

# AmericanWats

550 Pinetown Road  
Suite 205  
Fort Washington, PA 19034

215-443-9700  
FAX 215-542-1030  
1-800-331-WATS

February 12, 1992

TO: Florida Public Service Commission  
Division of Administration, Room G-50  
101 East Gaines Street  
Tallahassee, FL 32399-0850

920154-TI

Enclosed, please find:

1. Check for \$250.00 (attached)
2. Original Application, plus 12 copies
3. Tariff, plus 12 copies

RECEIVED  
FEB 18 8 17 AM 92  
ADMINISTRATIVE  
MAIL ROOM

DOCUMENT NUMBER-DATE  
01697 FEB 18 1992  
PSC-RECORDS/REPORTING

**\*\* FLORIDA PUBLIC SERVICE COMMISSION \*\***

**DIVISION OF COMMUNICATIONS**  
**BUREAU OF SERVICE EVALUATION**  
101 E. Gaines Street  
Fletcher Building  
Tallahassee, Florida 32399-0866

**APPLICATION FORM**  
for  
**AUTHORITY TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICE**  
**WITHIN THE STATE OF FLORIDA**

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**Instructions**

- A. This form is used for an original application for a certificate and for approval of sale, assignment or transfer of an existing certificate. In case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee (See Appendix A).
- B. Respond to each item requested in the application and appendices. If an item is not applicable, please explain why.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. If you have questions about completing the form, contact:

Florida Public Service Commission  
Division of Communications  
Bureau of Service Evaluation  
101 East Gaines Street  
Tallahassee, Florida 32399-0866  
(904) 488-1280

- E. Once completed, submit the original and twelve (12) copies of this form along with a non-refundable application fee of \$250.00 to:

Florida Public Service Commission  
Division of Administration, Room G-50  
101 East Gaines Street  
Tallahassee, Florida 32399-0850  
(904) 488-4733

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FORM PSC/CMU 31 (4/91)  
Required by Commission Rule Nos. 25-24.471,  
25-24.473 & 25-24.480(2)

DOCUMENT NUMBER-DATE  
01697 FEB 18 1992  
FPSC-RECORDS/REPORTING

1: This is an application for (check one): <sup>C366</sup> FEB 17 '92

- Original Authority (New company).  
 Approval of Transfer (To another certificated company).  
 Approval of Assignment of existing certificate (To a noncertificated company).  
 Approval for transfer of control (To another certificated company).

2. Name of corporation, partnership, cooperative, joint venture or ~~sole proprietorship~~:

AMERICAN WATS, INC.

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

AMERICAN WATS

4. National address (including street name & number, post office box, city, state and zip code).

550 PINETOWN ROAD, SUITE #205  
 FORT WASHINGTON, PA 19034

5. Florida address (including street name & number, post office box, city, state and zip code):

N/A -- ONLY TELEMARKETING

6. Structure of organization:

- Individual  Corporation  
 Foreign Corporation  Foreign Partnership  
 General Partnership  Limited Partnership  
 Other, \_\_\_\_\_

7. If applicant is an individual or partnership, please give name, title and address of sole proprietor or partners.

- (a) Provide proof of compliance with the foreign limited partnership statute (Chapter 620.169 FS), if applicable.

- (b) Provide proof of compliance with the fictitious name statute (Chapter 865.09 FS), if applicable.

Fictitious name registration number: \_\_\_\_\_

- (c) Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(1) 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, please explain.

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

8. If incorporated, please give:

- (a) Proof from the Florida Secretary of State that the applicant has authority to operate in Florida.

Corporate charter number: APPLIED FOR

- (b) Name and address of the company's Florida registered agent. MURRAY NORKIN

1200 NW 78<sup>TH</sup> ST., SUITE #400, MIAMI, FL 33126

- (c) Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(1) 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, please explain.

N/A

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

9. Who will serve as liaison with the Commission in regard to (please give name, title, address and telephone number):

- (a) The application; JOSEPH C. VALENTI, PRES.  
AMERICAN WATS, INC. (215) 443-9700  
550 PINETOWN RD. #205 FORT WASHINGTON, PA
- (b) Official Point of Contact for the ongoing 19034 operations of the company;

SAME AS (a)

(c) Tariff;

SAME AS (a)

(d) Complaints/Inquiries from customers;

VICTORIA HENNESEY - CUST. SERV. MGR.  
(SAME ADDRESS + TELEPHONE # AS ABOVE)

10. List the states in which the applicant:

(a) Has operated as an interexchange carrier.

NONE

(b) Has applications pending to be certificated as an interexchange carrier.

NONE

(c) Is certificated to operate as an interexchange carrier.

NONE

(d) Has been denied authority to operate as an interexchange carrier and the circumstances involved.

NONE

(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.

