



Public Service Commission

-M-E-M-O-R-A-N-D-U-M-

DATE: June 4, 1997
 TO: Kay Flynn, Division of Records and Reporting
 FROM: Laura King, Division of Communications *LK*
 RE: MCI Performance Bonds

960598-TP

Attached are MCI's performance bonds (original copies). Please maintain the bonds in the Division of Records and Reporting's files. If there are any questions, please call me at 413-6588.

cc: Cindy Miller
Richard Tudor

- ACK _____
- AFA _____
- APP _____
- CAF _____
- CMU _____
- CTR _____
- EAG _____
- LEG _____
- LIN _____
- OPC _____
- RCH _____
- SEC 1
- WAS _____
- OTH *mg to Kay; copy to docket file*

DOCUMENT NUMBER-DATE
05554 JUN-4 5
 STATE RECORDS REPORTING



SEABOARD SURETY COMPANY

HOME OFFICE: BEDMINSTER, N.J.

Bond No. 306441

PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS, That we MCI TELECOMMUNICATIONS CORPORATION, 1801 Pennsylvania Avenue, NW, Washington, DC 20006

as Principal, and the SEABOARD SURETY COMPANY, a New York corporation, having its principal office and place of business at City of New York, New York, as Surety, are held and firmly bound unto

Florida Telecommunications Relay, Inc.
2540 Shumard Oak Boulevard; Tallahassee, FL 32399

, as Obligee,

in the sum of Eight Million Nine Hundred Thousand and 00/100

(8,900,000.00) Dollars,

for which payment, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Scaled with our seals and dated this 13th day of May, 19 97

WHEREAS, the above bounden MCI TELECOMMUNICATIONS CORPORATION

has entered into a contract with Obligee for


Florida Telecommunications Relay


as is fully and at large set forth and described in the said contract aforesaid.

NOW, THEREFORE, the condition of the above obligation is such, that if the above bounden Principal shall well and truly and in good, sufficient and workmanlike manner, perform or cause to be performed the said contract, and each and every of the covenants, promises, agreements and provisions therein stipulated, and in each and every respect comply with the conditions therein contained, then this obligation to be void; otherwise to remain in full force and virtue.

No claim, suit or action by reason of any default shall be brought against the Principal or Surety after two years from date hereof. If this limitation is made void by any law controlling the construction hereof, such limitation shall be deemed to be amended to equal the minimum period of limitation permitted by such law. The Principal shall be made a party to any suit or action, and be served with process commencing the same if the Principal can with reasonable diligence be found. No judgment shall be rendered against the Surety in excess of the penalty of this instrument.

MCI TELECOMMUNICATIONS CORPORATION



Jonelle St. John, Vice President
SEABOARD SURETY COMPANY


Shannon R. Kamm, Attorney-in-Fact

Certified Copy

SEABOARD SURETY COMPANY

ADMINISTRATIVE OFFICES, BEDMINSTER, NEW JERSEY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That SEABOARD SURETY COMPANY, a corporation of the State of New York, has made, constituted and appointed and by these presents does make, constitute and appoint **James M. Mazza or William C. Bauman or David C. Moylan or Shannon R. Keane**

of **Washington, DC** its true and lawful Attorney-in-Fact, to make, execute and deliver on its behalf insurance policies, surety bonds, undertakings and other instruments of similar nature as follows:

Without Limitations

Such insurance policies, surety bonds, undertakings and instruments for said purposes, when duly executed by the aforesaid Attorney-in-Fact, shall be binding upon the said Company as fully and to the same extent as if signed by the duly authorized officers of the Company and sealed with its corporate seal; and all the acts of said Attorney-in-Fact, pursuant to the authority hereby given, are hereby ratified and confirmed.

This appointment is made pursuant to the following By-Laws which were duly adopted by the Board of Directors of the said Company on December 8th, 1927, with Amendments to and including January 15, 1982 and are still in full force and effect:

ARTICLE VII, SECTION 1.

