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Regina M. DeAngelis

July 21, 1997

DEPOSIT

DATE

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VIA FEDERAL EXPRESS

Florida Public Service Commission
Division of Administration
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850

Re: Application Form for New Concept Communications, LLC

Dear Madam or Sir:

Enclosed please find:

1. An original and seven (7) copies of the above-referenced document;
and
2. A check in the amount of \$250.00 for the filing fee.

Please file-stamp the extra copy and return it in the self-addressed stamped envelope which has been provided. Should you have any questions with respect to this filing, please telephone me at (415) 392-7900.

Thank you.

Very truly yours,

GOODIN, MACBRIDE,
SQUERI, SCHLOTZ & RITCHIE, LLP

By

Regina M. DeAngelis

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:

Enclosures
2532-002/LJ7496 0

DOCUMENT NUMBER DATE

07342 JUL 22 97

FPSC-RECORDS/REPORTING

~~ATA~~
***FLORIDA PUBLIC SERVICE COMMISSION ***

DIVISION OF COMMUNICATIONS

BUREAU OF SERVICE EVALUATION

APPLICATION FORM

for

AUTHORITY TO PROVIDE INTEREXCHANGE

TELECOMMUNICATIONS SERVICE

WITHIN THE STATE OF FLORIDA

99098-TL

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
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850
(904) 413-6600**

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

- E. Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of \$250.00 to:

**Florida Public Service Commission
Division of Administration
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850
(904) 413-6251**

1. 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.
- Operator Service Provider** - company provides or plans to provide alternative operator services for IXC's; 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.
- Multi-Location Discount Aggregator** - company contracts with unaffiliated entities to obtain bulk/volume discounts under multi-location discount plans from certain underlying carriers. Then offers the resold service by enrolling unaffiliated customers.
- Prepaid Debit Card Provider** - any person or entity that purchases 800 access from an underlying carrier or unaffiliated entity for use with prepaid debit card service and/or encodes the cards with personal identification numbers.

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

2. 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 an uncertificated company).
 - Approval for Transfer of Control** (To another certificated company).

3. Name of corporation, partnership, cooperative, joint venture or sole proprietorship: The name of the applicant is **New Concept Communications, LLC**, a California limited liability company.

4. Name under which the applicant will do business (fictitious name, etc.): Applicant will do business under the name **New Concept Communications, LLC**.

5. National address (including street name and number, post office box, city, state and zip code): The Applicant's address is as follows: **New Concept Communications, LLC, 1421 State Street, Suite C, Santa Barbara, California 93101, Telephone: (805) 957-1423**

6. Florida address (including street name and number, post office box, city, state and zip code): Applicant does not currently operate an office in Florida.

7. Structure of organization:

- | | |
|---|--|
| <input type="checkbox"/> Individual | <input type="checkbox"/> Corporation |
| <input type="checkbox"/> Foreign Corporation | <input type="checkbox"/> Foreign Partnership |
| <input type="checkbox"/> General Partnership | <input type="checkbox"/> Limited Partnership |
| <input checked="" type="checkbox"/> Other, a limited liability company organized under the laws of the State of California | |

8. If applicant is an individual or partnership, please give name, title and address of sole proprietor or partners: Applicant is not an individual or partnership. Therefore, this questions does not apply to applicant.

- a. Provide proof of compliance with the foreign limited partnership statute (Chapter 620.169 FS), if applicable: Not applicable because Applicant is not an individual or partnership.
- b. Indicate if the individual or any of the partners have previously been:

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

- (1) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings: Not applicable because Applicant is not an individual or partnership.
 - (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, given reason why not: Not applicable because Applicant is not an individual or partnership.
9. If incorporated, please give:
- a. Proof from the Florida Secretary of State that the applicant has authority to operate in Florida.
Corporate charter number: M97000000183.

See Exhibit A (Copy of Registration as Foreign LLC).

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

Corporation Service Company
1201 Hayes Street
Tallahassee, Florida 32301
- c. Provide proof of compliance with the fictitious name statute (Chapter 865.09 FS), if applicable.
Fictitious name registration number: Not applicable because Applicant does not operate under a fictitious name.
- 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.

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Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

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

a. The application;

Regina M. DeAngelis
Attorney
Goodin, MacBride, Squeri, Schlotz & Ritchie, LLP
505 Sansome Street, Suite 900
San Francisco, California 94111
Tel: (415) 392-7900

b. Official Point of Contact for the ongoing operations of the company;

Mr. Christian Hunter
President
New Concept Communications, LLC
1421 State Street, Suite C
Santa Barbara, California 93101
Tel: (800) 472-2734
Fax: (805) 957-9130

c. Tariff;

Mr. Christian Hunter
President
New Concept Communications, LLC
1421 State Street, Suite C
Santa Barbara, California 93101
Tel: (800) 472-2734
Fax: (805) 957-9130

d. Complaints/Inquiries from customers.

