

BINGHAM

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March 24, 2014

Via E-Filing

Ann Cole, Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
filings@psc.state.fl.us

**Re: Business Telecom, LLC d/b/a EarthLink Business -
Request for Name Change**

Dear Ms. Cole:

Business Telecom, LLC d/b/a EarthLink Business (f/k/a Business Telecom, Inc. d/b/a EarthLink Business) (the “Company”) hereby notifies the Commission (1) that it converted from a North Carolina corporation to a North Carolina limited liability company¹ and (2) of the resulting name change to “Business Telecom, LLC d/b/a EarthLink Business.” The Company requests that the Commission update its records, including the Company’s CLEC Certificate,² to reflect the conversion and associate name change and, to the extent necessary, approve these changes. Attached hereto are the Company’s conversion documents and updated authorization to transact business in Florida and fictitious name registration. The Company will separately submit any required tariff filing(s) to reflect these changes.

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Bingham McCutchen LLP
2020 K Street NW
Washington, DC
20006-1806

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¹ The conversion of the Company to a limited liability company was merely a change in its corporate form – the conversion was accomplished through the filing of Articles of Conversion in North Carolina and did not entail any merger or other transactions that extinguish the existence of the Company.

² The Company is authorized to provide competitive local exchange services pursuant to CLEC Certificate No. 5195 issued in Docket No. 970486-TX. Before interexchange services were deregulated in the state of Florida, the Company was also authorized and interexchange services pursuant to IXC Registration No. TI889 (originally IXC Certificate No. 2297 issued in Docket No. 910902-TI).

Ann Cole, Commission Clerk
March 24, 2014
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Please acknowledge receipt and acceptance of this filing. Should you have any questions regarding this filing, please do not hesitate to contact the undersigned.

Respectfully submitted,

/s/ Brett P. Ferenchak

Jean L. Kiddoo
Brett P. Ferenchak

Counsel for the Company

ATTACHMENT

**Conversion Documents, Authority to Transact Business
and Fictitious Name Registration**

**ARTICLES OF ORGANIZATION
INCLUDING ARTICLES OF CONVERSION
OF
BUSINESS TELECOM, INC.**

December 20, 2013

Pursuant to §§ 57C-2-21, 57C-9A-01 and 57C-9A-03 of the General Statutes of North Carolina, the undersigned converting business entity does hereby submit these Articles of Organization including Articles of Conversion (the "Articles") for the purpose of forming a limited liability company.

1. The name of the limited liability company is "Business Telecom, LLC" (the "Company").
2. The Company is being formed pursuant to the conversion of another business entity.
3. The name of the converting business entity is "Business Telecom, Inc." (the "Converting Corporation") and the organization and internal affairs of the Converting Corporation are governed by the laws of the state North Carolina.
4. A plan of conversion has been approved by the Converting Corporation as required by law.
5. There shall be no limit on the duration of the Company.
6. The name and address of the person executing these articles of organization is Samuel R. DeSimone, Jr., 1375 Peachtree Street, Level A, Atlanta, GA 30309, in his capacity as Executive Vice President, General Counsel and Secretary of BTI Telecom Corp., a North Carolina corporation, the sole stockholder of the Converting Corporation (immediately prior to the conversion) and the sole member of the Company (immediately following the conversion).
7. The name of the initial registered agent of the Company along with its street and mailing address and county is as follows:
National Registered Agents, Inc.
150 Fayetteville St. Box 1011
Raleigh, NC 27601
Wake County
8. The principal office telephone number, street and mailing address and county of the Company are as follows:
(404) 815-0770
1375 Peachtree Street, Level A
Atlanta, GA 30309
Fulton County
9. The Company shall be managed by its Members and all members by virtue of their status as members shall be managers of this limited liability company.
10. These articles will be effective at 11:58 p.m. on December 31, 2013.

IN WITNESS WHEREOF, the undersigned has caused these Articles to be executed by its authorized representative as of the day and year first above written as sole stockholder of the Converting Corporation (immediately prior to the conversion) and sole member of the Company (immediately following the conversion).

BTI TELECOM CORP., a North Carolina corporation

By: *Samuel R. DeSimone, Jr.*
Name: Samuel R. DeSimone, Jr.
Title: Executive Vice President, General
Counsel and Secretary



FLORIDA DEPARTMENT OF STATE
Division of Corporations

January 16, 2014

FLORIDA FILING & SEARCH SERVICES, INC.
BUSINESS TELECOM, LLC
PAUL HODGE

Qualification documents for BUSINESS TELECOM, LLC were filed on January 14, 2014, and assigned document number M1400000286. Please refer to this number whenever corresponding with this office.