"Policies, bonds, recognizances, stipulations, consents of surety, underwriting undertakings and instruments relating thereto, insurance policies, bonds, recognizances, stipulations, consents of surety and underwriting undertakings of the Company, and releases, agreements and other writings relating in any way thereto or to any claim or loss thereunder, shall be signed in the name and on behalf of the Company (a) by the Chairman of the Board, the President, a Vice-President or a Resident Vice-President and by the Secretary, an Assistant Secretary, a Resident Secretary or a Resident Assistant Secretary; or (b) by an Attorney-in-Fact for the Company appointed and authorized by the Chairman of the Board, the President or a Vice-President to make such signature, or (c) by such other officers or representatives as the Board may from time to time determine. The seal of the Company shall if appropriate be affixed thereto by any such officer, Attorney-in-Fact or representative."

IN WITNESS WHEREOF, SEABOARD SURETY COMPANY has caused these presents to be signed by one of its Vice-Presidents, and its corporate seal to be hereunto affixed and duly attested by one of its Assistant Secretaries, this 8th day of December, 1994.



Attest:

(Seal) Adelyn M. Fuller
Assistant Secretary

SEABOARD SURETY COMPANY,

By Michael B. Keegan
Vice-President

STATE OF NEW JERSEY
COUNTY OF SOMERSET

On this 8th day of December, 1994, before me personally appeared Michael B. Keegan, a Vice-President of SEABOARD SURETY COMPANY, with whom I am personally acquainted, who, being by me duly sworn, said that he resides in the State of New Jersey; that he is a Vice-President of SEABOARD SURETY COMPANY, the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of the said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto as Vice-President of said Company by like authority.



BELINDA FAYE LEE
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Sept. 9, 1998

Belinda Faye Lee
Notary Public

CERTIFICATE

I, the undersigned Assistant Secretary of SEABOARD SURETY COMPANY do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this Certificate and I do further certify that the Vice-President who executed the said Power of Attorney was one of the Officers authorized by the Board of Directors to appoint an attorney-in-fact as provided in Article VII, Section 1, of the By-Laws of SEABOARD SURETY COMPANY.

This Certificate may be signed and sealed by facsimile under and by authority of the following resolution of the Executive Committee of the Board of Directors of SEABOARD SURETY COMPANY at a meeting duly called and held on the 25th day of March 1970.

"RESOLVED: (2) That the use of a printed facsimile of the corporate seal of the Company and of the signature of an Assistant Secretary on any certification of the correctness of a copy of an instrument executed by the President or a Vice-President pursuant to Article VII, Section 1, of the By-Laws appointing and authorizing an attorney-in-fact to sign in the name and on behalf of the Company surety bonds, underwriting undertakings or other instruments described in said Article VII, Section 1, with like effect as if such seal and such signature had been manually affixed and made, hereby is authorized and approved."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Company to these presents this



13th day of March, 1997

Shannon R. Keane
Assistant Secretary

Form 957 (Rev. 7/84)

Certified Copy

SEABOARD SURETY COMPANY

ADMINISTRATIVE OFFICES, BEDMINSTER, NEW JERSEY

POWER OF ATTORNEY

No. 12951

KNOW ALL MEN BY THESE PRESENTS: That SEABOARD SURETY COMPANY, a corporation of the State of New York, has made, constituted and appointed and by these presents does make, constitute and appoint **James M. Mirra or William C. Bauman or David C. Moylan or Shannon R. Keane**

of **Washington, DC** its true and lawful Attorney-in-Fact, to make, execute and deliver on its behalf insurance policies, surety bonds, undertakings and other instruments of similar nature as follows:

Without Limitations

Such insurance policies, surety bonds, undertakings and instruments for said purposes, when duly executed by the aforesaid Attorney-in-Fact, shall be binding upon the said Company as fully and to the same extent as if signed by the duly authorized officers of the Company and sealed with its corporate seal, and all the acts of said Attorney-in-Fact, pursuant to the authority hereby given, are hereby ratified and confirmed.

