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FPSC - COMMISSION CLERK

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November 12, 2024

Via [Certified Mail]

Florida Public Service Commission
Office of Commission Clerk
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

REDACTED

RECEIVED-FPSC
2024 NOV 13 PM 2: 28
COMMISSION
CLERK

Re: Lumos Fiber of Florida, LLC Application for Original Authority to Provide
Telecommunications Service in the State of Florida

Dear Commission:

Enclosed for filing on behalf of Lumos Fiber of Florida, LLC ("Applicant"), is the Application for Original Authority to Provide Telecommunications Service in the State of Florida, and a check from our firm for \$500 for the filing fee. We have included an original and one copy of the Application.

Exhibit B to the above-referenced application consists of financial statements, which are confidential and contain proprietary information. Applicant has included a redacted copy of Exhibit B with its application, and requests that the confidential version of Exhibit B be treated as confidential and proprietary, pursuant to Rule 25-22.006(5), and not be made part of the public record. The included sealed envelope contains a confidential copy of Exhibit B.

Please acknowledge receipt of this letter by stamping the extra copy of this letter and returning the same to me in the enclosed stamped, self-addressed envelope.

Please contact me if you have any questions regarding this matter.

Respectfully submitted,

Kristine Laudadio Devine
Counsel to Lumos Fiber of Florida, LLC

Encl.

COM _____
AFD _____
APA _____
ECO _____
ENG _____
GCL _____
IDM _____ 1 redacted copy
CLK _____

FLORIDA PUBLIC SERVICE COMMISSION

OFFICE OF INDUSTRY DEVELOPMENT AND MARKET ANALYSIS

APPLICATION FOR ORIGINAL AUTHORITY OR TRANSFER OF AUTHORITY TO PROVIDE TELECOMMUNICATIONS SERVICE IN THE STATE OF FLORIDA

INSTRUCTIONS

This form should be used as the application for an original certificate and transfer of an existing certificate (from a Florida certificated company to a non-certificated company). In the case of a transfer, the information shall be provided by the transferee. If you have other questions about completing the form, call **(850) 413-6600**.

Print or type all responses to each item requested in the application. If an item is not applicable, please explain. All questions must be answered. If unable to answer the question in the allotted space, please continue on a separate sheet.

Once completed, submit the **original and one copy** of this form along with a **non-refundable** fee of **\$500.00** to:

**Florida Public Service Commission
Office of Commission Clerk
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770**

APPLICATION

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 rather than apply for a new certificate.

Please provide the following:

1. Full name of company, including fictitious name(s), that must match identically with name(s) on file with the Florida Department of State, Division of Corporations registration:

Lumos Fiber of Florida, LLC

2. The Florida Secretary of State corporate registration number:

L24000330529

3. F.E.I. Number: **99-4343143**

4. Structure of organization:

The company will be operating as a:
(Check all that apply):

- | | | | |
|-------------------------------------|---------------------------|--------------------------|------------------------------|
| <input type="checkbox"/> | Corporation | <input type="checkbox"/> | General Partnership |
| <input type="checkbox"/> | Foreign Corporation | <input type="checkbox"/> | Foreign Partnership |
| <input checked="" type="checkbox"/> | Limited Liability Company | <input type="checkbox"/> | Limited Partnership |
| <input type="checkbox"/> | Sole Proprietorship | <input type="checkbox"/> | Other, please specify below: |
-

If a partnership, provide a copy of the partnership agreement.

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

5. Who will serve as point of contact to the Commission in regard to the following?

(a) This application:

Name: **Tim Pressley**
Title: **Manager, External Affairs**
Street Address: **4100 Mendenhall Oaks Parkway, Suite 300**
Post Office Box: _____
City: **High Point**
State: **NC**
Zip: **27265**
Telephone No.: **336-821-8650**
Fax No.: _____
E-Mail Address: **tim.pressley@lumosfiber.com**

(b) Ongoing operations of the company:

(This company liaison will be the point of contact for FPSC correspondence. This point of contact can be updated if a change is necessary but this must be completed at the time the application is filed).

Name: **Tim Pressley**
Title: **Manager, External Affairs**
Street Address: **4100 Mendenhall Oaks Parkway, Suite 300**
Post Office Box: _____
City: **High Point**
State: **NC**
Zip: **27265**
Telephone No.: **336-821-8650**
Fax No.: _____
E-Mail Address: **tim.pressley@lumosfiber.com**
Company Homepage: **http://lumosfiber.com**

(c) Optional secondary point of contact or liaison:

(This point of contact will not receive FPSC correspondence but will be on file with the FPSC).

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

6. Physical address for the applicant that will do business in Florida:

Street address: 4100 Mendenhall Oaks Parkway, Suite 300
City: High Point
State: NC
Zip: 27265
Telephone No.: 866-542-5900
Fax No.: _____
E-Mail Address: _____

7. List the state(s), and accompanying docket number(s), in which the applicant has:

(a) **operated** as a telecommunications company.

None

(b) **applications pending** to be certificated as a telecommunications company.

None

(c) **been certificated** to operate as a telecommunications company.

None

(d) **been denied authority** to operate as a telecommunications company and the circumstances involved.

None

(e) **had regulatory penalties imposed** for violations of telecommunications statutes and the circumstances involved.

None

(f) **been involved in civil court proceedings** with another telecommunications entity, and the circumstances involved.

None

8. The following questions pertain to the officers and directors. Have any 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? Yes No

If yes, provide explanation.

(b) granted or denied a certificate in the State of Florida (this includes active and canceled certificates)? Granted Denied Neither

If granted provide explanation and list the certificate holder and certificate number.

If denied provide explanation.

(c) an officer, director, and partner in any other Florida certificated telecommunications company? Yes No

If yes, give name of company and relationship. If no longer associated with company, give reason why not.

9. Florida Statute 364.335(1)(a) requires a company seeking a certificate of authority to demonstrate its managerial, technical, and financial ability to provide telecommunications service.

Note: *It is the applicant's burden to demonstrate that it possesses adequate managerial ability, technical ability, and financial ability. Additional supporting information may be supplied at the discretion of the applicant. For the purposes of this application, financial statements MUST contain the balance sheet, income statement, and statement of retained earnings.*

- (a) **Managerial ability:** An applicant must provide resumes of employees/officers of the company that would indicate sufficient managerial experiences of each. Please explain if a resume represents an individual that is not employed with the company and provide proof that the individual authorizes the use of the resume.

See Exhibit A

- (b) **Technical ability:** An applicant must provide resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance. Please explain if a resume represents an individual that is not employed with the company and provide proof that the individual authorizes the use of the resume.

See Exhibit A

- (c) **Financial ability:** An applicant must provide financial statements demonstrating financial ability by submitting a balance sheet, income statement, and retained earnings statement. An applicant that has audited financial statements for the most recent three years must provide those financial statements. If a full three years' historical data is not available, the application must include both historical

financial data and pro forma data to supplement. An applicant of a newly established company must provide three years' pro forma data. If the applicant does not have audited financial statements, it must be so stated and signed by either the applicant's chief executive officer or chief financial officer affirming that the financial statements are true and correct.

Applicant possesses the requisite financial resources to operate as a competitive telecommunications provider in Florida. Applicant is a newly-formed entity and has not begun operations; once it does, however, it will not maintain financial statements separate from the consolidated financial statements of Applicant's parent company, Gridiron Fiber Corp. For purposes of this Application, Applicant will rely on the financial statements of Gridiron Fiber Corp. to demonstrate Applicant's financial qualification to operate within the State of Florida.