Ms. Lisa Sultan
Manager, Customer Service
New Concept Communications, LLC
1421 State Street, Suite C
Santa Barbara, California 93101
Tel: (800) 472-2734
Fax: (805) 957-9130

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

11. List the states in which the applicant:
- a. Has operated as an interexchange carrier: Applicant is not operating as an interexchange carrier within any states.
 - b. Has applications pending to be certificated as an interexchange carrier: Applicant has applications pending to be certificated as an interexchange carrier in California and New York.
 - c. Is certificated to operate as an interexchange carrier: Applicant is not certificated to operate as an interexchange carrier in any states yet.
 - d. Has been denied authority to operate as an interexchange carrier and the circumstances involved: Applicant has never been denied authority to operate as an interexchange carrier.
 - e. Has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved: Applicant has never been assessed regulatory penalties for violations of telecommunications statutes.
 - f. Has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved: Applicant has never been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity.
12. What services will the applicant offer to other certificated telephone companies:

- Facilities
- Billing and Collection
- Maintenance
- Operators
- Sales
- Other: _____

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

13. Do you have a marketing program?

Yes.

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 14 (to whom, what amount, type of franchise, etc.).

The agents that market NCC's services are called independent marketing agents. These agents will be compensated by NCC based on the amount of paid long-distance usage by the customers who the agents sign up on to NCC's services. NCC does not offer any type of training bonuses or recruitment bonuses. In addition to receiving commissions based on the paid usage of the customers that the agent directly signs up, the agents will receive a commission from these customers who, in turn, decide to market and subscribe customers. For example, if an agent directly subscribes customer A to NCC's services, the agent will receive a commission based on customer A's paid usage. If customer A, in turn, subscribes another customer to NCC's services, i.e., customer B, then the agent will receive a certain percentage commission based on customer B's and customer A's paid usage. Based on this methodology, NCC will compensate its agents in accordance with the following commission schedules:

Direct Sales:

Agents will receive a 5% commission based on the paid usage of all customers who the agent directly subscribes to NCC's services.

Other Sales:

The following schedule illustrates the commissions paid to agents when sales are made by their own customers.

Level One (a sale by agent's Customer A to Customer B) = 2% paid to agent (with a commission also going to Customer A)

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Level Two (a sale by Customer B to Customer C) = .25% paid to agent (with a commission also going to Customer A and B)

Level Three (a sale by Customer C to Customer D) = .25% paid to agent (with a commission also going to Customer A, B & C)

Level Four (a sale by Customer D to Customer E) = .25% paid to agent (with a commission also going to Customer A, B, C & D)

Level Five (a sale by Customer E to Customer F) = 2% paid to agent (with a commission also going to Customer A, B, C, D and E)

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

- Residential customers
- Business customers
- PATS providers
- PATS station end-users
- Hotels and motels
- Hotel and motel guests
- Universities
- University dormitory residents
- 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.

Zero Plus Dialing, Inc.
7411 John Smith Drive, suite 200
San Antonio, Texas 78216

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

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

a. Financial capability.

Regarding the showing of financial capability, the following applies:

The application should contain the applicant's financial statements for the most recent 3 years, including:

- (1) the balance sheet;
- (2) income statement;
- (3) statement of retained earnings.

Applicant has only been in operation since January 1997. Therefore, it does not have financial statements for the past 3 years. Attached hereto as Exhibit B, however, please find a copy of its financials to date. In response to (3), Applicant indicates that it expects its retained earnings to be \$50,000.

Further, a written explanation, which can include supporting documentation, regarding the following should be provided to show financial capability.

- (4) Please provide documentation that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.

See Exhibit B.

- (5) Please provide documentation that the applicant has sufficient financial capability to maintain the requested service.

See Exhibit B.

- (6) Please provide documentation that the applicant has sufficient financial capability to meet its lease or ownership obligations.

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Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

See Exhibit B.

NOTE: This documentation may include, but is not limited to, financial statements, a projected profit and loss statement, credit references, credit bureau reports and descriptions of business relationships with financial institutions.

If available, the financial statements should be audited financial statements.

If the applicant does not have audited financial statements, it shall be so stated. The unaudited financial statements should then be signed by the applicant's chief executive officer and chief financial officer. The signatures should affirm that the financial statements are true and correct.

See Exhibit C.

b. Managerial capability.

As a switchless reseller, Applicant's interLATA and intraLATA service will be provided through the resale of inbound and outbound services purchased by Applicant in bulk from one or more authorized carriers. Applicant's proposed operations will be directed by the following team:

Mr. Christian Hunter, President and CEO, is also the President of Century Direct Marketing, Inc. ("CDM"), one of the nations leading publishers and direct marketers of consumer information catalogs. Mr. Hunter's prior experience includes both sales and sales-training positions with Kelly Advertising & Marketing in 1991-1992, and a subsequent tenure in 1993-1994 as General Manager of Creative Advertising & Marketing. From January to June, 1995 he was Executive Vice President of Public Information Services, Inc.

Mr. Michael Dubrow attended University of California at Santa Barbara in 1971-72. From 1984 through 1991, he served as Managing Director and founding principal at Chambers, Dunhill, Rubin & Co., a stable value investment firm. From 1991-1994, he was affiliated with Sloan Financial Group, a \$3 billion minority-owned financial services organization. In 1995, Mr. Dubrow served as President and CEO of Public Information Services, Inc., a publisher of consumer information catalogs. Since January 1997, Mr. Dubrow has served as Executive Vice President and Chief Information Officer of Applicant. He will oversee the marketing business of Applicant.