*NONE*

11. The applicant will provide the following interexchange carrier services (Check all that apply):

- MTS with distance sensitive per minute rates  
 Method of access is FGA  
 Method of access is FGB  
 Method of access is FGD  
 Method of access is 800

- MTS with route specific rates per minute  
 Method of access is FGA  
 Method of access is FGB  
 Method of access is FGD  
 Method of access is 800

- MTS with statewide flat rates per minute (i.e. not distance sensitive)  
 Method of access is FGA  
 Method of access is FGB  
 Method of access is FGD  
 Method of access is 800

MTS for pay telephone service providers

Block-of-time calling plan (Reach out Florida, Ring America, etc.).

800 Service (Toll free)

- WATS type service (Bulk or volume discount)  
 Method of access is via dedicated facilities  
 Method of access is via switched facilities

\_\_\_ Private Line services (Channel Services)  
(For ex. 1.544 mbs., DS-3, etc.)

\_\_\_ Travel Service  
\_\_\_ Method of access is 950  
\_\_\_ Method of access is 800

\_\_\_ 900 service

\_\_\_ Operator Services  
\_\_\_ Available to presubscribed customers  
\_\_\_ Available to non presubscribed customers (for  
example to patrons of hotels, students in  
universities, patients in hospitals  
\_\_\_ Available to inmates

**Services included are:**

\_\_\_ Station assistance  
\_\_\_ Person to Person assistance  
\_\_\_ Directory assistance  
\_\_\_ Operator verify and interrupt  
\_\_\_ Conference Calling

\_\_\_ Other:

12. What does the end user dial for each of the interexchange carrier services that were checked in services included (above).

*0 + POTS*

13. What services will the applicant offer to other certificated telephone companies:

( ) Facilities. ( ) Operators.  
( ) Billing and Collection. ( ) Sales.  
( ) Maintenance.  
 Other: N/A

14. Will your marketing program:

- Pay commissions?
- Offer sales franchises?
- Offer multi-level sales incentives?
- Offer other sales incentives?

15. Explain any of the offers checked in question 15 (To whom, what amount, type of franchise, etc.).

16. Who will receive the bills for your service (Check all that apply)?

- Residential customers.
- Business customers.
- PATS providers.
- PATS station end-users.
- Hotels & motels.
- Hotel & motel guests.
- Universities.
- Univ. dormitory residents.
- Other: (specify) \_\_\_\_\_.

17. Please provide the following (if applicable):

- (a) Will the name of your company appear on the bill for your services, and if not who will the billed party contact to ask questions about the bill (provide name and phone number) and how is this information provided?

YES, AMERICAN WATS' NAME + PHONE # WILL APPEAR ON BILL.

- (b) Name and address of the firm who will bill for your service.

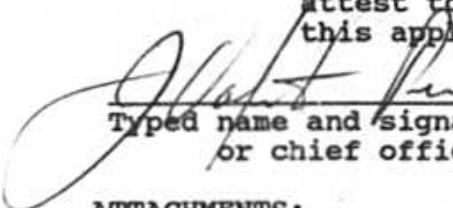
DIGITAL COMMUNICATIONS OF AMERICA, INC.  
330 WEST GRAY, SUITE #509  
NORMAN, OK 73069

18. Please submit the proposed tariff under which the company plans to begin operation. Use the format required by Commission Rule 25-24.485 (example enclosed).



**\*\* APPLICANT ACKNOWLEDGEMENT STATEMENT \*\***

1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of .15 of one percent of its 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. **GROSS RECEIPTS TAX:** I understand that all telephone companies must pay a gross receipts tax of one and one-half percent on all intra and interstate business.
3. **SALES TAX:** I understand that a seven percent sales tax must be paid on intra and interstate revenues.
4. **APPLICATION FEE:** A non-refundable application fee of \$250.00 must be submitted with the application.
5. **LEC BYPASS RESTRICTIONS:** I acknowledge the Commission's policy that interexchange carriers shall not construct facilities to bypass the LECs without first demonstrating to the Commission that the LEC cannot offer the needed facilities at a competitive price and in a timely manner.
6. **RECEIPT AND UNDERSTANDING OF RULES:** I acknowledge receipt and understanding of the Florida Public Service Commission's Rules and Orders relating to my provision of interexchange telephone service in Florida. I also understand that it is my responsibility to comply with all current and future Commission requirements regarding interexchange telephone service.
7. **ACCURACY OF APPLICATION:** By my signature below, I attest to the accuracy of the information contained in this application and associated attachments.

  
Typed name and signature of owner  
or chief officer.