Applicant's parent's financial qualifications are summarized in its confidential consolidated financial statements submitted with this Application as CONFIDENTIAL Exhibit B. As shown in these statements, Applicant has access to the financial liquidity and capital resources to fully fund its network deployment plans in Florida. Because the financial statements are confidential and contain proprietary information, Applicant is concurrently filing the financial statements under seal as CONFIDENTIAL Exhibit B.

Because Applicant's financial statements are not publicly available, Applicant requests that the financial statements provided as CONFIDENTIAL Exhibit B be treated as confidential and proprietary, pursuant to Rule 25-22.006(5), and not be made part of the public record.

10. Where will you officially designate as your place of publicly publishing your schedule a/k/a tariffs or price lists)? (Tariffs or price lists MUST be publicly published to comply with Florida Statute 364.04).

Florida Public Service Commission

Website – Please provide Website address: **http://lumofiber.com**

Other – Please provide address: _____

THIS PAGE MUST BE COMPLETED AND SIGNED

REGULATORY ASSESSMENT FEE: I understand that all telecommunications companies must pay a regulatory assessment fee. A minimum annual assessment fee, as defined by the Commission, is required.

RECEIPT AND UNDERSTANDING OF RULES: I understand the Florida Public Service Commission's rules, orders, and laws relating to the provisioning of telecommunications company service in Florida.

APPLICANT ACKNOWLEDGEMENT: By my signature below, I, the undersigned owner or officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical ability, managerial ability, and financial ability to provide 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 have the authority to sign on behalf of my company and agree to comply, now and in the future, with all applicable Commission rules, orders and laws.

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 or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 and s. 775.083.**"

I understand that any false statements can result in being denied a certificate of authority in Florida.

COMPANY OWNER OR OFFICER

Print Name: Alison J. Brown
Title: Chief Legal Officer
Telephone No.: 917-549-7538
E-Mail Address: AJ.Brown@LumosFiber.com

Signature: Alison J. Brown Date: 11/5/24

Exhibit A

Managerial and Technical Qualifications

Applicant will be managed by the management team of its ultimate parent company, Gridiron Fiber Corp., which will provide extensive telecommunications business, technical, and managerial expertise to Applicant. Applicant's operations will be overseen by this well-qualified management team, which has substantial telecommunications experience and technical expertise. The management team can be reached through Applicant's principal place of business at 4100 Mendenhall Oaks Pkwy, Suite 300, High Point, NC 27265, or by telephone at 855-465-8667.

In support of Applicant's executive leadership and managerial qualifications, bios of Applicant's executive and senior management team are set forth below:

Brian Stading, Chief Executive Officer: Brian Stading is the Chief Executive Officer at Lumos. Reporting to Lumos' Board of Directors, he joins the Lumos executive team with a bold growth plan to expand the company's 100% Fiber Internet network to over one million homes in the next five years. Brian has a track record of proven leadership and success that spans over 30 years of experience at telecommunications companies, including Ziplly, CenturyLink and Qwest. He earned a bachelor's degree in Business Administration at Aurora University and a master's from the Kellogg Graduate School of Business at Northwestern University.

Heather Martin, Chief Financial Officer: Heather Martin is the Chief Financial Officer at Lumos, overseeing financial strategy, forecasting, analysis, accounting, and controls. With more than 25 years of experience in finance, operations, and leadership within the telecommunications industry, she has a proven track record of building high-performing teams that drive transformational and sustainable growth. Heather's career includes key roles at Deloitte, Ameritech, SBC, and AT&T. She holds a bachelor's degree in accounting from Miami University and a master's degree in organizational behavior from the University of Chicago.

David Smith, Chief Network Officer: David Smith is Chief Network Officer for Lumos, leading operations, engineering, outside plant, facilities, supply chain, safety, and product development teams. He has over 15 years of experience in information technology and telecommunications and has held numerous business management leadership roles, including Booz Allen consulting. David holds a B.S. in Information Systems Management from Bridgewater College and an MBA from Averett University.

A.J. Brown, Chief Legal Officer: A.J. Brown is Chief Legal Officer for Lumos, leading the company's legal, regulatory, and government affairs work. With over 15 years of legal experience, she previously held positions as Counsel to the Energy and Commerce Committee's Subcommittee on Communications and Technology in the United States House of Representatives and as Legal Advisor to the Federal Communications Commission's Incentive Auction Task Force, among others. A.J. earned a B.A. in Economics from Bates College and a J.D. from Yale Law School.

Tony DeGregorio, Chief Information Officer: Tony DeGregorio is Head of IT Transformation for Lumos, leading the company's digital strategy, cybersecurity and IT transformational enablement activities. Tony brings more than 30 years' of IT leadership experience with global organizations. Tony previously served as Senior Vice President and Chief Information Officer at Harsco Corporation and, earlier in his career was Chief Information Officer at Tyco Flow Control, a division of Tyco International, now Johnson Controls. Tony served in the US Navy and subsequently received an Associate of Science degree in Electro-Mechanical Drafting and Design from the American Institute of Design in Philadelphia, PA.

Sara Weiss, Chief Human Resources Officer: Sara Weiss is the Vice President of Human Resources for Lumos, leading all HR functions and people initiatives. With 20 years of HR experience for high-growth organizations and over 15 years in the telecom industry, she excels at building high-performing teams and fostering an engaged workforce. Sara's degree in Commercial Art with a minor in Fine Arts from Southwest Baptist University enhances her creative approach to HR, enabling innovative program design and talent strategies. She has also served as secretary and HR counsel on the board of directors for the Down Syndrome Association of Greater Charlotte, demonstrating her commitment to community service and leadership.

[REDACTED - FOR PUBLIC INSPECTION]

