authority and tariff.

2. Name of company: East Texas Rural Net, Inc.

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

East Texas Rural Net, Inc.

4. Official mailing address:

Street/Post Office Box: 3720 Marquis Drive  
City: Garland  
State: Texas  
Zip: 75042

5. Florida address:

Street/Post Office Box:  
City:  
State:  
Zip:

6. Structure of organization:

Individual  
 Foreign Corporation  
 General Partnership  
 Other,

Corporation  
 Foreign Partnership  
 Limited Partnership

7. **If individual**, provide:

Name:  
Title:  
Street/Post Office Box:  
City:  
State:  
Zip:  
Telephone No.:  
Fax No.:  
E-Mail Address:  
Website Address:

8. **If incorporated in Florida**, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is:

9. **If foreign corporation**, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is: F06000004183

10. **If using fictitious name (d/b/a)**, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida. The Florida Secretary of State fictitious name registration number is:

11. **If a limited liability partnership**, please proof of registration to operate in Florida. The Florida Secretary of State registration number is:

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

Name:  
Title:  
Street/Post Office Box:  
City:  
State:  
Zip:  
Telephone No.:  
Fax No.:  
E-Mail Address:  
Website Address:

13. **If a foreign limited partnership**, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable. The Florida registration number is:

14. Provide **F.E.I. Number**(if applicable): 75-2916958

15. Who will serve as liaison to the Commission in regard to the following?

(a) The application:

Name: Jonathan S. Marashlian  
Title: Regulatory Counsel  
Street name & number: 8180 Greensboro Drive, Suite 775  
Post office box:  
City: McLean  
State: Virginia  
Zip: 22102  
Telephone No.: 703-714-1313  
Fax No.: 703-714-1330  
E-Mail Address: [jsm@thlglaw.com](mailto:jsm@thlglaw.com)  
Website Address: [www.thlglaw.com](http://www.thlglaw.com)

(b) Official point of contact for the ongoing operations of the company:

Name: Harish S. Patel  
Title: COO  
Street name & number: 3720 Marquis Drive  
Post office box:  
City: Garland  
State: Texas  
Zip: 75042  
Telephone No.: 214-724-6594  
Fax No.: 972-487-1995  
E-Mail Address: [hp@etxrn.com](mailto:hp@etxrn.com)  
Website Address: [www.etxrn.com](http://www.etxrn.com)

(c) Complaints/Inquiries from customers:

Name: Harish S. Patel  
Title: COO  
Street/Post Office Box: 3720 Marquis Drive  
City: Garland  
State: Texas  
Zip: 75042  
Telephone No.: 214-724-6594  
Fax No.: 972-487-1995  
E-Mail Address: [hp@etxrn.com](mailto:hp@etxrn.com)  
Website Address: [www.etxrn.com](http://www.etxrn.com)

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

(a) has operated as a Competitive Local Exchange Telecommunications Company.

N/A

(b) has applications pending to be certificated as a Competitive Local Exchange Telecommunications Company.

Texas

(c) is certificated to operate as a Competitive Local Exchange Telecommunications Company.

N/A

(d) has been denied authority to operate as a Competitive Local Exchange Telecommunications Company and the circumstances involved.

N/A

(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.

N/A

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

(a) adjudged bankrupt, mentally incompetent (and not had his or her competency restored), or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. If so, provide explanation.

N/A

(b) granted or denied a competitive local exchange certificate in the State of Florida (this includes active and canceled competitive local exchange certificates). If yes, provide explanation and list the certificate holder and certificate number.

N/A

(c) an officer, director, partner or stockholder in any other Florida certificated or registered telephone company. If yes, give name of company and relationship. If no longer associated with company, give reason why not.

N/A

18. Submit the following:

(a) Managerial capability: resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.

(b) Technical capability: resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.

(c) Financial Capability: applicant's audited financial statements for the most recent three (3) years. If the applicant does not have audited financial statements, it shall so be stated. Unaudited financial statements should be signed by the applicant's chief executive officer and chief financial officer affirming that the financial statements are true and correct and should 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.

**THIS PAGE MUST BE COMPLETED AND SIGNED**

**REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee. Regardless of the gross operating revenue of a company, a minimum annual assessment fee, as defined by the Commission, is required.

