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September 17, 1996

INTERNET  
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961138-TR

VIA FEDERAL EXPRESS

Florida Public Service Commission  
Division of Administration  
2540 Shumard Oak Boulevard  
Gunter Building  
Tallahassee, Florida 32399

Re: Easy Cellular, Inc.  
Application for Certification of Public Convenience

Dear Sir or Madam:

Transmitted herewith on behalf of Easy Cellular, Inc. are an original and six copies of the company's Application for a Certification of Public Convenience and Necessity so that it may provide interexchange telecommunications services in the State of Florida. Also enclosed is a \$250.00 check to cover the requisite filing fee.

Please date-stamp the "Receipt" copy of this filing and return it in the enclosed, self-addressed, stamped envelope. Please direct any questions regarding this matter to the undersigned.

RECEIVED  
FLORIDA PUBLIC  
SERVICE COMMISSION  
96 SEP 18 11:09  
MAIL ROOM

- ACK \_\_\_\_\_
- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_ Enclosures
- LIN \_\_\_\_\_
- OPC \_\_\_\_\_
- RCH \_\_\_\_\_
- SEC \_\_\_\_\_
- WAS \_\_\_\_\_
- OTH \_\_\_\_\_

Respectfully submitted,

*Jason Roberts*

Glenn S. Richards  
Jason S. Roberts  
Counsel for Easy Cellular, Inc.

RECEIVED & FILED

CS.  
FPSC-BUREAU OF RECORDS

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward a copy of check to RAR with proof of deposit.

Initials of person who forwarded check

AS

DOCUMENT NUMBER-DATE

09944 SEP 18 96

FPSC-RECORDS/REPORTING

ORIGINAL  
FILE COPY

**BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF THE STATE OF FLORIDA**

In the matter of the Application of )  
Easy Cellular, Inc. )  
for a Certification of Public )  
Convenience and Necessity to Offer )  
Interexchange Telecommunications )  
Services to the Public in the State of )  
Florida )

**APPLICATION**

Easy Cellular, Inc. ("Applicant"), hereby requests a Certification of Public Convenience and Necessity so that it may provide interexchange telecommunications services in the State of Florida.

In support of its request, Applicant provides below the following information:

**APPLICATION FORM FOR AUTHORITY TO PROVIDE  
INTEREXCHANGE TELECOMMUNICATIONS SERVICE  
BETWEEN POINTS WITHIN  
THE STATE OF FLORIDA**

1. This is an application for (check one):
- 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. Select what type of business your company will be conducting (check all that apply):
- Facilities based carrier** - company owns and operates or plans to own and operate telecommunications switches and transmission facilities in Florida.
  - Alternative Operator Service** - company provides or plans to provide alternative operator services for IXCs; or toll operator services to call aggregator locations; or clearinghouse services to bill such calls.
  - Reseller** - company has or plans to have one or more switches but primarily leases the transmission facilities of other carriers. Bills its own customer base for services used.
  - Switchless rebiller** - company has no switch or transmission facilities but may have a billing computer. Aggregates traffic to obtain bulk discounts from underlying carrier. Rebills end users at a rate above its discount but generally below the rate end users would pay for unaggregated traffic.
  - Call aggregator** - company contracts with unaffiliated entities to obtain bulk/volume discounts under multi-location discount plans from certain underlying carriers associated with such aggregated telecommunications business.
3. Name of corporation, partnership, cooperative, joint venture or sole proprietorship:
- Easy Cellular, Inc.
4. Name under which the applicant will do business (fictitious name, etc.):
- N/A



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

Easy Cellular, Inc.  
8625 West Sahara Ave.  
Las Vegas, Nevada 89117  
(702) 228-7437

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

CT Corporation System  
1200 South Pine Island Road  
Plantation, Florida 33324

7. Structure of organization;

<input type="checkbox"/> Individual	<input type="checkbox"/> Corporation
<input checked="" type="checkbox"/> Foreign Corporation	<input type="checkbox"/> Foreign Partnership
<input type="checkbox"/> General Partnership	<input type="checkbox"/> Limited Partnership
<input type="checkbox"/> Other _____	

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

N/A

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

N/A

- (b) Indicate if the individual or any of the partners 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:

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. If incorporated, please give:

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

Applicant has filed with the Florida Secretary of State request for a certificate of authority to do business in the State of Florida. A copy of the certificate will be provided to the Commission as soon as it is granted.

Corporate charter number: \_\_\_\_\_

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

CT Corporation System  
1200 South Pine Island Road  
Plantation, Florida 33324

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

Fictitious name registration number: N/A

(d) 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.

No

- (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.

No

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

(a) The application:

Glenn S. Richards, Esq.  
Counsel for Easy Cellular, Inc.  
Fisher Wayland Cooper Leader & Zaragoza L.L.P.  
2001 Pennsylvania Avenue, NW, Suite 400  
Washington, DC 20006  
(202) 775-5678

(b) Official Point of Contact for the ongoing operations of the company:

Ms. Lorinda C. Bucchieri  
Vice President / Secretary / Treasurer  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, NV 89117  
(702) 228-7437

(c) Tariff:

Richard Pollara  
President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, NV 89117  
(702) 228-7437

(d) Complaints/Inquiries from customers

Richard Pollara  
President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, NV 89117  
(702) 228-7437



11. 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.