GRIDIRON FIBER CORPORATION

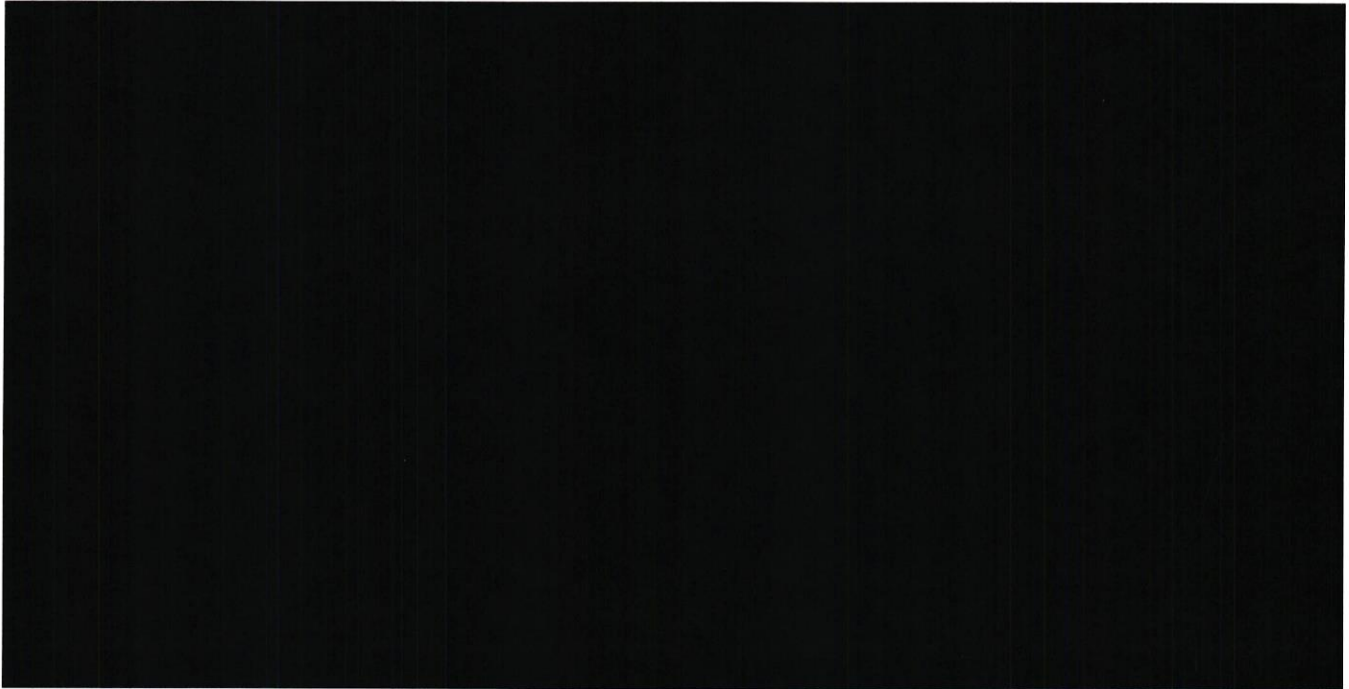
Consolidated Financial Statements

For the years ended
December 31, 2023 and December 31, 2022

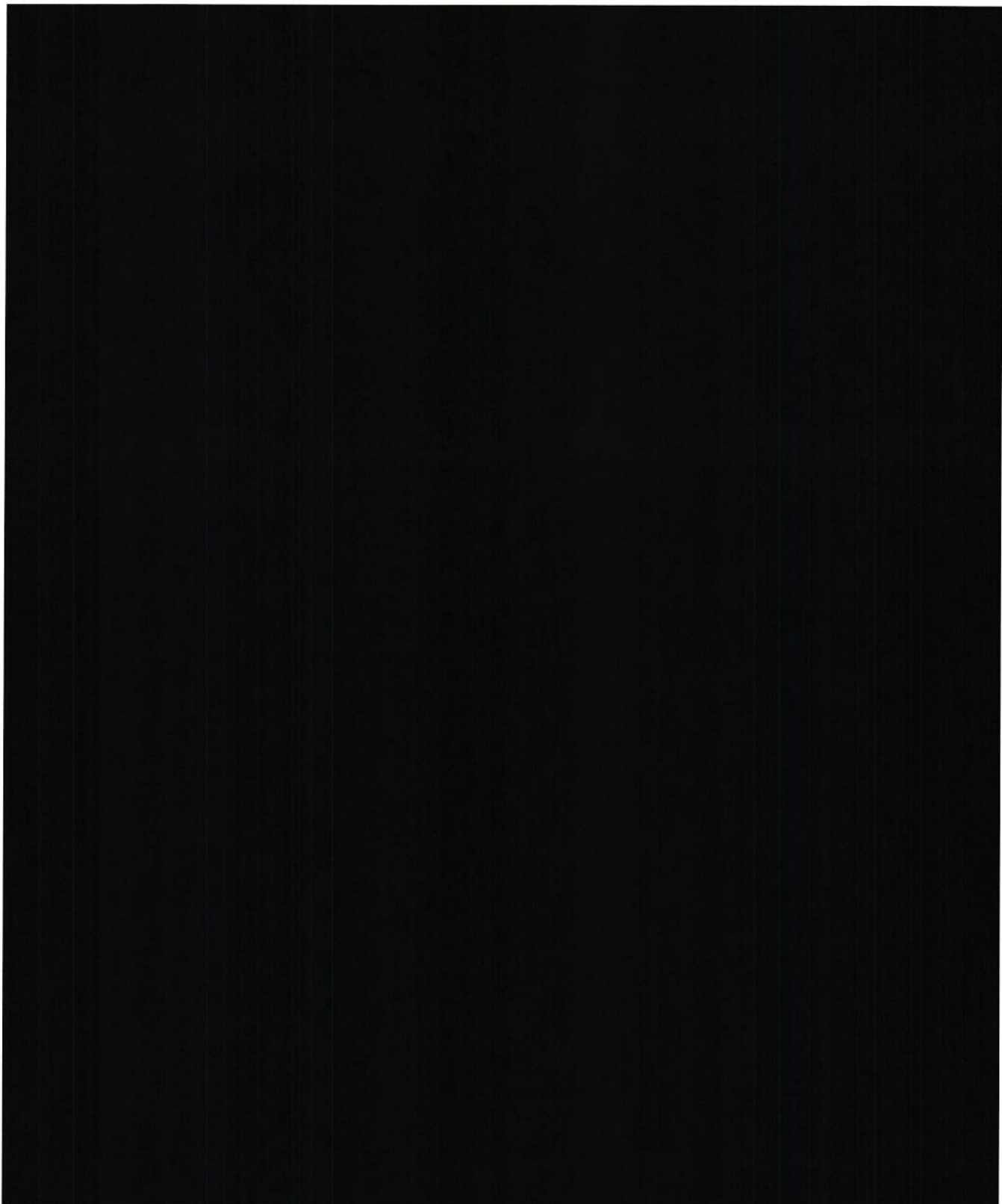
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GRIDIRON FIBER CORPORATION