This appointment is made pursuant to the following By-Laws which were duly adopted by the Board of Directors of the said Company on December 8th, 1927, with Amendments to and including January 15, 1962 and are still in full force and effect:

ARTICLE VII, SECTION 1:

"Policies, bonds, recognizances, stipulations, consents of surety, underwriting undertakings and instruments relating thereto. Insurance policies, bonds, recognizances, stipulations, consents of surety and underwriting undertakings of the Company, and releases, agreements and other writings relating in any way thereto or to any claim or loss thereunder, shall be signed in the name and on behalf of the Company (a) by the Chairman of the Board, the President, a Vice-President or a Resident Vice-President and by the Secretary, an Assistant Secretary, a Resident Secretary or a Resident Assistant Secretary, or (b) by an Attorney-in-Fact for the Company appointed and authorized by the Chairman of the Board, the President or a Vice-President to make such signature, or (c) by such other officers or representatives as the Board may from time to time determine. The seal of the Company shall if appropriate be affixed thereto by any such officer, Attorney-in-Fact or representative."

IN WITNESS WHEREOF, SEABOARD SURETY COMPANY has caused these presents to be signed by one of its Vice-Presidents, and its corporate seal to be hereunto affixed and duly attested by one of its Assistant Secretaries, this 8th day of December, 1994.



Attest:

(Seal) Adelyn M. Fuller
Assistant Secretary

SEABOARD SURETY COMPANY,

By Michael B. Keegan
Vice-President

STATE OF NEW JERSEY
COUNTY OF SOMERSET

ss.:

On this 8th day of December, 1994, before me personally appeared Michael B. Keegan a Vice-President of SEABOARD SURETY COMPANY, with whom I am personally acquainted, who, being by me duly sworn, said that he resides in the State of New Jersey; that he is a Vice-President of SEABOARD SURETY COMPANY, the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of the said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto as Vice-President of said Company by like authority.



BELINDA FAYE LEE
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Sept. 9, 1998

Belinda Faye Lee
Notary Public

CERTIFICATE

I, the undersigned Assistant Secretary of SEABOARD SURETY COMPANY do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this Certificate and I do further certify that the Vice-President who executed the said Power of Attorney was one of the Officers authorized by the Board of Directors to appoint an attorney-in-fact as provided in Article VII, Section 1, of the By-Laws of SEABOARD SURETY COMPANY.

This Certificate may be signed and sealed by facsimile under and by authority of the following resolution of the Executive Committee of the Board of Directors of SEABOARD SURETY COMPANY at a meeting duly called and held on the 25th day of March 1970.

RESOLVED: (2) That the use of a printed facsimile of the corporate seal of the Company and of the signature of an Assistant Secretary on any certification of the correctness of a copy of an instrument executed by the President or a Vice-President pursuant to Article VII, Section 1, of the By-Laws appointing and authorizing an attorney-in-fact to sign in the name and on behalf of the Company surety bonds, underwriting undertakings or other instruments described in said Article VII, Section 1, with like effect as if such seal and such signature had been manually affixed and made, hereby is authorized and approved."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Company to these presents this 22nd day of May, 1997.



Adelyn M. Fuller
Assistant Secretary

Form 957 (Rev 7/84)

St. Paul/Seaboard

RIDER

To be attached to and form a part of

Type of Bond: Performance Bond
Bond No. 306441
executed by MCI Telecommunications Corporation, as Principal,
and by Seaboard Surety Company, as Surety,
in favor of Florida Telecommunications Relay, Inc., as Obligee
and dated May 13, 1997.

In consideration of the premium charged for the attached bond, it is hereby agreed to change:

The term of the bond is extended to three years to coincide with the term of the underlying contract.

The attached bond shall be subject to all its agreements, limitations and conditions except as herein expressly modified.

The rider is effective May 13, 1997

Signed and sealed May 22, 1997

SEABOARD SURETY COMPANY

By:


Shannon R. Keane, Attorney-in-Fact