Nevada

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

Texas

(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

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

Facilities

Billing and Collection

Maintenance

None of the above

Operators

Sales

Other \_\_\_\_\_

13. Do you have a marketing program?

Yes, and the program will consist of Direct Sales.

14. Will your marketing program:

N/A.

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

15. Explain any of the offers checked in question 14 (To whom, what amount, type of franchise, etc.).

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

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Residential customers | <input checked="" type="checkbox"/> Business customers |
| <input type="checkbox"/> PATS providers                   | <input type="checkbox"/> PATS station end-users        |
| <input type="checkbox"/> Hotels and motels                | <input type="checkbox"/> Hotel and motel guests        |
| <input type="checkbox"/> Universities                     | <input type="checkbox"/> Univ. dormitory residents     |
| <input type="checkbox"/> Other _____                      |  |

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

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

Applicant will bill its customers directly.



18. Please provide all available documentation demonstrating that the applicant has the following capabilities to provide interexchange telecommunications service in Florida.

(a) Financial capability.

1. Balance Sheet -- See Attachment 1
2. Income Statement -- See Attachment 1
3. Statement of Retained earnings for the most recent three years --

Easy Cellular, Inc. was not incorporated until March 22, 1996, but Attachment 1 reflects the most current financial information available.

Pursuant to Section 364.337(1)(3) and 364.339(2), Florida Statutes, effective July 1, 1995, the documents attached as Attachment 1 demonstrate that Easy Cellular, Inc. has the financial ability to:

- (1) Provide the requested service in the geographic area proposed to be served;
- (2) Maintain the requested service; and
- (3) Meet its ownership obligations.

(b) Managerial capability.

Easy Cellular, Inc., the Applicant herein, has the managerial capability to provide the proposed services. The management team at Easy Cellular, Inc. is composed of individuals who, collectively, have significant experience in the telecommunications industry. Below is a brief description of the experience of some key management personnel:

**President - Richard Pollara**

Sixteen years of previous business experience in more than twenty states, including involvement in rent-to-own businesses, and expansion of one Colortyme rental franchise to forty locations. Operated as a subagent for GTE Mobilnet, selling cellular phones. For the past twelve years, the companies of Mr. Pollara have switched their focus from selling phones to selling airtime, requiring prepayment by customers for use. The companies have become the largest provider of this service in the Tampa/St. Petersburg Market.

**Vice President, Secretary/Treasurer - Lorinda C. Bucchieri**

Ten years of business experience, including nine years with Bucchieri Asset Management, a financial services business, and President of National Investment and Tax Managers, Inc.

**Consultant - Kirk J. Kunz**

Extensive experience in switched telecommunications products and services, and software applications development. Field and headquarters management experience, including marketing and sales management, strategic planning,

regulatory compliance, products and service development, Information Systems management, and telecommunications network development.

Significant experience in new-start (switched telecommunications/software development) and turn-around (switched telecommunications) situations. Key member of management team involved in growth of a telecommunications (switched reseller) start-up firm to approximately \$80 million/revenue per year.

Developed and managed launch of new products and switched, long distance services in telecommunications and software applications development. Directed ongoing product management of telecommunications services (private line and switched) offered for sale. Managed regulatory activities including authoring state tariff for telecommunications services (operator assisted).

Developed and directed use of computerized models for cost and pricing of switched and private line services (voice and low-speed data) sold. Developed and used automated models for costing and benefit analysis of network transmission mediums (satellite, microwave radio and fiber optics), to include local Feature Group services. Co-managed growth of network in the U.S.

Recruited, trained and managed outside sales force for resale carrier. Trained and managed telemarketing personnel involved in lead generation. Developed and managed lead generation program for sales utilizing direct mail and telemarketing.

(c) Technical capability.

Applicant will not construct or own in facilities in Florida, but will purchase capacity from other long distance carriers. In addition to its own technical expertise, Applicant relies on its underlying carrier for its technical expertise.

19. Please submit the proposed tariff under which the company plans to begin operation. Use the format required by Commission Rule 25-24.485.

See Attachment 2

20. 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



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

MTS with statewide flat rates per minute (800)  
1 + 800 + access telephone number

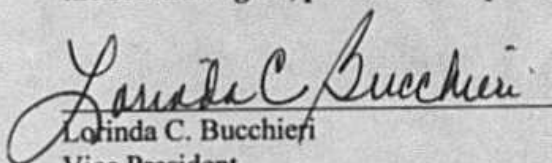
22. Other:

#### PUBLIC INTEREST STATEMENT

Applicant seeks to provide prepaid long distance services to customers in the State of Florida. By obtaining a Certificate of Public Convenience and Necessity, Applicant will be able to provide economic, efficient, and high quality telephone services using existing facilities. Applicant will also bring the benefits of increased competition to Florida telecommunications users, including competitive prices, additional service options, and high service quality.