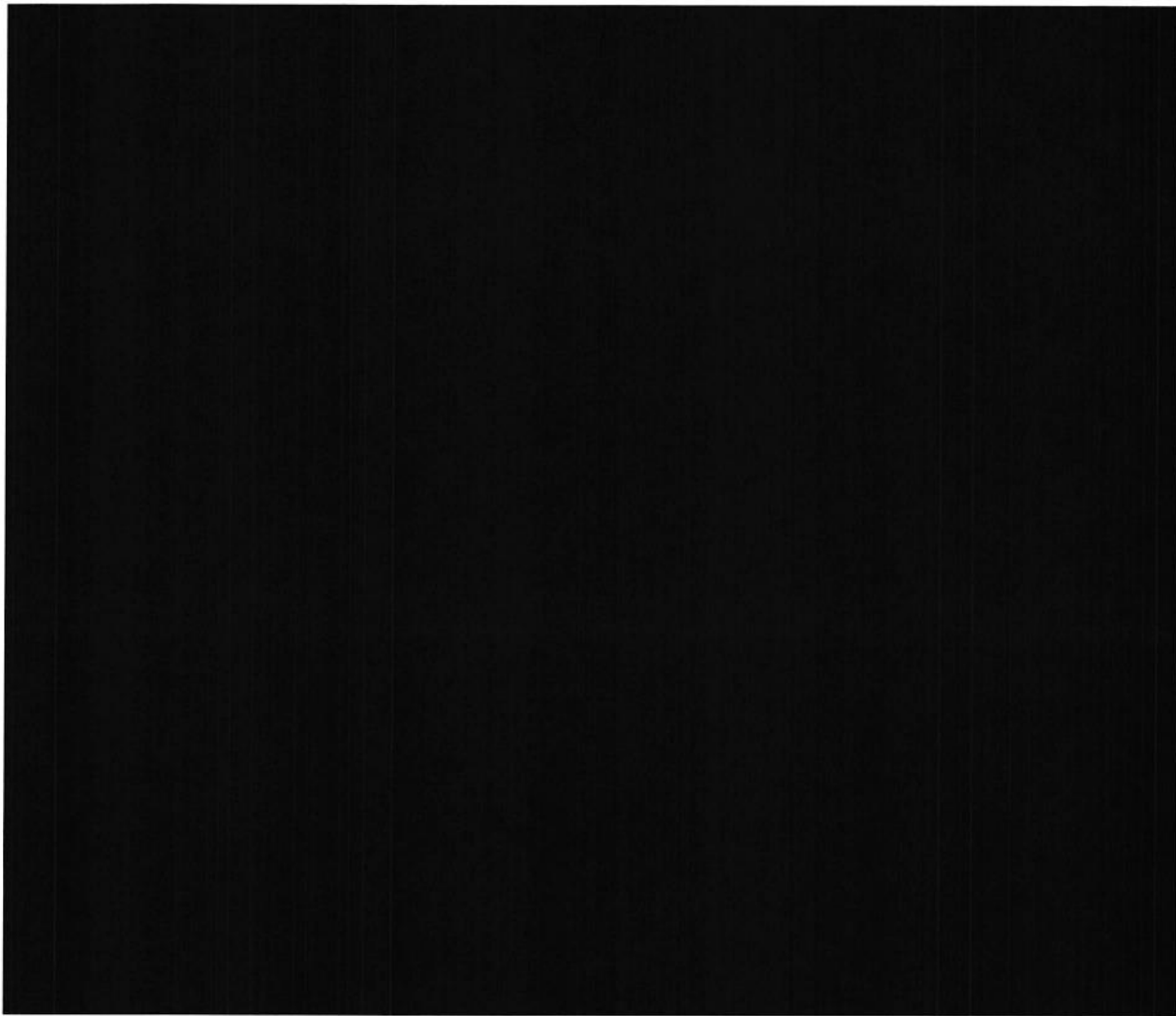
Consolidated Financial Statements for the years ended December 31, 2023 and 2022



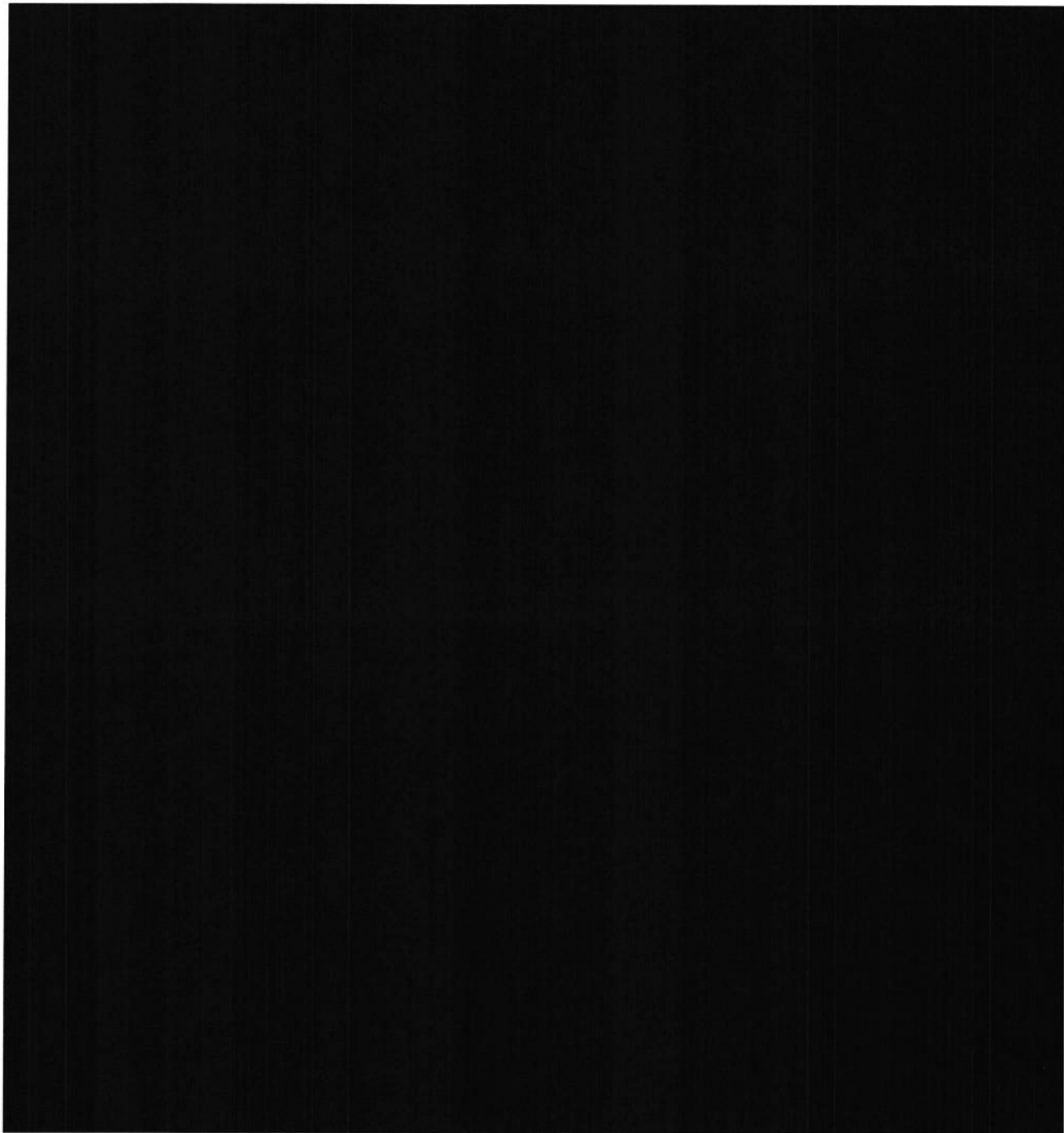
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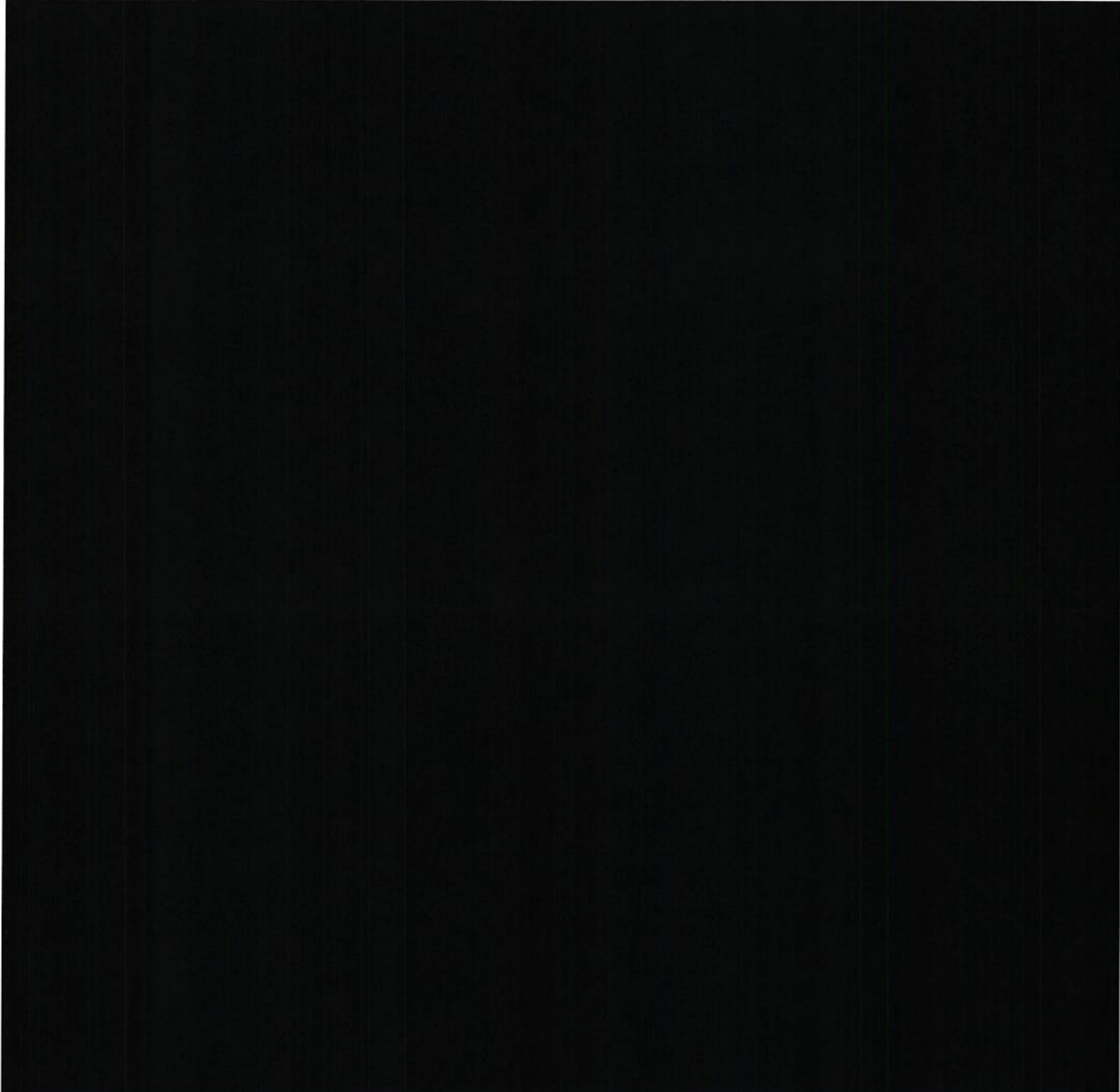