2-12-92  
Date

→ JOSEPH C. VALENTI  
PRESIDENT

**ATTACHMENTS:**

- A - CERTIFICATE TRANSFER STATEMENT
- B - CUSTOMER DEPOSITS AND ADVANCE PAYMENTS
- C - INTRASTATE NETWORK
- D - FLORIDA TELEPHONE EXCHANGES  
AND EAS ROUTES
- E - GLOSSARY

FORM PSC/CMU 31 (4/91)

**\*\* APPENDIX A \*\***

**CERTIFICATE TRANSFER STATEMENT**

I, (TYPED NAME),  
current holder of certificate number \_\_\_\_\_, have  
reviewed this application and join in the petitioner's request.

*NOT  
NEEDED*

\_\_\_\_\_  
Signature of owner or chief  
officer of the certificate  
holder

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

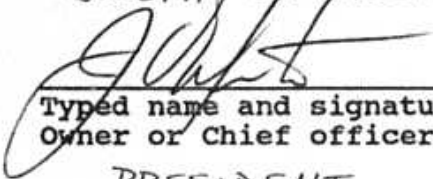
**\*\* APPENDIX B \*\***

**CUSTOMER DEPOSITS AND ADVANCE PAYMENTS**

A statement of how the Commission can be assured of the security of the customer's deposits and advance payments may be responded to in one of the following ways (applicant please check one):

- (X)           The applicant will not collect deposits nor will it collect payments for service more than one month in advance.
- ( )           The applicant will file with the Commission and maintain a surety bond in an amount equal to the current balance of deposits and advance payments in excess of one month. (Bond must accompany application.)

JOSEPH C. VALENTI

  
\_\_\_\_\_  
Typed name and signature of  
Owner or Chief officer

PRESIDENT

\_\_\_\_\_  
Title

2-12-92  
\_\_\_\_\_  
Date

**\*\* APPENDIX C \*\***

**INTRASTATE NETWORK**

1. **POP:** Addresses where located, and indicate if owned or leased.

1) *N/A* 2)

3) 4)

2. **SWITCHES:** Address where located, by type of switch, and indicate if owned or leased.

1) *N/A* 2)

3) 4)

3. **TRANSMISSION FACILITIES:** Pop-to-Pop facilities by type of facilities (microwave, fiber, copper, satellite, etc.) and indicate if owned or leased.

1) POP-to-POP                      TYPE                      OWNERSHIP

2) *N/A*

4. **ORIGINATING SERVICE:** Please provide the list of exchanges where you are proposing to provide originating service within thirty (30) days after the effective date of the certificate (Appendix D).

*ALL EQUAL ACCESS EXCHANGES*

5. **TRAFFIC RESTRICTIONS:** Please explain how the applicant will comply with the EAEA requirements contained in Commission Rule 25-24.471 (4) (a) (copy enclosed).

N/A-- RESELLER OF ALREADY REGISTERED  
AT+T PRODUCTS.

6. **CURRENT FLORIDA INTRASTATE SERVICES:** Applicant has (X) or has not ( ) previously provided intrastate telecommunications in Florida. If the answer is has, fully describe the following:

- a) What services have been provided and when did these services begin? *AGGREGATOR OF AT+T DISCOUNT PROGRAMS. 11/91*
- b) If the services are not currently offered, when were they discontinued?

*JOSEPH G. VALENTI*

*[Signature]*  
\_\_\_\_\_  
Typed name and signature or  
Owner or Chief officer.

*PRESIDENT*  
\_\_\_\_\_  
Title

Title

*2-17-92*  
\_\_\_\_\_  
Date

**\*\* APPENDIX D \*\***

**FLORIDA TELEPHONE EXCHANGES**

**AND**

**EAS ROUTES**

*ALL SERVICE AREAS  
IN STATE OF FLORIDA.*

Describe the service area in which you hold yourself out to provide service by telephone company exchange. If all services listed in your tariff are not offered at all locations, so indicate.

In an effort to assist you, attached is a list of major exchanges in Florida showing the small exchanges with which each has extended area service (EAS).