## APPLICANT ACKNOWLEDGMENT 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 intrastate and interstate revenues.
4. **APPLICATION FEE:** A non-refundable application fee of \$250.00 must be submitted with the application.
5. **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.
6. **ACCURACY OF APPLICATION:** By my signature below, I the undersigned owner or officer of the named utility in the application, attest to the accuracy of the information contained in this application and associated attachments. I have read the foregoing and declare that to the best of my knowledge and belief, the information is a true and correct statement. **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."**

  
Lorinda C. Bucchiefi  
Vice President  
Easy Cellular, Inc.

8/29/96  
Date

**ATTACHMENT 1**

**Balance Sheet  
Income Statement  
Statement of Retained Earnings**

Pursuant to Section 364.337(1)(3) and 364.339(2), Florida Statutes, effective July 1, 1995, the documents attached hereto demonstrate that Easy Cellular, Inc. has the financial ability to:

- (1) Provide the requested service in the geographic area proposed to be served;
- (2) Maintain the requested service; and
- (3) Meet its ownership obligations.



EASY CELLULAR, INC.  
(A DEVELOPMENT STAGE COMPANY)  
FINANCIAL STATEMENTS  
JUNE 20, 1996

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To the Board of Directors and Stockholders  
of Easy Cellular, Inc.  
Las Vegas, Nevada

I have audited the accompanying balance sheet of Easy Cellular, Inc. (a development stage company) as of June 20, 1996 and the related statements of income, cash flows and changes in stockholders' equity for the period from March 22, 1996 (date of inception) to June 20, 1996. These financial statements are the responsibility of Easy Cellular, Inc.'s management. My responsibility is to express an opinion on these financial statements based on my audit.

I conducted my audit in accordance with generally accepted auditing standards. Those standards require that I plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. I believe that my audit of the financial statements provide a reasonable basis for my opinion.

In my opinion, the accompanying financial statements present fairly, in all material respects, the financial position of Easy Cellular, Inc. as of June 20, 1996 and the results of operations and cash flows for the period then ended in conformity with generally accepted accounting principles.

David E. Coffey C.P.A.  
June 25, 1996



EASY CELLULAR, INC.  
(A DEVELOPMENT STAGE COMPANY)  
BALANCE SHEET  
JUNE 20, 1996

ASSETS

Cash	\$ 98,977
Organizational costs less accumulated amortization of \$259	4,911 28,600
Deposits	1,670
Improvements and equipment	-----
Total Assets	\$ 134,164 =====

LIABILITIES & STOCKHOLDERS' EQUITY

LIABILITIES

Notes payable to stockholders	\$ 19,715
Accrued interest	166 -----
Total Liabilities	19,881

Stockholders' Equity

Common stock, authorized 25,000,000 shares at \$.001 par value, issued and outstanding 5,000,000 shares	5,000 113,885
Additional paid-in capital	
Deficit accumulated during the development stage	(4,602) -----
Total Stockholders' Equity	114,283

Total Liabilities and Stockholders' Equity	\$ 134,164 =====
--	---------------------

The accompanying notes are an intergral part of  
these financial statements.

EASY CELLULAR, INC.  
 (A DEVELOPMENT STAGE COMPANY)  
 STATEMENT OF OPERATIONS AND DEFICIT  
 ACCUMULATED DURING THE DEVELOPMENT STAGE  
 FOR PERIOD ENDED FROM March 22, 1996  
 To June 20, 1996

Income	\$	0
		-----
Expenses		
Amortization		259
Bank charges		345
Interest		166
Office expenses		116
Rent		2,545
Taxes and licenses		503
Travel		668
		-----
Total expenses		4,602
Net loss		(4,602)
Retained earnings, beginning of period		0
		-----
Deficit accumulated during the development stage	\$	(4,602)
		=====

The accompanying notes are an integral part of these financial statements.

EASY CELLULAR, INC.  
 (A DEVELOPMENT STAGE COMPANY)  
 STATEMENT OF CHANGES IN STOCKHOLDERS' EQUITY  
 PERIOD From March 22, 1996 (Date of Inception)  
 To June 20, 1996

	Common Stock Shares	Amount	Additional Paid-in Capital	Total
	-----	-----	-----	-----
Balance, March 22, 1996	---	\$ ---	\$ ---	\$ ---
Issuance of common stock for services	4,400,000	4,400	---	4,400
Issuance of common stock for cash	600,000	600	149,400	150,000
Less net loss	---	---	---	(4,600)
Less offering costs	---	---	(35,515)	(35,515)
	-----	-----	-----	-----
Balance, June 20, 1996	5,000,000	\$ 5,000	\$113,885	\$114,283
	=====	=====	=====	=====

The accompanying notes are an intergral part of these financial statements.