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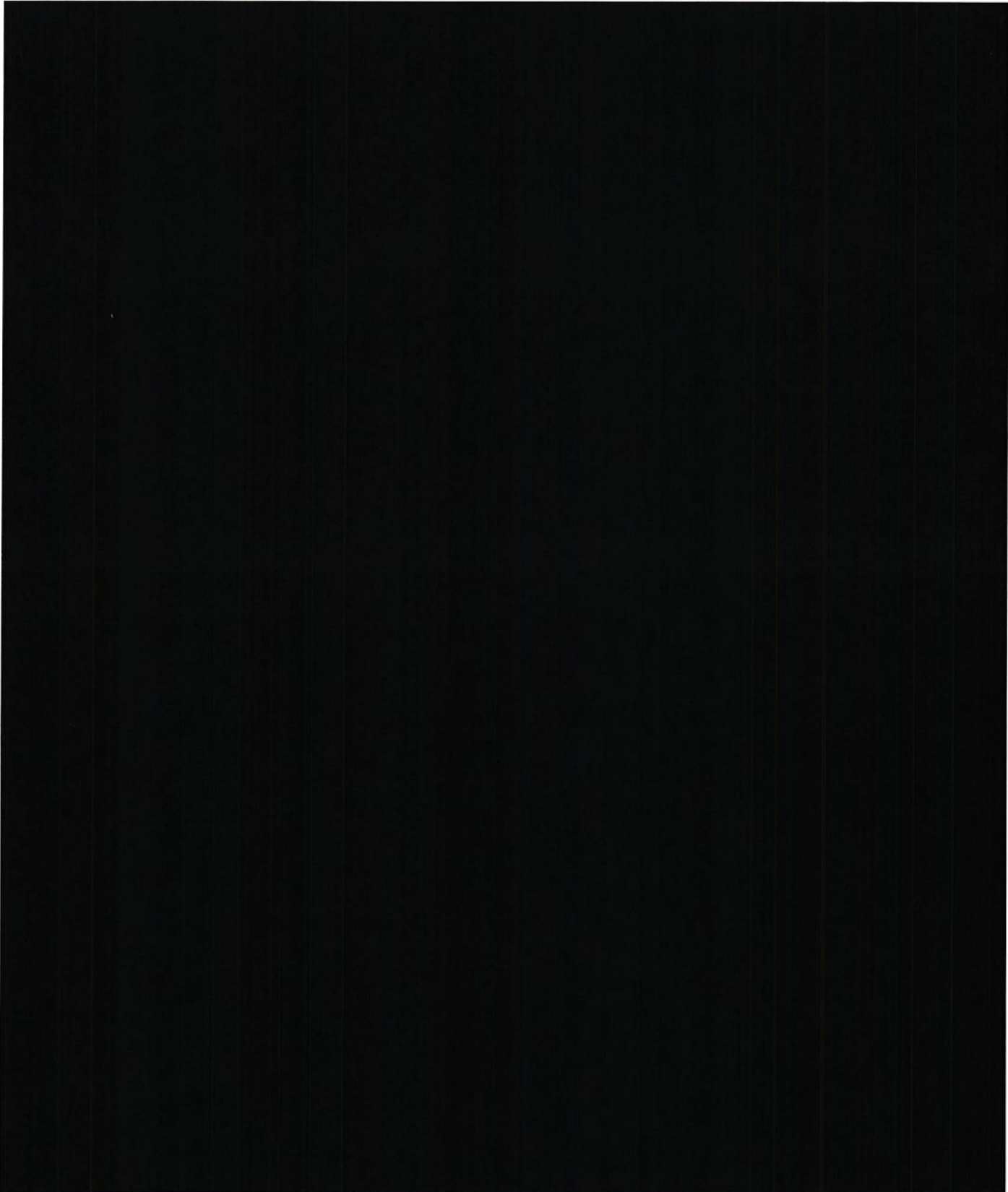