JOSEPH C. VALENTI

Typed name and signature of  
Owner/Chief officer

Title

PRESIDENT

FLORIDA TELEPHONE EXCHANGES

PERSON COMPLETING FORM	SIGNATURE			DATE		
Alachua.....	Cherry Lake.....	Ft. Meade.....	Jacksonville.....	Melbourne.....	Panama City.....	Spring Lake.....
Alford.....	Chiefland.....	Ft. Morris.....	Jacksonville Bch..	Melrose.....	Panama City Beach..	Starke.....
Alligator Point...	Chipley.....	Ft. Myers Beach...	Jasper.....	Miami.....	Paxton.....	Stuart.....
Altha.....	Citra.....	Ft. Pierce.....	Jay.....	Micanopy.....	Pensacola.....	Sugarloaf Key.....
Apalachicola.....	Clearwater.....	Ft. Walton Beach...	Jennings.....	Middleburg.....	Perrine.....	Sunny Hills.....
Apopka.....	Clermont.....	Ft. White.....	Jensen Beach.....	Milton.....	Perry.....	Tallahassee.....
Arcadia.....	Clewiston.....	Freeport.....	Julington.....	Molino.....	Pierson.....	Tampa.....
Archer.....	Cocoa.....	Frostproof.....	Jupiter.....	Monticello.....	Pine Island.....	Tarpon Springs....
Astor.....	Cocoa Beach.....	Gainesville.....	Keaton Beach.....	Montverde.....	Plant City.....	Tavares.....
Avon Park.....	Coral Springs.....	Geneva.....	Kenansville.....	Moore Haven.....	Polk City.....	The Beaches.....
Baker.....	Cottontdale.....	Glendale.....	Key Largo.....	Mount Dora.....	Posona Park.....	Titusville.....
Baldwin.....	Crawfordville.....	Graceville.....	Key West.....	Mulberry.....	Pompano Beach.....	Trenton.....
Bartow.....	Crescent City.....	Grand Ridge.....	KeyStone Heights..	Munson.....	Ponce De Leon.....	Trilacocchie.....
Belle Glade.....	Crestview.....	Green Cove Spa....	Kingsley Lake.....	Myakka.....	Ponte Vedra Beach..	Tyndall AFB.....
Belleview.....	Cross City.....	Greenboro.....	Kissimmee.....	Naples.....	Port Charlotte....	Umatilla.....
Beverly Hills.....	Crystal River.....	Greenville.....	La Belle.....	New Port Richey...	Port St Joe.....	Valparaiso.....
Big Pine.....	Dade City.....	Greenwood.....	Lady Lake.....	New Smyrna Beach..	Port St Lucie.....	Venice.....
Blountstown.....	Daytona Beach.....	Gretna.....	Lake Buena Vista..	Newberry.....	Punta Gorda.....	Vernon.....
Boca Grande.....	Deberry.....	Groveland.....	Lake Butler.....	North Cape Coral..	Quincy.....	Vero Beach.....
Boca Raton.....	Deerfield Beach..	Gulf Breeze.....	Lake City.....	North Dade.....	Raiford.....	Waldo.....
Bonifay.....	Defuniak Springs..	Haines City.....	Lake Placid.....	North Fort Myers..	Reedy Creek.....	Walnut Hill.....
Bonita Springs....	Deland.....	Hastings.....	Lake Wales.....	North Key Largo...	Reynolds Hill.....	Wauchula.....
Bouling Green....	DeLeon Springs...	Havana.....	Lakeland.....	North Naples.....	St. Augustine.....	Weekiwachee Spa...
Boynton Beach....	Delray Beach.....	Hawthorne.....	Laurel Hill.....	North Port.....	St. Cloud.....	Melaka.....
Bradenton.....	Destin.....	High Springs.....	Lawtey.....	Oak Hill.....	St. Marks.....	Wellborn.....
Branford.....	Douling Park.....	Hilliard.....	Lee.....	Ocala.....	St. Petersburg....	West Kissimmee....
Bristol.....	Dunnellon.....	Nobe Sound.....	Leesburg.....	Okeechobee.....	Sait Springs.....	West Palm Beach..
Bronson.....	East Orange.....	Holley Navarre....	Lehigh Acres.....	Oklawaha.....	San Antonio.....	Westville.....
Brooker.....	Eastpoint.....	Hollywood.....	Live Oak.....	Old Town.....	Sanderson.....	Wewahitchka.....
Brooksville.....	Eau Gallie.....	Homestead.....	Lynn Haven.....	Orange City.....	Sanford.....	White Springs.....
Bunnell.....	Englewood.....	Nomosassa Springs.	Luraville.....	Orange Park.....	Sanibel-Captive...	Wildwood.....
Bushnell.....	Eustis.....	Nosford.....	MacClenney.....	Orange Springs...	Santa Rosa Beach..	Williston.....
Callahan.....	Everglades.....	.....	Madison.....	Orlando.....	Sarasota.....	Windermere.....
Cantonment.....	Fernandina Beach..	Hudson.....	Malone.....	Oviedo.....	Seagrove Beach....	Winter Garden.....
Cape Coral.....	Flagler Beach.....	Immokalee.....	Marathon.....	Pace.....	Sebastian.....	Winter Haven.....
Cape Haze.....	Florahome.....	Indian Lake.....	Marco Island.....	Pahokee.....	Sebring.....	Winter Park.....
Carrabelle.....	Fla Boys Ranch....	Indiantown.....	Marianna.....	Palatka.....	Shalimar.....	Yankeetown.....
Cedar Keys.....	Forest.....	Interlachen.....	Maxville.....	Palm Coast.....	Silver Spa.Shores.	Youngstown-Fo ...
Century.....	Ft. George.....	Inverness.....	Mayo.....	Palmetto.....	Sneads.....	Yulee.....
Chattahoochee....	Ft.Lauderdale....	Islamorada.....	McIntosh.....	Panacea.....	Sopchoppy.....	Zephyrhills.....
						Zolfo Springs.....