**RECEIPT AND UNDERSTANDING OF RULES:** I acknowledge receipt and understanding of the Florida Public Service Commission's rules and orders relating to the provisioning of competitive local exchange telecommunications company (CLEC) service in Florida.

**APPLICANT ACKNOWLEDGEMENT:** 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 competitive local exchange telecommunications company 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.

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."

**Company Owner or Officer**

Print Name: Sanjay H. Patel  
Title: CEO  
Telephone No.: 214-658-8340  
E-Mail Address: hp@etxn.com

Signature: 

Date: 6/29/06



**CERTIFICATE SALE, TRANSFER,**  
**OR**  
**ASSIGNMENT STATEMENT**

As current holder of Florida Public Service Commission Certificate Number \_\_\_\_\_, I have reviewed this application and join in the petitioner's request for a

sale

transfer

assignment

of the certificate.

**Company Owner or Officer**

Print Name:

Title:

Street/Post Office Box:

City:

State:

Zip:

Telephone No.:

Fax No.:

E-Mail Address:

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

ATTACHMENT 1

Foreign Corporation Certificate of Authority  
Issued by the Florida Department of State

# State of Florida



## Department of State

I certify from the records of this office that EAST TEXAS RURAL NET, INC., is a corporation organized under the laws of Texas, authorized to transact business in the State of Florida, qualified on June 16, 2006.

The document number of this corporation is F06000004183.

I further certify that said corporation has paid all fees due this office through December 31, 2006, and its status is active.

I further certify that said corporation has not filed a Certificate of Withdrawal.

Given under my hand and the  
Great Seal of the State of Florida  
at Tallahassee, the Capitol, this the  
Sixteenth day of June, 2006



CR2EO22 (01-06)

*Sue M. Cobb*  
Sue M. Cobb  
Secretary of State

## ATTACHMENT 2

### Managerial and Technical Capability – Resumes

East Texas Rural Net, Inc. ("ETXRN") has the managerial and technical qualifications and experience needed to enter the local exchange market in Florida.

#### **Managerial Qualifications**

ETXRN is led by its CEO, Sanjay H. Patel. Mr. Patel is an experienced entrepreneur and executive. Mr. Patel came to ETXRN with a background in information technology and communications systems, having previously served as Vice President of Development for Internet Broadcast Corporation. At IBC, Mr. Patel helped develop wireless Internet services and applications. Prior to his position at IBC, Mr. Patel was a self-employed entrepreneur engaged in the motel business. During this time, Mr. Patel was responsible for all communications needs of the motels under his ownership and/or management.

In his capacity as CEO of EXTRN, Sanjay Patel is responsible for all facets of the company's operations, including day-to-day management, administration, sales and implementation of ETXRN's long-term expansion and growth strategy.

Supporting Mr. Patel are Harish S. Patel, Chief Operating Officer, and Bobby Burrow, Chief Technology Officer. Additional biographical information regarding ETXRN's Management is attached hereto.

#### **Technical Qualifications**

As demonstrated in the professional biographies of ETXRN's key management personnel, the Company has the technical experience needed to provide telecommunications services, including local exchange services. Because ETXRN is

primarily a reseller of telecommunications services supplied by licensed, wholesale suppliers, ETXRN will rely on its underlying carriers to provide the necessary technical services and for maintenance of their networks. ETXRN's management maintains a close liaison with its underlying carriers and is therefore able to quickly resolve any technical difficulties which may arise.

**East Texas Rural Net, Inc.  
Management Bios**

## RESUME AND BIOGRAPHIC INFORMATION

Name: Sanjay H. Patel

Address: 2109 Campbell Road, Apt 511,  
Garland, TX 75044

Phone: (972) 826-2795 (H) \* (214) 542-1910 (C)

Fax: (972) 487-1995

Bio-Data: 32 years old male. US Citizen. Married, Father of one daughter.

### Work Experience:

[1] East Texas Rural Net, Inc. 3720 Marquis Drive, Garland, TX 75042

From January 2004 to Current Position CEO - ETXRN provides Internet, Voice over IP and other network services to Dallas Metropolis residents and businesses.