EASY CELLULAR, INC.  
 (A DEVELOPMENT STAGE COMPANY)  
 STATEMENT OF CASH FLOWS  
 From March 20, 1996 (Date of Inception)  
 To June 20, 1996

CASH FLOWS USED BY OPERATING ACTIVITIES

Net Loss	\$ (4,600)
Noncash items included in net loss	
Amortization	250
Increase in accrued interest	160
	-----
NET CASH PROVIDED BY OPERATING ACTIVITIES	(4,177)

CASH FLOWS USED BY INVESTING ACTIVITIES

Organizational costs	770
Deposits	28,600
Improvements and equipment	1,676
	-----
NET CASH USED BY INVESTING ACTIVITIES	31,046

CASH FLOWS FROM FINANCING ACTIVITIES

Notes payable to stockholders	19,715
Sale of common stock	600
Additional paid-in capital	149,400
Less offering costs	(35,515)
	-----

NET CASH PROVIDED BY FINANCING ACTIVITIES	134,200
--	---------

NET INCREASE IN CASH	98,977
----------------------	--------

CASH AT BEGINNING OF PERIOD

CASH AT END OF PERIOD	\$ 98,977
	=====

The accompanying notes are an intergral part of these financial statements.

EASY CELLULAR, INC.  
(A DEVELOPMENT STAGE COMPANY)  
NOTES TO THE FINANCIAL STATEMENTS  
June 20, 1996

NOTE A SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The Company was incorporated on March 22, 1996 under the laws of the state of Nevada. The business purpose of the Company is to provide pre-paid cellular service to customers, especially potential customers who have applied for cellular service and have been declined for credit reasons.

The Company will adopt accounting policies and procedures based upon the nature of future transactions.

NOTE B ORGANIZATION COSTS

Organization costs are capitalized and amortized over 60 months.

NOTE C OFFERING COSTS

The offering costs that were incurred by the Company in connection with the public stock offering were deducted from the net proceeds of the offering.

NOTE D DEPOSITS

The Company has made a utility deposits of \$200, equipment and office improvement deposits of \$10,300, a lease deposit of \$1,600 and professional fee retainers of \$16,500.

NOTE E NOTES PAYABLE

The notes payable to stockholders are unsecured, payable in 120 days and bear interest at 8%. The notes were issued on various dates from March 22, 1996 to June 14, 1996. The notes will be paid from the net proceeds of the public offering.

NOTE F PUBLIC STOCK OFFERING

The Company completed in June of 1996 a securities offering. The offering consisted of selling 600,000 shares of its common stock \$.25 per share. The net proceeds will be used for the purpose of providing pre-paid cellular service to customers, especially potential customers who have applied for cellular service and have been declined for credit reasons.

EASY CELLULAR, INC.  
(A DEVELOPMENT STAGE COMPANY)  
NOTES TO THE FINANCIAL STATEMENTS  
June 20, 1996

NOTE G RELATED PARTY TRANSACTIONS

Two of the Company's stockholders have paid expenses on behalf of the Company and advanced funds to the Company. The Company has issued notes to these stockholders. The notes issued to stockholders are unsecured, payable in 120 days, and bear interest at 8%. The notes were issued on various dates from March 22, 1996 to June 14, 1996. The notes will be paid from the net proceeds of the public offering.

The Company retained two four of its stockholders to assist in the formation and organization of the Company and has issued 4,400,000 shares of its common stock for these services. These services were valued at \$4,400 or \$.001 per share.

NOTE H CONTRACT AND COMMITMENTS

The Company has entered into a office facility lease for a period of two years and two months. The terms of that lease provide for monthly payments of \$780 for the first year and small increases in the following months.

The Company has ordered telephone related equipment for an amount of \$99,775 and has placed a \$10,000 deposit with that order. The Company anticipates that the equipment will be delivered and installed in the early part of July of 1996.



ATTACHMENT 2

Tariff

INTEREXCHANGE TELECOMMUNICATIONS SERVICES

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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 Easy Cellular, Inc. (hereinafter "Carrier") with principal offices at 8625 West Sahara Avenue, Las Vegas, Nevada 89117. This Tariff applies to services furnished within the state of Florida. This Tariff is on file with the Florida Public Service Commission ("Commission"), and copies may be inspected, during normal business hours, at Carrier's principal place of business.

---

Issued: \_\_\_\_\_

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

By:  
Richard Pollara, President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, Nevada 89117

---

CHECK SHEET

Sheets 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 that are currently in effect as of the date on the bottom of this sheet.

<u>SHEET</u>	<u>NUMBER OF REVISION</u> <u>(except as indicated)</u>	<u>EFFECTIVE DATE</u>
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	
14	Original	
15	Original	

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Issued:

Effective:

By:  
Richard Pollara, President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, Nevada 89117



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Issued:

Effective:

By:  
Richard Pollara, President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, Nevada 89117

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EXPLANATION OF 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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Issued:

Effective:

By:  
Richard Pollara, President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, Nevada 89117

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TARIFF FORMAT

- A. Sheet Numbering - Sheet numbers appear in the upper-right corner of the sheet. 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 the sheet. These numbers are used to determine the most current sheet version on file with the FL PSC. For example, the 4th revised Sheet 14 cancels the third revised Sheet 14. Because of various suspension periods, deferrals, etc. the FL PSC 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 of coding.
- 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 FL PSC, 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 sheets 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 sheet if these are the only changes made to it (i.e., the format, etc. remain the same). The Tariff user should refer to the latest check sheet to find out if a particular sheet is the most current sheet on file with the FL PSC.