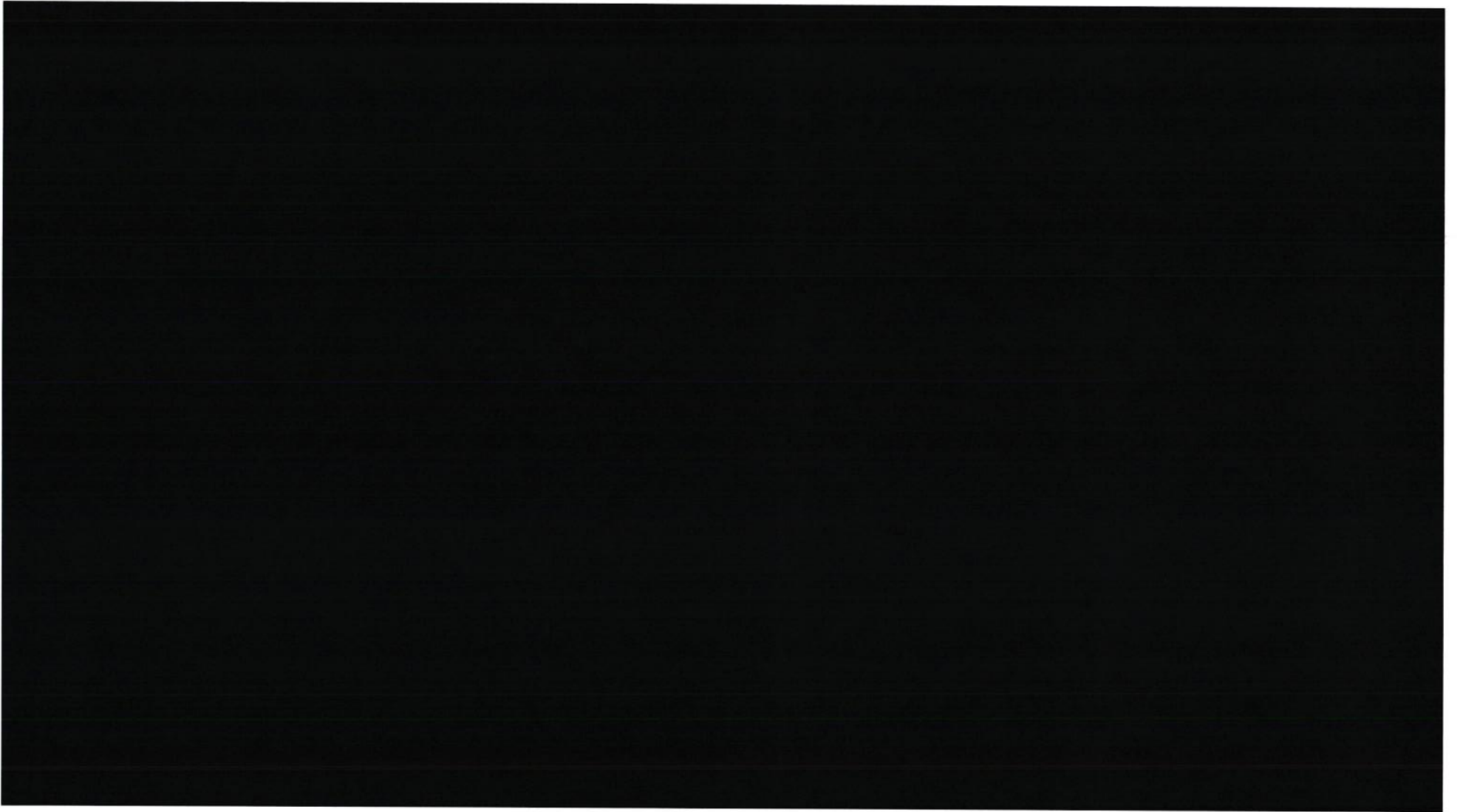


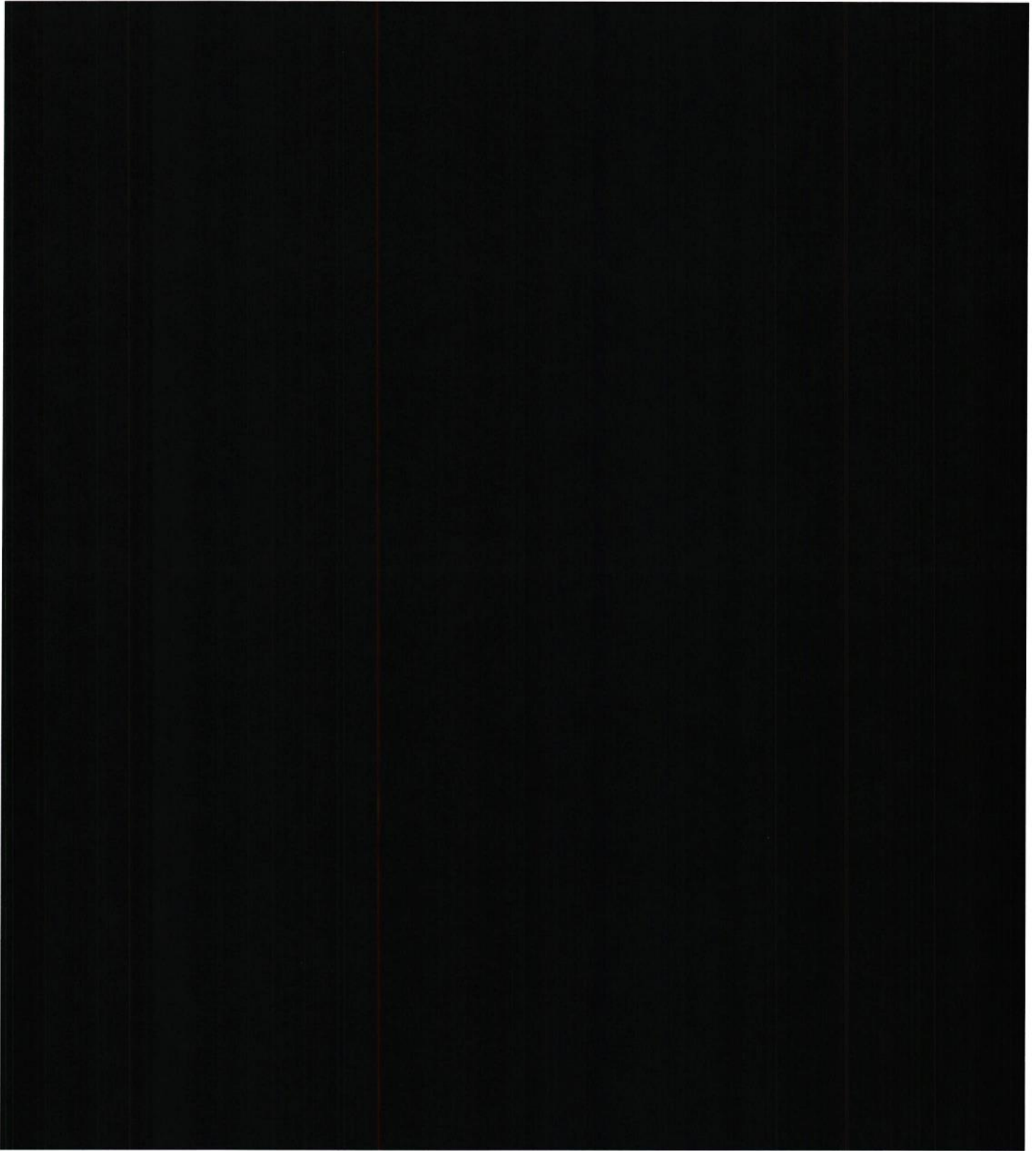