**\*\* FLORIDA EAS FOR MAJOR EXCHANGES \*\***

<u>Extended Service Area</u>	<u>with</u>	<u>These Exchanges</u>
<b>PENSACOLA:</b>		Cantonment, Gulf Breeze Pace, Milton Holley-Navarre.
<b>PANAMA CITY:</b>		Lynn Haven, Panama City Beach, Youngstown-Fountain and Tyndall AFB.
<b>TALLAHASSEE:</b>		Crawfordville, Havana, Monticello, Panacea, Sopchoppy and St. Marks.
<b>JACKSONVILLE:</b>		Baldwin, Ft. George, Jacksonville Beach, Callahan, Maxville, Middleburg Orange Park, Ponte Vedra and Julington.
<b>GAINESVILLE:</b>		Alachua, Archer, Brooker, Hawthorne, High Springs, Melrose, Micanopy, Newberry and Waldo.
<b>OCALA:</b>		Belleview, Citra, Dunnellon, Forest Lady Lake (B21), McIntosh, Oklawaha, Orange Springs, Salt Springs and Silver Springs Shores.
<b>DAYTONA BEACH:</b>		New Smyrna Beach.
<b>TAMPA:</b>		Central     None East        Plant City North       Zephyrhills South       Palmetto West        Clearwater
<b>CLEARWATER:</b>		St. Petersburg, Tampa-West and Tarpon Springs.
<b>ST. PETERSBURG:</b>		Clearwater.
<b>LAKELAND:</b>		Bartow, Mulberry, Plant City, Polk City and Winter Haven.



**\*\* FLORIDA EAS MAJOR EXCHANGES CONTINUE \*\***

**ORLANDO:** Apopka, East Orange, Lake Buena Vista, Oviedo, Windermere, Winter Garden, Winter Park, Montverde, Reedy Creek, and Oviedo-Winter Springs.

**WINTER PARK:** Apopka, East Orange, Lake Buena Vista, Orlando, Oviedo, Sanford, Windermere, Winter Garden, Oviedo-Winter Springs, Reedy Creek, Geneva and Montverde.

**TITUSVILLE:** Cocoa and Cocoa Beach.

**COCOA:** Cocoa Beach, Eau Gallie, Melbourne and Titusville.

**MELBOURNE:** Cocoa, Cocoa Beach, Eau Gallie and Sebastian.

**SARASOTA:** Bradenton, Myakka and Venice.

**FT. MYERS:** Cape Coral, Ft. Myers Beach, North Cape Coral, North Ft. Myers, Pine Island, Lehigh Acres and Sanibel-Captiva Islands.

**NAPLES:** Marco Island and North Naples.

**WEST PALM BEACH:** Boynton Beach and Jupiter.

**POMPANO BEACH:** Boca Raton, Coral Springs, Deerfield Beach and Ft. Lauderdale.

**FT. LAUDERDALE:** Coral Springs, Deerfield Beach, Hollywood and Pompano Beach.

**HOLLYWOOD:** Ft. Lauderdale and North Dade.

**NORTH DADE:** Hollywood, Miami and Perrine.

**MIAMI:** Homestead, North Dade and Perrine

**\*\* APPENDIX E \*\***

**\*\* GLOSSARY \*\***

**ACCESS CODE:** The term denotes a uniform four or seven digit code assigned to an individual IXC. The five digit code has the form 10XXX and the seven digit code has the form 950-10XX.

**BYPASS:** Transmission facilities that go direct from the local exchange end user to an IXC point of presence, thus bypassing the local exchange company.

**CARRIERS CARRIER:** An IXC that provides telecommunications service, mainly bulk transmission service, to other IXC only.

**CENTRAL OFFICE:** A local operating unit by means of which connections are established between subscribers' lines and trunk or toll lines to other central offices within the same exchange or other exchanges. Each three (3) digit central office code (NXX) used shall be considered a separate central office unit.

**CENTRAL OFFICE CODE:** The term denotes the first three digits (NXX) of the seven (7) digit telephone number assigned to a customer's telephone exchange service.

**COMMISSION:** The Florida Public Service Commission.

**COMPANY, TELEPHONE COMPANY, UTILITY:** These terms may be used interchangeably herein and shall mean any person, firm, partnership or corporation engaged in the business of furnishing communication service to the public under the jurisdiction of the Commission.

**DEDICATED FACILITY:** The term denotes a transmission circuit which is permanently for the exclusive use of a customer or a pair of customers.