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Issued:

Effective:

By:  
Richard Pollara, President  
Easy Cellular, Inc.  
8625 West Sahara Avenue  
Las Vegas, Nevada 89117



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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

1.1 DEFINITIONS

Application for Service - A standard order form which includes all pertinent billing, technical, and other descriptive information which will enable Carrier to provide telecommunication service as required.

Carrier - Easy Cellular, Inc., unless the context indicates otherwise.

Customer - The person, firm, corporation, or other entity which orders or uses service and is responsible for the payment of rates and charges and compliance with Tariff regulations.

Customer Provided Equipment - Terminal equipment, as defined herein, provided by Customer.

Day - From 8:00 a.m. up to but not including 5:00 p.m. local time Monday through Friday.

Disconnection - The disconnection of a circuit, dedicated access line, or port connection being used for existing service.

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

FL PSC - Florida Public Service Commission ("Commission").

Holiday - Carrier's recognized Holidays are New Year's Day (January 1), Independence Day (July 4), Labor Day, Memorial Day, Thanksgiving Day, Christmas Day (December 25), Martin Luther King Day, and President's Day. Evening rates apply unless a lower rate is prescribed by this Tariff.

LATA (Local Access and Transport Area) - A group of telephone exchanges within which FCC rules allow local exchange carriers to carry toll telephone calls.

Night/Weekend - From 11:00 p.m. up to but not including 8:00 a.m., and 8:00 a.m. Saturday up to but not including 5:00 p.m. Sunday.

Premises - The space designated by Customer as its place or places of business for termination of service, whether for its own communications needs or for its resale customers.

Service or Services - The services covered by this Tariff shall include only the State of Florida.

Terminal Equipment - Telecommunications devices, apparatus, and their associated wiring, such as teleprinters, telephone, and data sets.

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**SECTION 2 - RULES AND REGULATIONS**

**2.1 UNDERTAKING OF CARRIER**

Carrier is a resale common carrier providing intrastate communications services to Customers for their direct transmission and reception of voice, data, and other types of telecommunications. Service is available twenty-four hours per day, seven days per week, throughout the State of Florida.

**2.2 LIMITATIONS OF SERVICE**

- 2.2.1 Carrier offers service to all those who desire to purchase service from Carrier consistent with the provisions of this Tariff. Customers or subscribers interested in Carrier's services shall file a service application with Carrier which fully satisfies Customer and identifies the services required.
- 2.2.2 Service is offered subject to the availability of the necessary facilities and/or equipment and subject to the provisions of this Tariff. Carrier reserves the right not to provide service to or from a location where the necessary facilities or equipment are not available.
- 2.2.3 Carrier reserves the right to discontinue furnishing service, upon a written notice, when necessitated by conditions beyond its control, or when Customer is using the service in violation of any provision in this Tariff, the rules and regulations of the Commission, or in violation of the law.
- 2.2.4 Title to all facilities provided by Carrier under these regulations remains with Carrier. Prior written permission from Carrier 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.
- 2.2.5 Carrier does not offer concessions to its employees.

**2.3 USE OF SERVICE**

Service may not be used for any unlawful purposes or for any purpose for which any payment or other compensation is received by Customer, except when Customer is a duly authorized and regulated common carrier. This provision does not prohibit an arrangement between Customer, authorized user, or joint user to share the cost of the service, as long as the arrangement generates no profit for any participant in the arrangement.

**2.3.1 Minimum Service Period**

The minimum period of service is one month (30 days), unless otherwise stated in this Tariff.

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Las Vegas, Nevada 89117

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**2.4 LIABILITY**

- 2.4.1 The liability, if any, of the Company arising out of or in any way connected with any defect, error, omission, delay, interruption, suspension or other failure in connection with furnishing service or facilities shall, unless otherwise provided in the schedules, be in an amount not in excess of the charge for the service or facility involved for the period during which the defect, error, omission, delay interruption, suspension or other failure continues.
- 2.4.2 The Carrier shall not be liable for errors in transmitting, receiving or delivering oral messages by telephone over the lines of the Company and its connecting companies in view of the possibility of errors and the impossibility of fairly fixing the cause.

**2.5 INTERRUPTION OF SERVICE**

- 2.5.1 Credit allowance for interruption of service which is not due to the negligence of Customer or to the failure of channels, equipment, and/or communications systems provided by Customer and other carriers, are subject to the general liability provisions set forth in Section 2.4 herein. It shall be the obligation of Customer to notify Carrier immediately of any interruption in service for which a credit allowance is desired by Customer. Before giving such notice, Customer shall ascertain that the trouble is not being caused by action or omission of Customer within his or her control, or is not in wiring or equipment, if any, furnished by Customer and connected to Carrier's terminal.