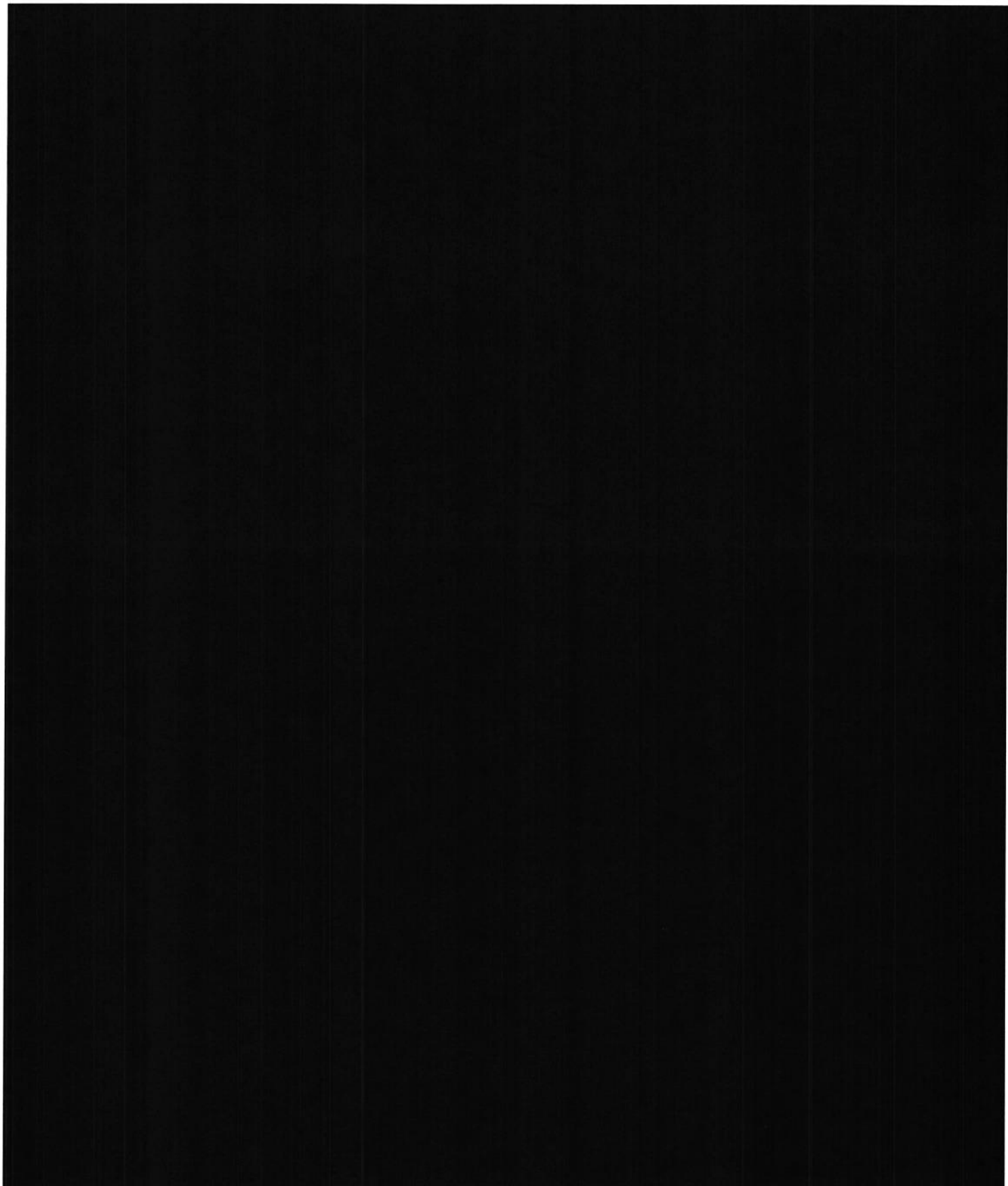


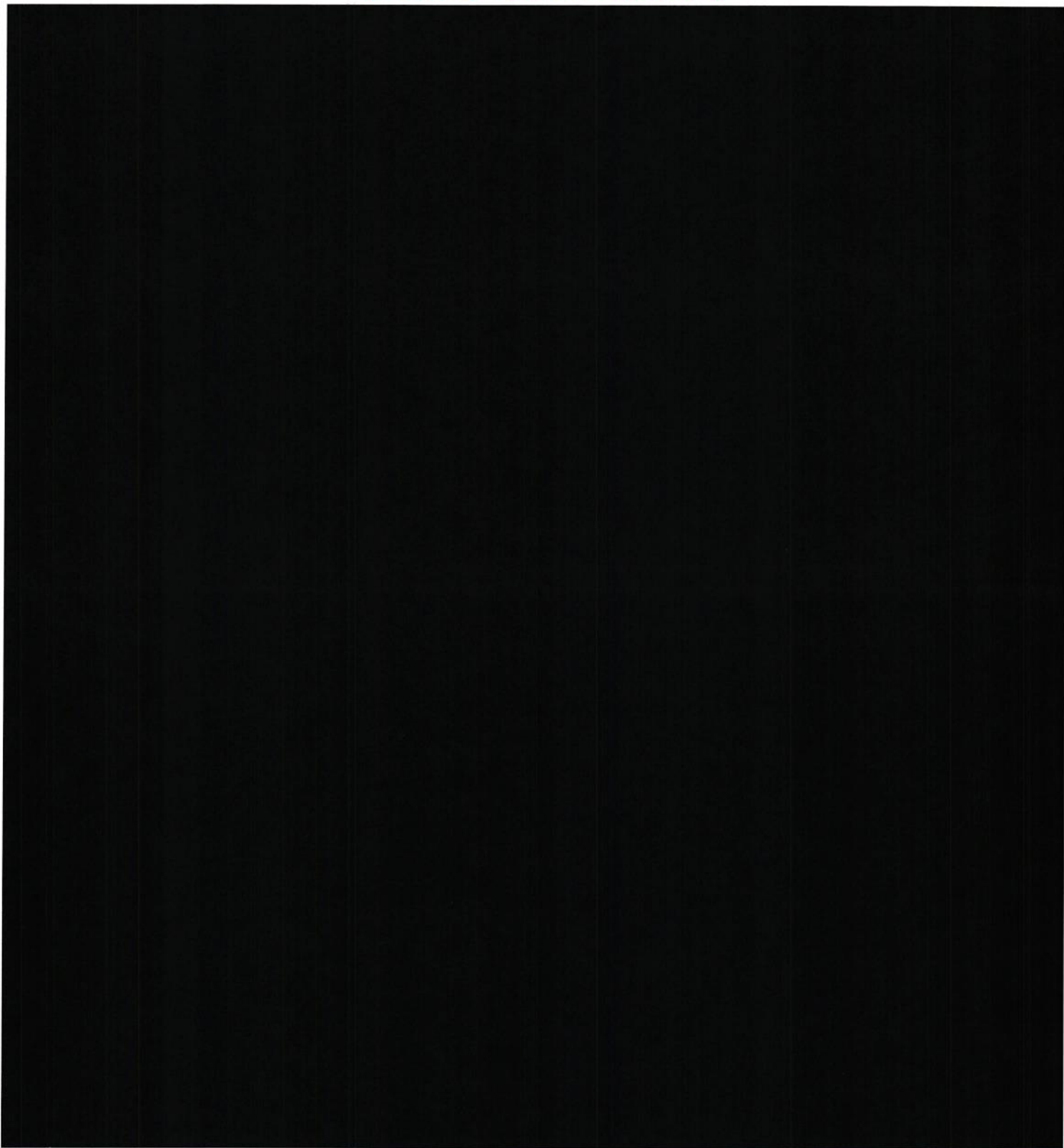




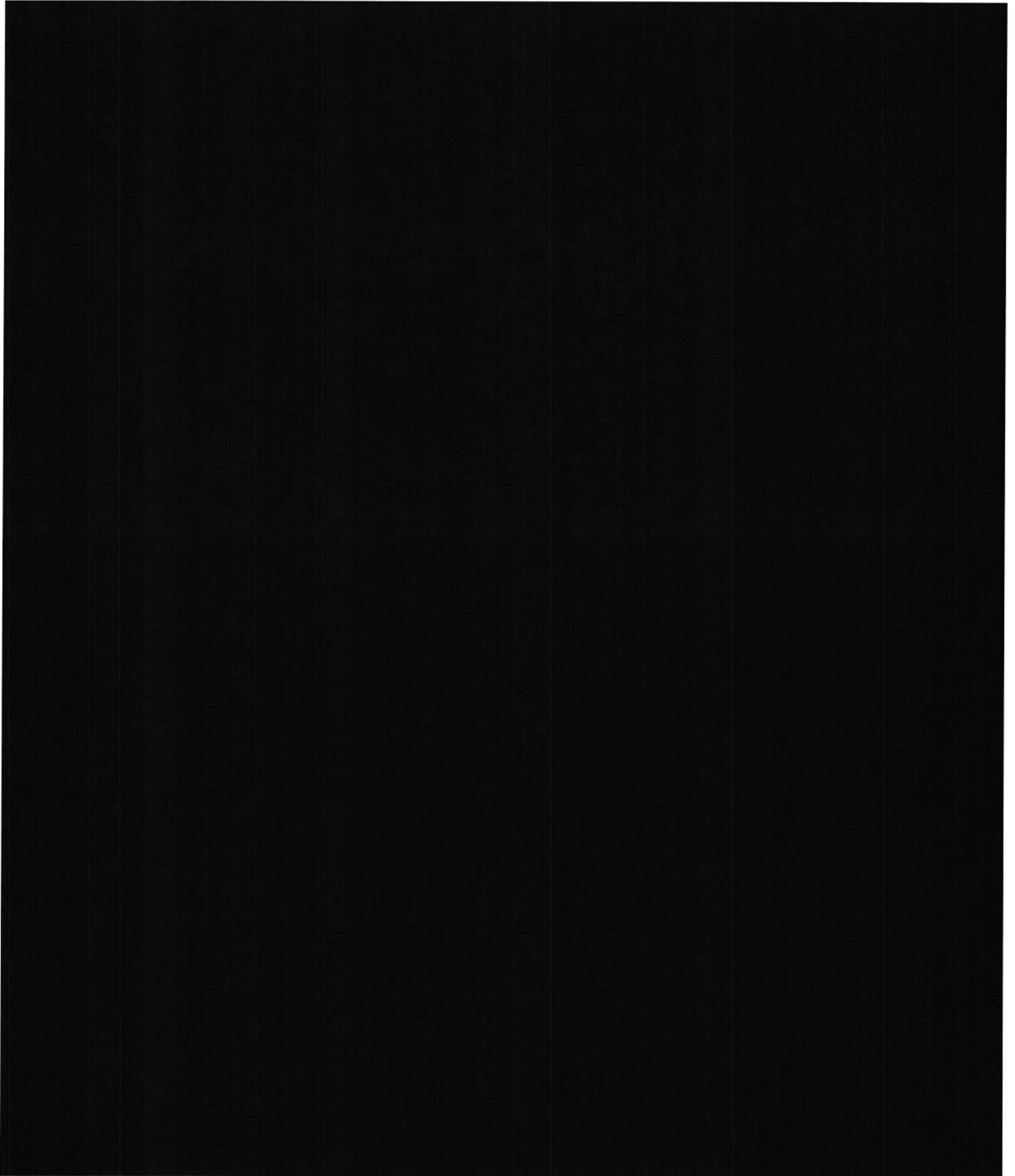