[2] Internet Broadcast Corporation 10909 Sanden Drive, Suite 300, Dallas, TX 75238

From June 2000 to May 2004 Position VP Development - IBC developed the Internet Services over Satellite link using MPEG2/DVB technology. They were providing wireless Internet via satellite and also via Terrestrial link. Their system was one way meaning download comes from satellite and uplink goes back via telephone line.

[3] Self-Employed, Dallas, TX:

From 1993 to May 2000 - Position Shareholder/Partner - We purchased or built motels of different sizes varying from 30 units to 240 units in many cities. I was working with communication needs of all motels.

### Education:

High School: Completed 10th grade, Ahmedabad, Gujarat, India - 1966

College: East field Community College, Dallas, TX - Microsoft Certified Courses.

## RESUME AND BIOGRAPHIC INFORMATION

Name: Harish S Patel  
Address: 4908 Windward Passage  
Garland, TX 75043  
Phone: (972) 681-5089 (H) \* (214) 724-6594 (C)  
Fax: (972) 487-1995  
Bio-Data: 56 years old male. US Citizen. Single.

### Work Experience:

[1] DLT Networks, Inc., 3710 Marquis Drive, Garland, TX 75042

From June 2003 to Current Position CEO - DLT provides Distance Learning Tele Medicine services to rural towns of East Texas. DLT provides wireless Internet, Intranet connectivity to the students and rural residents. DLT provides wireless services to the schools, city halls and libraries.

[2] Internet Broadcast Corporation 10909 Sanden Drive, Suite 300, Dallas, TX 75238

From June 2000 to May 2003 Position President - IBC developed the Internet Services over Satellite link using MPEG2/DVB technology. They were providing wireless Internet via satellite and also via Terrestrial link. Their system was one way meaning download comes from satellite and uplink goes back via telephone line.

[3] Self-Employed, Dallas, TX:

From 1976 to May 2000 - Position Shareholder/Partner - We purchased or built motels of different sizes varying from 30 units to 240 units in many cities. I was handling all communication needs of all motels.

[4] GTE Automatic, North Lake, IL:

From 1974 to 1976 - Support Engineer - I was working as a support engineer on a team that was developing Telephone Exchanges. I helped to develop 2EAX Tele Communication Switch that was used for Downey, CA. Back then, it was using magnetic reed switches to do switching.

### Education:

High School Higher Secondary Board, Gujarat, India - 1966  
BSEE, 1973, Gujarat University, India MSEE, 1975 IIT, Chicago, IL.



**Bobby Burrow**  
232 S Mary Street  
Wills Point, Texas 75169  
(903) 873-8737

- 2002-Current East Texas Rural Net, Inc. Wills Point, Texas. CTO Established an area Internet Service Provider promoting broadband technologies to underserved businesses and local communities. Company was founded in 2000 and later incorporated in 2002. The primary focus in this venture was to provide reliable high-speed service catering to telecommuter and SOHO users along with area businesses. This developed into a full scale ISP providing a full range of services from web hosting/design to basic dial service. Broadband services are being deployed utilizing 802.11b/g technologies offering extended range WLAN deployments and various services, such as VPN and VoIP.
- 1999-2002 Alcatel USA, INC. Plano, Texas. Sr. System Engineer. Responsible for the design and development of new technology access gateway product for North American market. Job responsibilities included: System requirements audit, Network integration planning, Software packaging and verification. Led a team of 8 engineers and technicians to successfully roll out a beta test site that eventually evolved into a profitable production system offering voice/data services on next-generation telephony platforms.
- 1982-1999 DSC Communications Corp. Plano, Texas. Mgr. Sales Engineering, Expatriate. Provided marketing and pre-sales technical expertise to Asian business market (1988-1999) to influence the success of Advanced Intelligent Network products and services. Performed customer support and training for Japan customer base products (1982-1988).
- 1980-1982 DataPoint Corporation. Richardson, Texas. Research and Development Lab Technician. Performed various laboratory tasks as a member of the design team if a new technology intelligent PBX.

ATTACHMENT 3

Financial Capability

**CONFIDENTIAL AND PROPRIETARY INFORMATION  
SUBMITTED UNDER SEAL**