**2.6 RESPONSIBILITY OF CUSTOMER**

- 2.6.1 Customers assume general responsibilities in connection with the provisions and use of Carrier's service. When facilities, equipment, and/or communications systems provided by others are connected to Carrier's facilities, Customer assumes additional responsibilities. Customers are responsible for the following:
- A. Customer is responsible for placing orders for service, paying all charges for service rendered by Carrier, and complying with all of Carrier's regulations governing the service. Customer is also responsible for assuring that its users comply with regulations.
  - B. When placing an order for service, Customer must provide:
    - 1. the name(s) and address(es) of the person(s) responsible for the payment of service charges; and
    - 2. the name(s), telephone number(s), and address(es) of Customer-contact person(s).
  - C. Customer must pay Carrier for the replacement or repair of Carrier's equipment when the damage results from:

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1. the negligence or willful act of Customer or user;
2. improper use of service; or
- 1.any use of equipment or service provided by others.

2.6.2 Availability of Service for Maintenance, Testing, and Adjustment

Upon reasonable notice, the facilities provided by Carrier shall be made available to Carrier for such tests and adjustments as may be necessary to maintain them in satisfactory condition. No interruption allowance will be granted for the time during which such tests and adjustments are made.

2.6.3 Credit Allowances

Credit for failure of service or equipment will be allowed only when failure is caused by or occurs in facilities or equipment owned, provided and billed for, by Carrier.

- A. Credit allowances for failure of service or equipment starts when Customer notifies Carrier of the failure or when Carrier becomes aware of the failure and ceases when the operation has been restored and an attempt has been made to notify Customer.
- B. Customer shall notify Carrier of failures of service or equipment and make reasonable attempts to ascertain that the failure is not caused by Customer-provided facilities, any act or omission of Customer, or in wiring or equipment connected to the terminal.
- C. Only those portions of the service or equipment disabled will be credited. No credit allowances will be made for:
  1. interruptions of service resulting from Carrier performing routine maintenance;
  2. interruptions of service for implementation of Customer order for a change in the service;
  3. interruptions caused by negligence of Customer or his authorized user; or
  4. interruptions of service because of the failure of service or equipment due to Customer or authorized user-provided facilities.

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2.6.4 Cancellation by Customer

- A. Customer may cancel service any time after meeting the minimum service period.
- B. If Customer orders service requiring special facilities dedicated to Customer's use and then cancels the order before the service begins, before completion of the minimum service period, or before completion of some other period mutually agreed upon by Customer and Carrier, a charge will be made to Customer for the nonrecoverable portions of expenditures or liabilities incurred expressly on behalf of Customer by Carrier and not fully reimbursed by installation and monthly charges. If, based on the order, any construction has either begun or been completed, but no service provided, the nonrecoverable cost of such construction shall be borne by Customer. Such charge will be determined on a case-by-case basis.

2.6.5 Payment and Charges for Service

- A. Charges for service are billed on the 25th of each month for the following month's service. All payments are due on the first of each month. Accounts not paid in full by the sixth of the month will be disconnected. Service continues to be provided until canceled by Customer or by Carrier in accordance with provisions of this Tariff. A Customer may pay for multiple months of service if paid on the first of the month to the Carrier.
- B. The Customer is responsible for payment of all charges for service furnished to Customer, including, but not limited to, all calls originated at Customer's number(s); received at Customer's number(s); billed to Customer's number(s) via third-party billing; incurred at the specific request of Customer; or placed using a calling card issued to Customer. The initial billing may include the account set-up charge where applicable. Charges based on actual usage during a month will be billed monthly in arrears. All fixed monthly and nonrecurring charges for services ordered will be billed monthly in advance. In the event of nonpayment of charges, Customer must reimburse Carrier for all costs, including attorneys' fees, for the collection for any unpaid amounts.
- C. Restoration of service will be subject to all applicable installation charges.
- D. Customer is liable for all costs associated with collecting past due charges, including all attorneys' fees.

2.6.6 Application of Charges

The charges for service are those in effect for the period that service is furnished. If the charge for a period covered by a bill change after the bill has been rendered, the bill will be adjusted to reflect the new charges.

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2.7 RESPONSIBILITY OF CARRIER

2.7.1 Calculation of Credit Allowance

Pursuant to limitations set forth in Section 2.5, when service is interrupted the credit allowance will be computed on the following basis:

- A. No credit shall be allowed for an interruption of less than two hours.
- B. Customer shall be credited for an interruption of two hours or more for as long as the interruption continues.
- C. When a minimum usage charge is applicable and Customer fails to meet the minimum usage charge because of a service interruption, a credit shall be applied against that minimum usage charge in the following manner. For each period of two hours that the interruption continues the credit shall equal 1/360th of the monthly minimum charge. Note, in this instance, a fractional period of more than one hour shall be treated as a two-hour period.
- D. If notice of a dispute as to charges is not received in writing by Carrier within 30 days after billing is received by Customer, the invoice shall be considered correct and binding on Customer, unless extraordinary circumstances are demonstrated.