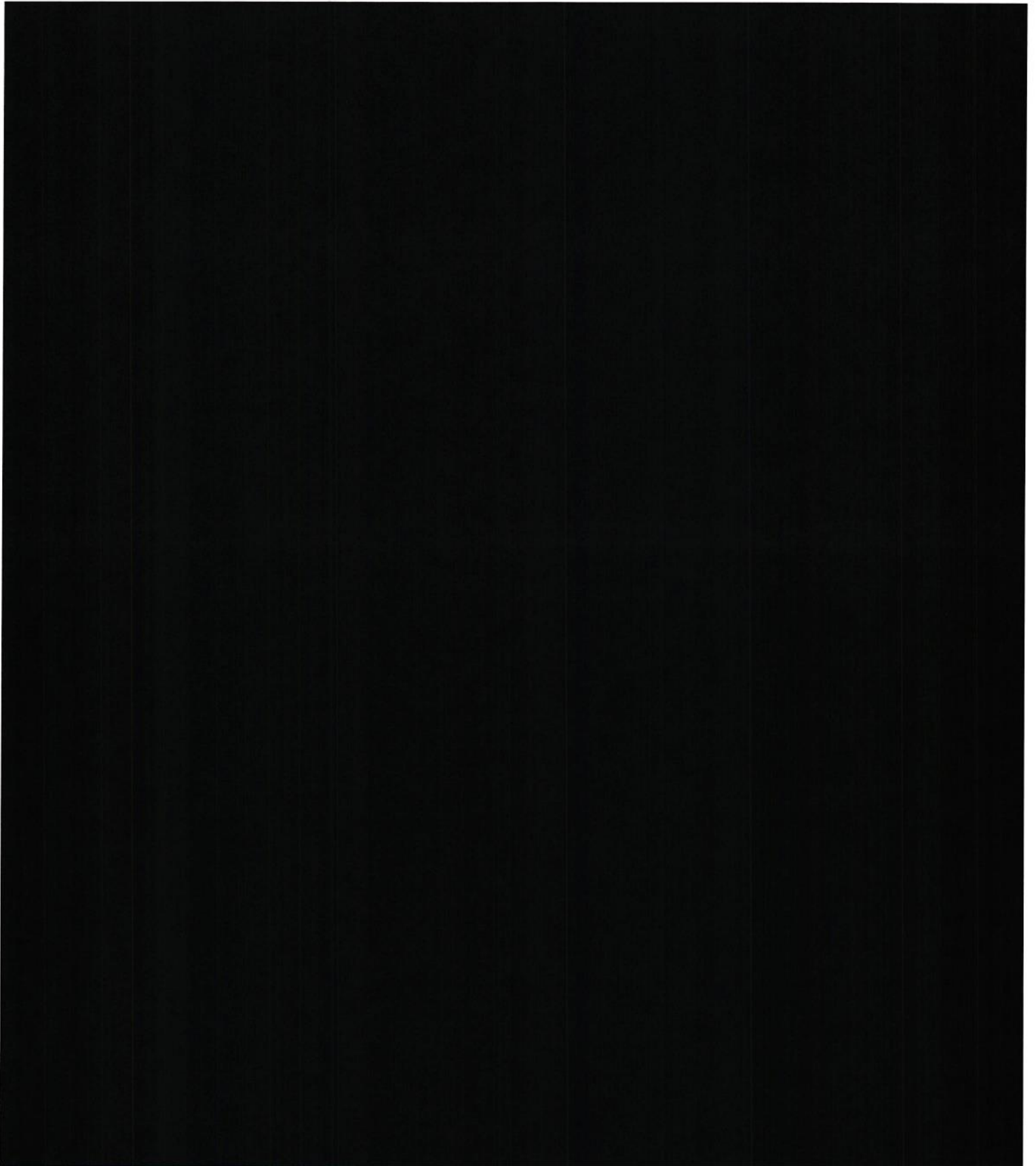






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