**END USER:** The term denotes any individual, partnership, association, corporation, governmental agency or any other entity which (A) obtains a common line, uses a pay telephone or obtains interstate service arrangements in the operating territory of the company or (B) subscribes to interstate services provided by an IXC or uses the services of the IXC when the IXC provides interstate service for its own use.

**EQUAL ACCESS EXCHANGE AREAS:** EAEA means a geographic area, configured based on 1987 planned toll center/access tandem areas, in which local exchange companies are responsible for providing equal access to both carriers and customers of carriers in the most economically efficient manner.

**EXCHANGE:** The entire telephone plant and facilities used in providing telephone service to subscribers located in an exchange area. An exchange may include more than one central office unit.

**EXCHANGE (SERVICE) AREA:** The territory, including the base rate suburban and rural areas served by an exchange, within which local telephone service is furnished at the exchange rates applicable within that area.

**EXTENDED AREA SERVICE:** A type of telephone service furnished under tariff provision whereby subscribers of a given exchange or area may complete calls to, and receive messages from, one or more other contiguous exchanges without toll charges, or complete calls to one or more other exchanges without toll message charges.

**FACILITIES BASED:** An IXC that has its own transmission and/or switching equipment or other elements of equipment and does not rely on others to provide this service.

**FOREIGN EXCHANGE SERVICES:** A classification of exchange service furnished under tariff provisions whereby a subscriber may be provided telephone service from an exchange other than the one from which he would normally be served.

**FEATURE GROUPS:** General categories of unbundled tariffs to stipulate related services.

**Feature Group A:** Line side connections presently serving specialized common carriers.

**Feature Group B:** Trunk side connections without equal digit or code dialing.

**Feature Group C:** Trunk side connections presently serving AT&T-C.

**Feature Group D:** Equal trunk access with subscription.

**INTEREXCHANGE COMPANY:** means any telephone company, as defined in Section 364.02(4), F.S. (excluding Payphone Providers), which provides telecommunication service between exchange areas as those areas are described in the approved tariffs of individual local exchange companies.

**INTER-OFFICE CALL:** A telephone call originating in one central office unit or entity but terminating in another central office unit or entity both of which are in the same designated exchange area.

**INTRA-OFFICE CALL:** A telephone call originating and terminating within the same central office unit or entity.  
FORM PSC/CMU 31 (4/91)

**INTRASTATE COMMUNICATIONS:** The term denotes any communications in Florida subject to oversight by the Florida Public Service Commission as provided by the laws of the State.

**INTRA-STATE TOLL MESSAGE:** Those toll messages which originate and terminate within the same state.

**LOCAL ACCESS AND TRANSPORT AREA:** LATA means the geographic area established for the administration of communications service. It encompasses designated exchanges, which are grouped to serve common social, economic and other purposes.

**LOCAL EXCHANGE COMPANY (LEC):** Means any telephone company, as defined in Section 364.02(4), F.S., which, in addition to any other telephonic communication service, provides telecommunication service within exchange areas as those areas are described in the approved tariffs of the telephone company.

**OPTIONAL CALLING PLAN:** An optional service furnished under tariff provisions which recognizes a need of some subscribers for extended area calling without imposing the cost on the entire body of subscribers.

**900 SERVICE:** A service similar to 800 service, except this service is charged back to the customer based on first minute plus additional minute usage.

**PIN NUMBER:** A group of numbers used by a company to identify their customers.

**PAY TELEPHONE SERVICE COMPANY:** Means any telephone company, other than a Local Exchange Company, which provides pay telephone service as defined in Section 364.335(4), F.S.

**POINT OF PRESENCE (POP):** Bell-coined term which designates the actual (physical) location of an IXC's facility. Replaces some applications of the term "demarcation point."

**PRIMARY SERVICE:** Individual line service or party line service.

**RESELLER:** An IXC that does not have certain facilities but purchases telecommunications service from an IXC and then resells that service to others.

**STATION:** A telephone instrument consisting of a transmitter, receiver, and associated apparatus so connected as to permit sending and/or receiving telephone messages.

**SUBSCRIBER, CUSTOMER:** These terms may be used interchangeably herein and shall mean any person, firm, partnership, corporation, municipality, cooperative organization, or governmental agency supplied with communication service by a telephone company.

**SUBSCRIBER LINE:** The circuit or channel used to connect the subscriber station with the central office equipment.

**SWITCHING CENTER:** Location at which telephone traffic, either local or toll, is switched or connected from one circuit or line to another. A local switching center may be comprised of several central office units.