2.7.2 Cancellation of Credit

Where Carrier cancels a service and the final service period is less than the monthly billing period, a credit will be issued for any amounts billed in advance, prorated at 1/30th of the monthly recurring charge for each day after the service was discontinued. This credit will be issued to Customer or applied against the balance remaining on Customer's account.

2.7.3 Disconnection of Service by Carrier

Carrier may discontinue service or cancel an application for service without incurring any liability for any of the following reasons:

- A. Without notice, in the event of a violation of any regulation governing the service under this Tariff;
- B. Without notice, in the event of a violation of any law, rule, or regulation of any government authority having jurisdiction over the service; or
- C. Carrier is prohibited from furnishing services by order of a court or other government authority having jurisdiction.

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- 
- D. In the event of fraudulent use of Carrier's network, Carrier will discontinue service and/or seek legal recourse to recover all costs involved in enforcement of this provision.

2.7.4 Fractional Charges

Charges for a fractional part of a month are calculated by counting the number of days remaining in the billing period after service is furnished. Divide that number of days by 30 days (billing period). The result is then multiplied by the applicable monthly service charge to arrive at the appropriate fractional monthly service charge.

2.8 RESTORATION OF SERVICE

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

2.9 TAXES

Customer will be billed and is responsible for payment of applicable local, state, and federal taxes assessed in conjunction with service used, which will be listed as separate line items and are not included in the quoted rates.

2.10 START OF BILLING

For billing purposes, the start of service is the day following acceptance by Customer of Carrier's service or equipment. The end of service date is the last day of the minimum notification of cancellation or any portion of the last day, after receipt by Carrier of notification of cancellation as described in Section 2 of this Tariff.

2.11 INTERCONNECTION

- 2.11.1 Service furnished by Carrier may be interconnected with services or facilities of other authorized communications common carriers and with private systems, subject to the technical limitation established by Carrier. Service furnished by Carrier is not part of a joint undertaking with such other carriers. Any special interface equipment or facilities necessary to achieve compatibility between the facilities of Carrier and other participating carriers shall be provided at Customer's expense.
- 2.11.2 Interconnection with the facilities or services of other carriers shall be under the applicable terms and conditions of the other carriers' tariffs. Customer is responsible for taking all necessary legal steps for interconnecting his or her customer provided terminal equipment of communications systems with Carriers' facilities. Customers shall secure all licenses, permits, rights-of-way, and other arrangements necessary for such interconnections.

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2.12 DEPOSITS

Carrier does not require deposits but because it provides prepaid long distance service, will provide service for calls charged to a customer's account, authorized by providing payment using an approved credit card, cash, or check. This advance payment will not exceed one month's estimated charges.

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SECTION 3 - DESCRIPTION OF SERVICE

3.1 PREPAID LONG DISTANCE SERVICE

Prepaid Long Distance Service provides an outbound voice grade communications service for calls charged to a Customer's account, authorized for service by providing payment by an approved credit card, cash, or approved check. At the point in which only five minutes of service remain, an audible signal will be given to the user to alert them only so much time is left for long distance service. This is continued each minute until the remaining five minutes are utilized. At this time, or beforehand, the Customer may call the Carrier to extend the available minutes of use by making additional payments. Accounts will be available in various unit denominations as determined by the Carrier. The prices are all rounded to the nearest cent.

3.2 TIMING OF CALLS

Timing for all calls begins when the called party answers the call (i.e., when two-way communications are established). Answer detection is based on standard industry answer detection methods, including hardware and software answer detection. Chargeable time for all calls ends when one of the parties disconnects from the call. There are no billing charges applied for incomplete calls.

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SECTION 4 - RATES

4.1 PREPAID LONG DISTANCE SERVICE

Price Per Unit (measured in one minute increments) \$2.000

4.2 SPECIAL PROMOTIONAL OFFERINGS

4.2.1 Carrier may from time to time engage in Special Promotional Offerings or Trial Service Offerings limited to certain dates, times, or location designed to attract new customers or increase Customer usage. In all such cases, the rates charged will not exceed those specified herein.

4.3 EMERGENCY CALLS

4.3.1 Customer shall configure its PBX or other switch vehicle from which a customer places a call so that 911 emergency call, where available, and similar emergency calls will be automatically routed to the emergency answering point for the geographical location where the call originated without the intervention of Carrier.

A. 911 calls are not routed but are completed through the local network. No billing applies to emergency calls.

4.4 HANDICAPPED PERSONS

4.4.1 Pursuant to Florida Public Service Commission rules and regulations, Carrier will not charge for the first 50 directory assistance calls made each month by a handicapped person.

4.4.2 Intrastate toll message rates for TDD users are evening rates for daytime calls and night rates for evening and night calls.

