

WIGGINS & VILLACORTA, P.A.

ATTORNEYS AT LAW

501 EAST TENNESSEE STREET

POST OFFICE DRAWER 1657

TALLAHASSEE, FLORIDA 32302

TELEPHONE (904) 222-1534

TELECOPIER (904) 222-1689

ORIGINAL
FILE COPY

February 19, 1996

VIA HAND DELIVERY

Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0866

960199-TS

Re: Intermedia Communications of Florida, Inc.
Authority to Provide Shared Tenant Service Within
the State of Florida

Dear Commission:

Enclosed for filing are the original and six (6) copies of Intermedia Communications of Florida, Inc.'s Authority to Provide Shared Tenant Service Within the State of Florida, along with the \$100 filing fee.

Thank you for your assistance in this matter.

Sincerely,



Marsha E. Rule

MER:plk
Enclosures

DOCUMENT NUMBER-DATE

01959 FEB 19 88

FPSC-RECORDS/REPORTING

FLORIDA PUBLIC SERVICE COMMISSION
2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

APPLICATION FORM
for

960199-TS

AUTHORITY TO PROVIDE SHARED TENANT SERVICE
WITHIN THE STATE OF FLORIDA

INSTRUCTIONS

1. This form is used for an original application for a certificate and for approval of sale, assignment or transfer of an existing shared tenant service certificate. In case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee.
2. Respond to each item requested in the application and appendices. If an item is not applicable, please explain why.
3. Use a separate sheet for each answer which will not fit the allotted space.
4. If you have questions about completing the form, contact:

Florida Public Service Commission
Division of Communications, Certification & Compliance Section
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0866
(904) 413-6600

5. Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of \$100 made payable to the Florida Public Service Commission at the above address.

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

Original authority (new company)

Approval of transfer (to another certificated company)

Example, a certificated company purchases an existing company and desires to retain the original certificate authority.

Approval of assignment of existing certificate (to a noncertificated company)

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

Approval for transfer of control (to another certificated company)

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

2. Name of applicant:

Intermedia Communications of Florida, Inc.

3. A. National mailing address including street name, number, post office box, city, state, zip code, and phone number.

3625 Queen Palm Drive
Tampa, Florida 33619-1309
(813) 621-0011
(800) 940-0011

B. Florida mailing address including street name, number, post office box, city, state, zip code, and phone number.

Same

C. Physical address of shared tenant service in Florida including street name, number, post office box, city, zip code, and phone number.

N/A

4. Structure of organization:

Individual

Foreign Corporation

General Partnership

Joint Venture

Corporation

Foreign Partnership

Limited Partnership

Other, Please explain _____

5. If incorporated, please provide proof from the Florida Secretary of State that the applicant has authority to operate in Florida.

Corporate charter number: P-17525

6. Name under which the applicant will do business (d/b/a):

Intermedia Communications of Florida, Inc.

7. If applicable, please provide proof of fictitious name (d/b/a) registration.

N/A

8. If applicant is an individual, partnership, or joint venture, please give name, title and address of each legal entity.

N/A

9. State whether any of the officers, directors, or any of the ten largest stockholders have been previously been 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.

No.

10. Please provide the name, title, address, telephone number, internet address, and facsimile number for the person serving as ongoing liaison with the Commission, and if different, the liaison responsible for this application.

Marsha E. Rule
Wiggins & Villacorta, P.A.
501 East Tennessee Street
Suite B
Post Office Drawer 1657
Tallahassee, Florida 32302
(904) 222-1534
(904) 222-1689 FAX

11. Please list other states in which the applicant is currently providing or has applied to provide local exchange or shared tenant service.

Florida and Georgia

12. Has the applicant been denied certification in any other state? If so, please list the state and reason for denial.

N/A

13. Have penalties been imposed against the applicant in any other state? If so, please list the state and reason for penalty.

N/A

14. Please indicate how a customer can file a service complaint with your company.

Service complaints will be handled directly by Intermedia, whose 800 number will appear on all customer bills. In addition, Intermedia's in-house customer service representatives are available during regular business hours, and may be contacted by recorded message after hours.

15. Please provide all available documentation demonstrating that the applicant has the following capabilities to provide shared tenant service in Florida.

A. Financial capability.

Attached as Exhibit 1.

B. Managerial capability.

Attached as Exhibit 2.

AFFIDAVIT

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

Official:


Signature

2-17-1996
Date

Title:

Thomas E. Allen, Jr.
Director of Strategic
Relationships and
Regulatory Policy

(770) 429-5709
Telephone Number

Address:

450 Franklin Road
Suite 170
Marietta, Georgia 30067

EXHIBIT 1

INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.