**TRUNK:** A communication channel between central office units or entities, or private branch exchanges.

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TITLE SHEET

FLORIDA TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by American Wats, Inc., with principal offices at 550 Pinetown Road, Suite #205, Fort Washington, PA, 19034. This tariff applies for services furnished within the state of Florida. This tariff is on file with the Florida Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

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Issued:

Effective: \_\_\_\_\_

by:

Joseph C. Valenti, President  
American Wats, Inc.  
550 Pinetown Road, Suite #205  
Fort Washington, PA 19034

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CHECK SHEET

Sheets 1 through 14 inclusive of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

<u>SHEET</u>	<u>REVISED</u>
1	Original
1.1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original

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SYMBOLS

The following are the only symbols used for the purposes indicated below:

- D - Delete or Discontinue
- I - Change Resulting In An  
Increase to A Customer's Bill
- M - Moved From Another Tariff Location
- N - New
- R - Change Resulting In A  
Reduction to A Customer's Bill
- T - Change In Text or Regulation  
But No Change In Rate or Charge

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TARIFF FORMAT

- A. Sheet Numbering - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.
- B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the FPSC. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the FPSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:
- 2.
  - 2.1.
  - 2.1.1.
  - 2.1.1.A.
  - 2.1.1.A.1.
  - 2.1.1.A.1.(a).
  - 2.1.1.A.1.(a).I.
  - 2.1.1.A.1.(a).I.(i).
  - 2.1.1.A.1.(a).I.(i).(1).
- D. Check Sheets - When a tariff filing is made with the FPSC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current on file with the FPSC.

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the customer's location to an American Wats, Inc. network switching center.

Authorization Code - A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.

Company - American Wats, Inc.

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

Holidays - American Wats, Inc.'s recognized holidays are New Year's Day, Presidents Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Day.

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

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SECTION 2 - RULES AND REGULATIONS2.1 Undertaking of American Wats, Inc.

American Wats, Inc. services are furnished for communications originating at specified points within the state of Florida under terms of this Tariff.

American Wats, Inc. resells services provided hereinunder in accordance with the terms and conditions set forth under this Tariff. It may act as the customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the customer, to allow connection of a customer's location to the Carrier's network. The customer shall be responsible for all charges due for such service arrangement.

The Company's services are provided on a monthly basis unless ordered on a longer term basis, and are available twenty-four hours per day, seven days per week.

2.2 Limitations

- 2.2.1 Service is offered subject to the availability of facilities and the provisions of this Tariff.
- 2.2.2 American Wats, Inc. reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control; or when the customer is using service in violation of the law or the provisions of this Tariff.
- 2.2.3 All services provided under this Tariff are directly resold by American Wats, Inc. and the customer may not transfer or assign the use of service, except with the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service.

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SECTION 2 - RULES AND REGULATIONS

2.2 Limitations (Cont.)

2.2.4 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this Tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

2.3 Liabilities of the Company

2.3.1 American Wats, Inc.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.

2.3.2 American Wats, Inc. shall be indemnified and held harmless by the customer against:

(A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.

(B) All other claims arising out of any act or omission of the customer in connection with any service provided by American Wats, Inc.

2.4 Interruption of Service

2.4.1 Credit allowance for the interruption of service which is not due to the Company's testing or adjusting, negligence of the customer, or to the failure of channels or equipment provided by the customer, are subject to the general liability provisions set forth in 2.3.1 herein. It shall be obligation of the customer to notify the Company immediately of any interruption

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SECTION 2 - RULES AND REGULATIONS

2.4 Interruption of Service (Cont.)

in service for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, or is not in wiring or equipment, if any, furnished by the customer and connected to the Company's services.

- 2.4.2 For purposes of credit computation, every month shall be considered to have 720 hours.
- 2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.4.4 The customer shall be credited for an interruption of two hours or more at the rate of 1/720th of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:

$$\text{Credit} = \frac{A}{720} \times B$$

"A" - outage time in hours

"B" - total monthly charge for affected facility

2.5 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

2.6 Deposits

The Company does not require a deposit from the customer.

2.7 Advance Payments

For customers whom the Company feels an advance payment is

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SECTION 2 - RULES AND REGULATIONS

2.7 Advance Payments (Cont.)

necessary, American Wats, Inc. reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges and if necessary a new advance payment will be collected for the next month.

2.8 Taxes

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

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SECTION 3 - DESCRIPTION OF SERVICE3.1 Timing of Calls

The customer's long distance usage charge is based on the actual usage of American Wats, Inc.'s network. Usage begins when the called party picks up the receiver. When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling party hangs up.

3.2 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers and associated vertical and horizontal coordinates that are produced by Bell Communications Research in their NPA-NXX V & H Coordinates Tape and Bell's NECA Tariff No. 4.