Your limited liability company is authorized to transact business in Florida as of the file date.

To maintain "active" status with the Division of Corporations, an annual report must be filed yearly between January 1st and May 1st beginning in the year following the file date or effective date indicated above. If the annual report is not filed by May 1st, a \$400 late fee will be added.

A Federal Employer Identification Number (FEI/EIN) will be required when this report is filed. Contact the IRS at 1-800-829-4933 for an SS-4 form or go to www.irs.gov.

Please notify this office if the limited liability company address changes.

Should you have any questions regarding this matter, please contact this office at the address given below.

Barbara Bostick
Regulatory Specialist II
Registration/Qualification Section
Division of Corporations

Letter Number: 814A00001106

Account number: FCA000000015

Amount charged: 125.00

www.sunbiz.org

Division of Corporations - P.O. BOX 6327 -Tallahassee, Florida 32314



FLORIDA DEPARTMENT OF STATE
Division of Corporations

January 17, 2014

EARTHLINK BUSINESS
1375 PEACHTREE STREET, NE
ATLANTA, GA 30309

Subject: **EARTHLINK BUSINESS**

REGISTRATION NUMBER: **G14000006021**

This will acknowledge the filing of the above fictitious name registration which was registered on January 17, 2014. This registration gives no rights to ownership of the name.

Each fictitious name registration must be renewed every five years between January 1 and December 31 of the expiration year to maintain registration. Three months prior to the expiration date a statement of renewal will be mailed.

If the mailing address of this business changes, please notify this office in writing, or through the link provided on our website www.sunbiz.org for Address & FEI/EIN Changes. Please reference the original registration number.

Should you have any questions regarding this matter you may contact our office at (850) 245-6058.

Cathy A Carrothers
Division of Corporations
Division of Corporations

Letter No. 314A00001250

Account number: FCA000000015 Account charged: 50.00

www.sunbiz.org

Division of Corporations - P.O. BOX 6327 -Tallahassee, Florida 32314

APPLICATION FOR REGISTRATION OF FICTITIOUS NAME

Note: Acknowledgements/certificates will be sent to the address in Section 1 only.

Section 1

1. EarthLink Business
 Fictitious Name to be Registered (see instructions if name includes "Corp" or "Inc")

1375 Peachtree Street, NE
 Mailing Address of Business
 Atlanta, GA 30309
 City State Zip Code

3. Florida County of principal place of business: _____
Multiple
 (see instructions if more than one county)

FEI Number: 56-1426866

14 JAN 16 PM 10:33
 SECRETARY OF STATE
 TALLAHASSEE, FLORIDA
 914000008021
 This space for office use only

Section 2

A. Owner(s) of Fictitious Name If Individual(s): (Use an attachment if necessary):

1. _____ Last First M.I. Address City State Zip Code	2. _____ Last First M.I. Address City State Zip Code
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B. Owner(s) of Fictitious Name If other than an individual: (Use attachment if necessary):

1. <u>Business Telecom, LLC</u> Entity Name <u>1375 Peachtree Street, NE</u> Address <u>Atlanta, GA 30309</u> City State Zip Code <u>Florida Document Number M14000000286</u> FEI Number: <u>56-1426866</u> <input type="checkbox"/> Applied for <input type="checkbox"/> Not Applicable	2. _____ Entity Name Address City State Zip Code Florida Document Number _____ FEI Number: _____ <input type="checkbox"/> Applied for <input type="checkbox"/> Not Applicable
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Section 3

I the undersigned, being an owner in the above fictitious name, certify that the information indicated on this form is true and accurate. In accordance with Section 865.09, F.S., I further certify that the fictitious name to be registered has been advertised at least once in a newspaper as defined in chapter 50, Florida Statutes, in the county where the principal place of business is located. I understand that the signature below shall have the same legal effect as if made under oath and I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

Business Telecom, LLC
Samuel R. DeSimone, Jr. 1/6/14
 Signature of Owner Samuel R. DeSimone, Jr. Date

gibsonc@corp.earthlink.com
 E-mail address: (to be used for future renewal notification)

Phone Number: _____

Section 4

**FOR CANCELLATION COMPLETE SECTION 4 ONLY:
 FOR FICTITIOUS NAME OR OWNERSHIP CHANGE COMPLETE SECTIONS 1 THROUGH 4:**

I (we) the undersigned, hereby cancel the fictitious name _____
 _____, which was registered on _____ and was assigned
 registration number _____

 Signature of Owner Date

 Signature of Owner Date

Mark the applicable boxes Certificate of Status — \$10 Certified Copy — \$30
NON-REFUNDABLE PROCESSING FEE: \$50