INCOME STATEMENT
(Six-Month Period Ended June 30, 1995)

Revenues	\$18,293,969
Expenses:	
Facilities administration and maintenance and line costs	\$10,829,189
Sales, general, and administrative	\$ 5,901,347
Depreciation and amortization	<u>\$ 4,537,001</u>
	<u>\$21,267,537</u>
Loss from operations	\$(2,973,568)
Other income (expense):	
Interest expense	\$(2,673,053)
Other income	<u>\$ 463,889</u>
Loss before income taxes and extraordinary loss	\$(5,182,732)
Income tax benefit	<u>\$ 96,952</u>
Loss before extraordinary item	\$(5,085,780)
Extraordinary loss related to early retirement of debt	<u>\$(1,592,045)</u>
Net loss	<u>\$(6,677,825)</u>
Net loss per share	<u>\$(.66)</u>
Weighted average number of shares outstanding	<u>\$10,119,517</u>

INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.

INCOME STATEMENT
(Six-Month Period Ended June 30, 1995)

OPERATING ACTIVITIES	
Net loss	\$(6,677,825)
Adjustments to reconcile net loss to net cash provided (used) by operating activities	
Depreciation and amortization	\$ 4,548,534
Extraordinary loss	\$ 1,592,045
Provision for doubtful accounts	\$ 157,783
Charges in operating assests and liabilities:	
Accounts receivable	\$ (2,786,822)
Prepaid expenses and other current assets	\$ (9,117)
Other assets	\$ (370,336)
Accounts payable	\$ 396,364
Accrued taxes and expenses	\$ 57,780
Accrued interest	\$ 1,800,000
Deferred taxes	\$ (96,952)
Advance billings	<u>\$ 326,730</u>
NET CASH PROVIDED (USED) BY OPERATING ACTIVITIES	\$ (1,061,816)
INVESTING ACTIVITIES	
Purchase of restricted investments	\$(58,902,496)
Purchase of business, net of cash acquired	\$ (242,136)
Purchases of short-term investments	\$ (1,050,000)
Purchases of property, plant and equipment	\$(12,282,732)
Other investing activities	<u>\$ (171,700)</u>
NET CASH USED IN INVESTING ACTIVITIES	\$(72,649,064)
FINANCING ACTIVITIES	
Proceeds from long term debt	\$160,000,000
Additions to debt issuance costs	\$ (5,483,666)
Principal payments on long term debt	\$(15,016,495)
Principal payments of capital lease obligation	\$ (2,803,219)
Exercise of stock warrants and options	<u>\$ 79,866</u>
NET CASH PROVIDED BY (USED) IN FINANCING ACTIVITIES	\$136,776,486
Increase (decrease) in cash and cash equivalents	\$ 63,065,606
Cash and cash equivalents at beginning of period	<u>\$ 10,208,187</u>
Cash and cash equivalents at end of period	<u>\$ 73,273,793</u>

INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.

BALANCE SHEET
(Six-Month Period Ended June 30, 1995)

CURRENT ASSETS	
Cash and cash equivalents	\$ 73,273,793
Restricted investments	\$ 1,800,000
Short-term investments	\$ 1,100,000
Accounts receivable, net of allowance for doubtful accounts of \$745,948 and \$545,400 in 1994	\$ 7,996,348
Prepaid expenses and other current assets	\$ 1,636,479
TOTAL CURRENT ASSETS	\$ 85,806,620
Restricted investments	\$ 57,102,496
Telecommunications equipment, net	\$ 58,174,442
Intangibles, net	\$ 27,515,412
Other assets	\$ 840,225
TOTAL ASSETS	<u>\$229,439,195</u>
LIABILITIES AND STOCKHOLDERS' EQUITY	
CURRENT LIABILITIES	
Accounts payable	\$ 5,798,494
Accrued taxes	\$ 1,004,505
Accrued interest	\$ 1,800,000
Other accrued expenses	\$ 1,231,172
Advance billings	\$ 1,382,764
Current portion of long term debt	\$ 1,231,562
Current portion of capital lease obligation	\$ 946,728
TOTAL CURRENT LIABILITIES	\$ 13,395,225
LONG TERM DEBT	
Long term debt	\$159,001,670
Capital lease obligations	\$ 2,704,954
TOTAL LIABILITIES	\$175,101,849
STOCKHOLDERS' EQUITY	
Common stock	\$ 103,519
Additional paid-in capital	\$ 74,105,720
Accumulated deficit	<u>\$(19,871,893)</u>
TOTAL STOCKHOLDERS' EQUITY	<u>\$ 54,337,346</u>
TOTAL LIABILITIES AND STOCKHOLDERS' EQUITY	<u>\$229,439,195</u>

EXHIBIT 2

INTERMEDIA COMMUNICATIONS OF FLORIDA, INC.

David C. Ruberg - Chairman, President and CEO

Mr. Ruberg has served as President, Chief Executive Officer and Director of ICI since May 1993. In May 1994, Mr. Ruberg was elected as Chairman of the Board of Directors. From September 1991 to May 1993, Mr. Ruberg was an independent consultant to the computer and telecommunications industries. From 1989 to September 1991, Mr. Ruberg served as Vice President and General Manager of the Telecommunications Division and then of the Personal Computer/Systems Integration Division of Data General Corporation, a computer manufacturer. From 1984 to 1989, Mr. Ruberg served as a Vice President of TIE Communications, Inc., a manufacturer of telecommunications equipment. Mr. Ruberg received his B.A. in Mathematics from Middlebury College and his M.S. in computer sciences from the University of Michigan.