4.5 BAD CHECK CHARGE \$20.00

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Las Vegas, Nevada 89117



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

**CERTIFICATE TRANSFER STATEMENT**

N/A

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

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

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

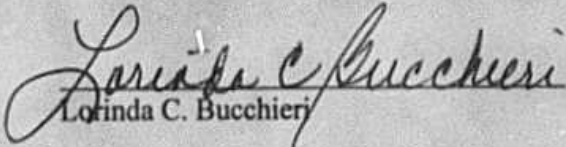


**\*\* APPENDIX B \*\***

**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.)

  
Lorinda C. Bucchieri

Vice President \_\_\_\_\_

Title

(702) 228-7437 \_\_\_\_\_

Telephone Number

8/29/96  
Date \_\_\_\_\_

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

**INTRASTATE NETWORK**

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

N/A

- |    |    |
|----|----|
| 1) | 2) |
| 3) | 4) |

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

N/A

- |    |    |
|----|----|
| 1) | 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.

<u>POP-to-POP</u>	<u>TYPE</u>	<u>OWNERSHIP</u>
-------------------	-------------	------------------

N/A

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

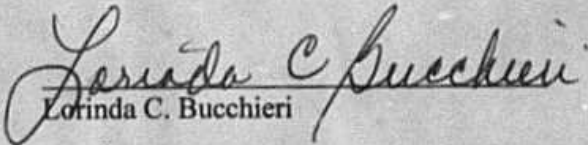
All exchanges within the State of Florida.

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).

Applicant will provide inter-EAEA services over resold facilities. Intra-EAEA calls will be handled by the Customer's Local Exchange Carrier.

6. **CURRENT FLORIDA INTRASTATE SERVICES:** Applicant has  
( ) or has not ( X ) 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?
- (b) If the services are not currently offered, when were they discontinued?

  
Lorinda C. Bucchieri

Vice President

Title

(702) 228-7437

Telephone Number

8/29/94

Date



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

**FLORIDA TELEPHONE EXCHANGES AND EAS ROUTES**

Easy Cellular, Inc. proposes to provide service throughout the State of Florida.

FISHER DAYLAND COOPER LEADER & TRAGOZA L.L.P.

2001 PENNSYLVANIA AVENUE, N.W.

SUITE 400

WASHINGTON, D. C. 20006-1851

TELEPHONE (202) 659-3494

GLENN S. RICHARDS

(202) 775-5678

FACSIMILE  
(202) 296-6518

September 17, 1996

INTERNET  
grichards@fwclz.com

DEPOSIT TREAS. REC. DATE

D376

SEP 18 '96

VIA FEDERAL EXPRESS

Florida Public Service Commission  
Division of Administration  
2540 Shumard Oak Boulevard  
Gunter Building  
Tallahassee, Florida 32399

Re: Easy Cellular, Inc.  
Application for Certification of Public Convenience

Dear Sir or Madam:

Transmitted herewith on behalf of Easy Cellular, Inc. are an original and six copies of the company's Application for a Certification of Public Convenience and Necessity so that it may provide interexchange telecommunications services in the State of Florida. Also enclosed is a \$250.00 check to cover the requisite filing fee.

Please date-stamp the "Receipt" copy of this filing and return it in the enclosed, self-addressed, stamped envelope. Please direct any questions regarding this matter to the undersigned.

Respectfully submitted,

*Daron Roberts*

96 SEP 18 11:59 AM '96

**EASY CELLULAR, INC.**  
8625 W SAHARA AVE. 702-228-7437  
LAS VEGAS, NV 89117



P. O. Box 28429  
Las Vegas, Nevada 89128

1159

94-104/1224

PAY TWO HUNDRED FIFTY: <sup>00</sup>/<sub>100</sub>

FLORIDA  
PUBLIC SERVICE  
COMMISSION

DATE

9-5-96

AMOUNT

250<sup>00</sup>/<sub>100</sub>

TO  
THE  
ORDER  
OF

*R*

ORIGINAL

FISHER, MAYLAND COOPER LEADER & PRAGOZA LLP.  
2001 PENNSYLVANIA AVENUE, N.W.  
SUITE 400  
WASHINGTON, D. C. 20006-1851  
TELEPHONE (202) 659-3494

GLENN S. RICHARDS  
(202) 775-5678

FACSIMILE  
(202) 296-6518

September 17, 1996

INTERNET  
grichards@fwclz.com

DEPOSIT TREAS. REC. DATE

**VIA FEDERAL EXPRESS**

D376

SEP 18 '96

Florida Public Service Commission  
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2540 Shumard Oak Boulevard  
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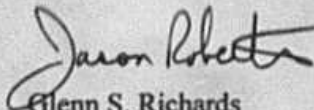
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Please date-stamp the "Receipt" copy of this filing and return it in the enclosed, self-addressed, stamped envelope. Please direct any questions regarding this matter to the undersigned.

Respectfully submitted,



Glenn S. Richards  
Jason S. Roberts  
Counsel for Easy Cellular, Inc.

Enclosures

Check received with filing and  
forwarded to Fiscal for deposit.  
Fiscal to forward a copy of check  
to RAR with proof of deposit.

Initials of person who forwarded check.

A.S.

96 SEP 18 11:09