FORMULA:

$$\sqrt{\frac{(V1 - V2)^2 + (H1 - H2)^2}{10}}$$

EXAMPLE: Distance between Miami and New York City -

	<u>V</u>	<u>H</u>
Miami	8,351	529
New York	4,997	1,406
Difference	3,354	-879

Square and add: 11,249,316 + 772,641 = 12,021,196

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SECTION 3 - DESCRIPTION OF SERVICE3.2 Calculation of Distance (Cont.)

EXAMPLE: (Cont.)

Divide by 10 and round:  $12,021,597 / 10 = 1,202,195.70$   
 $= 1,202,196$

Take square root and round:

$1,202,196 = 1,096.4$   
 $= 1,097 \text{ miles}$

3.3 Minimum Call Completion Rate

A customer can expect a call completion rate (number of calls completed / number of calls attempted) of not less than 90% during peak use periods for all FG D services ("1+" dialing).

3.4 Service Offerings

## 3.4.1 Software Defined Network Service ("SDN")

SDN is an equal access service designed for business customers with over \$300 of monthly long distance usage, by utilizing the AT&T Network.

## 3.4.2 Distributed Network Service ("DNS")

DNS is an equal access service utilizing the AT&T Network. It is designed for all business customers, regardless of their monthly long distance usage.

## 3.4.3 Calling Card Service ("CC")

CC is a "0"+ access service utilizing the AT&T Network.

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SECTION 4 - RATES4.1 Software Defined Network ("SDN")

1+ Dialing

Minimum Time: 30 Seconds

Additional Time: 6-Second Increments

## INTERSTATE RATES:

<u>Miles</u>	<u>Day</u>	<u>Evening/Nite/Weekend</u>
0-55	.164	.148
56-292	.184	.148
293-430	.197	.148
431-925	.203	.148
926-1910	.212	.148
1911 +	.212	.148

All Intrastate Calls are Billed at AT&T SDN Current Tariff Rates for the State.

Network provided by AT&amp;T.

Billing provided by AT&amp;T.

Customer pays AT&amp;T.

American Wats, Inc. collects credits from AT&T, as compensation for the Resale Service they are providing.

4.2 Distributed Network Service ("DNS")

1+ Dialing

Minimum Time: 30 Seconds

Additional Time: 6-Second Increments

## INTERSTATE RATES:

<u>Miles</u>	<u>Day</u>	<u>Evening/Nite/Weekend</u>
0-55	.164	.163
56-292	.184	.163
293-430	.197	.163
431-925	.203	.163
926-1910	.212	.163
1911 +	.212	.163

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SECTION 4 - RATES

4.2 Disbributed Network Service ("DNS") - (Cont.)

All Intrastate Calls are Billed at AT&T DNS Current Tariff Rates for the State.

Network provided by AT&T.  
 Billing tape provided by AT&T.  
 Billing provided by Digital Communications of America.  
 Customer pays American Wats, Inc. for usage.

4.3 Calling Card Service ("CC")

Utilizing the AT&T Software Defined Network.  
 0+ Dialing  
 Minimum Time: 1 Minute  
 Additional Time: 6-Second Increments

INTERSTATE RATES:

<u>Miles</u>	<u>Day</u>	<u>Evening/Nite/Weekend</u>
0-55	.180	.160
56-292	.190	.160
293-430	.200	.160
431-925	.210	.160
926-1910	.220	.160
1911 +	.230	.160

All Intrastate Calls are Billed at AT&T's SDN Current Tariff Rates for the State.

Calling Cards are supplied by American Wats, Inc.  
 Billing Tape is provided by AT&T.  
 Billing is by Digital Communications of America.  
 Customer pays American Wats, Inc. for usage.

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1. This is an application for (check One) <sup>636</sup> FEB 17 '92

- Original Authority (New company).
- Approval of Transfer (To another certificated company).
- Approval of Assignment of existing certificate (To a noncertificated company).
- Approval for transfer of control (To another certificated company).

2. Name of corporation, partnership, cooperative, joint venture or ~~sole proprietorship~~:

AMERICAN WATS, INC.

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

AMERICAN WATS

4. National address (including street name & number, post office box, city, state and zip code).

550 PINETOWN ROAD, SUITE #205  
FORT WASHINGTON, PA 19034

5. Florida address (including street name & number, post office box, city, state and zip code):

N/A -- ONLY TELEMARKETING

6. Structure of organization;

- Individual
- Foreign Corporation
- General Partnership
- Other, \_\_\_\_\_
- Corporation
- Foreign Partnership
- Limited Partnership

AMERICAN WATS, INC.  
550 PINETOWN ROAD  
SUITE 205  
FORT WASHINGTON, PA. 19034

KNOBLAUCH PRIVATE BANK  
READING, PA. 19603

CHECK NO.

2440

WY  
TWO HUNDRED FIFTY DOLLARS

DATE

02/11/92

AMOUNT

\*\*\*\*\*\$250.00

THE Florida Public Service  
ORDER Commission