Barbara L. Samson - Senior Vice President

Ms. Samson, a co-founder of ICI has served as a Vice President of ICI since June 1987, and as a Senior Vice President since October 1992. She served as President of ICI's predecessor from September 1986 to June 1987. Ms. Samson recently served two terms as Chairman of the Association for Local Telecommunications Services (ALTS), a national Competitive Access Trade Association. Ms. Samson is currently responsible for all Investor Relations, and External Affairs activities of the Company. Ms. Samson received her B.S. degree in Telecommunications from the University of Florida, and her MBA degree from the University of South Florida.

Ronald L. Tolliver - CFO and Senior Vice President

Mr. Tolliver has served as a Senior Vice President of ICI since June 1993, Chief Financial Officer since 1992 and Secretary since June 1993. He also served as Vice President of Government and Regulatory Affairs from July 1991 through June 1993. Mr. Tolliver joined ICI as Director of Government and Regulatory Affairs in January 1991. From July 1989 to January 1991, Mr. Tolliver was owner and founder of Tolliver and Company (a consulting company). Prior to starting his own company, Mr. Tolliver was a Vice President at Gold Key Incentives (a marketing incentives company) from April 1989 to July 1989. From 1981 to 1989, he held various executive positions at United Telephone System in Government and Regulatory Affairs. Mr. Tolliver received his B.S. degree in Management and Finance from Florida Southern College and his MBA degree from the University of South Florida.

James Geiger - Senior Vice President, Sales

Mr. Geiger served as the Vice President of Alternate Channel Sales and the President of ICI's non-Florida properties in the FiberNet Acquisition of February, 1995. From April 1990 to February 1995, Mr. Geiger was one of the founding principals of the FiberNet Companies, initially as the Vice President of Sales & Marketing, and subsequently serving as President. From April 1989 to April 1990, Mr. Geiger served as Director of Marketing for Associated Communications, owners of the non-wireline Cellular franchises in Buffalo, Rochester, and Albany, New York. From February 1984 to March 1989, Mr. Geiger was employed by Rochester Telephone's long distance subsidiary, RCI Corporation (now Frontier International) in several sales & marketing roles including Director of Marketing and Director of Commercial Sales. Mr. Geiger is a graduate with distinction from Clarkson University and began his professional career with Price Waterhouse in Rochester, New York.

Chris Brown - Senior Vice President, Marketing and Strategic Planning

Mr. Brown joined Intermedia with over 20 years of telecommunications experience. After seven years of experience in Communications Engineering and Engineering Management with Tampa Electric Company (TECO), Mr. Brown entered the telecom vendor field as one of the founding members of United Telecom's entry into the long distance business, now Sprint. During his ten years at Sprint, he held management positions in Engineering, Customer Service, Business Development, Product Management, and Marketing. Mr. Brown spent three years in British Telecom's Syncordia unit, heading the Market Development and Marketing Departments of this global start up company, now part of BT and MCI's Concert joint venture. Mr. Brown obtained a Bachelor of Sciences degree in Electrical Engineering from the University of South Florida in Tampa and an MBA from Emory University in Atlanta.

Mark Masi - Vice President, Operations and Customer Service

In November of 1989, Mr. Masi became one of the founding principals of the FiberNet Companies as the Executive Vice President and Chief Financial Officer responsible for funding and developing competitive access operations in Rochester, Buffalo, and Albany, New York markets - and later expanding into Cincinnati, Ohio, Raleigh-Durham, North Carolina, St. Louis, Missouri and Huntsville, Alabama. From March 1982 until November 1989 Mr. Masi was employed by Rochester Telephone Corporation (now Frontier) in several operating and strategic management roles, highlighted by his selection as one of the start-up members of RTC's long distance subsidiary RCI Corporation (now Frontier International) in July of 1983. Mr. Masi is a graduate of The State University of New York College at Oswego with a degree in Economics and The State University of New York at Binghamton with an MBA in Finance and MIS.

Michael A. Viren - Vice President, Product Development

Mr. Viren has served as Vice President, Product Development, of ICI since December 1992. Mr. Viren joined ICI in February 1991 as Director of Product Development. Mr. Viren worked for GTE from August 1986 to February 1991 as a specialist in wide and local area networking. Prior to that he operated his own consulting firm concentrating in WAN and LAN design; was Senior Vice President of Criterion, Inc., a Economic Consulting Firm in Dallas, Texas; and served as the Director of the Utility Division of the Missouri Public Service Commission. Mr. Viren taught Economics for 10 years, most recently as an Associate Professor of Economics at the University of Missouri-Columbia and prior to that at the University of Kansas. Mr. Viren received his Ph.D. in Economics from the University of California-Santa Barbara and a B.S. in Mechanical Engineering from the California State University at Long Beach.