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2)

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).

The Applicant checked two of the above services: MTS and Travel Services. To place an MTS call, customers simply directly dial with 1+ access. For the travel services, a customer must first access the Applicant's network by dialing (800) 300-0330, and then the customer dials the termination telephone number.

22. Other: None.

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 two 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. 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 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".

UTILITY OFFICIAL:


Signature

7/9/97
Date

Executive V.P.
Title

805-957-1423
Telephone No.



Printed on Recycled Paper
20% Post Consumer Waste

VERIFICATION OF FINANCIAL STATEMENT

I hereby certify that the applicant does not have an audited financial statement. I further certify that the statements in the foregoing income statement and balance sheet submitted by New Concept Communications, LLC in connection with its certification are true, complete, and correct to the best of my knowledge and are made in good faith.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 15 day of July, 1997 at Santa Barbara, California.

NEW CONCEPT COMMUNICATIONS, LLC
1421 State Street, Suite C
Santa Barbara, California 93101

By _____

Mr. Christian Hunter
President & Chief Executive Officer

By _____

Thomas Adams, III
Executive Vice President
Secretary
Chief Financial Officer

**** APPENDIX A ****

CERTIFICATE TRANSFER STATEMENT

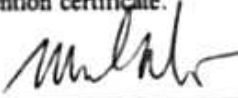
I, (TYPE NAME) Michael Dubrow,

(TITLE) Executive Vice -Pres., of (NAME OF COMPANY)

New Concept Communications, LLC, and current

holder of certificate number _____, have reviewed
this application and join in the petitioner's request for a
transfer of the above-mention certificate.

UTILITY OFFICIAL:

 _____
Signature Date

7/9/97

Exec. V.P.
Title

805-957-1423
Telephone No.

**** APPENDIX B ****

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.)**

UTILITY OFFICIAL:

Muldur 7/9/97
Signature Date

Exec. V.P. 805-957-1423
Title Telephone No.

**** APPENDIX C ****

NOTE: Applicant intends to operate as a reseller within the State of Florida. Therefore, Applicant does not believe that most of the questions in Appendix C apply to its intended operations. Applicant has, however, responded to Questions No. 28.

INTERSTATE NETWORK

23. **POP:** Addresses where located, and indicate if owned or leased.
- 1) 2)
- 3) 4)
24. **SWITCHES:** Address where located, by type of switch, and indicate if owned or leased.
- 1) 2)
- 3) 4)
25. **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> |
|----|-------------------|-------------|------------------|
| 1) | | | |
| 2) | | | |
26. **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).
27. **TRAFFIC RESTRICTIONS:** Please explain how the applicant will comply with the EAEA requirements contained in Commission Rule 25-24.471 (4) (a) (copy enclosed).

28. **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?

UTILITY OFFICIAL:

M. J. ... 7/9/97
Signature Date

Exec VP 805-957-1423
Title Telephone No.

**** APPENDIX D ****

Note: Applicant intends to offer its resold services on a statewide basis.

FLORIDA TELEPHONE EXCHANGES

AND

EAS ROUTES

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)

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

<u>Extended Service</u> <u>Area</u>	<u>with</u>	<u>These Exchanges</u>
PENSACOLA		Cantonment, Gulf Breeze Pace, Milton Holley-Navarre.
PANAMA CITY		Lynn Haven, Panama City Beach, Youngstown-Fountain and Tyndall AFB.
TALLAHASSEE:		Crawfordville, Havana, Monticello, Panacea, Sopchoppy and St. Marks.
JACKSONVILLE:		Baldwin, Ft. George, Jacksonville Beach, Callahan, Maxville, Middleburg Orange Park, Ponte Vedra and Julington.
GAINESVILLE:		Alachua, Archer, Brooker, Hawthorne, High Springs, Melrose, Micanopy, Newberry and Waldo.
OCALO:		Belleview, Citra, Duaneville,

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Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

	Forest Lady Lake (B21), McIntosh, Okla., Orange Springs, Salt Springs and Silver Springs Shores
DAYTONA BEACH:	New Smyrna Beach
TAMPA:	Central None East Plant City North Zephyrhills South Palmetto West Clearwater
CLEARWATER:	St. Petersburg, Tampa-West and Tarpon Springs.
ST. PETERSBURG:	Clearwater.
LAKELAND:	Bartow, Mulberry, Plant City, Polk City and Winter Haven.
ORLANDO:	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, Lchigh 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.

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

HOLLYWOOD:

Ft. Lauderdale and North Dade.

NORTH DADE:

Hollywood, Miami and Perrine.

MIAMI:

Homestead, North Dade and Perrine

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

**** APPENDIX E ****

**** GLOSSARY ****

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

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 of 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 SERVICE AREA: 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 exchanges without toll message charges.

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

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.

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.

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.

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.

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

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.

ATTACHMENTS:

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

25324802
P17357 FL

FORM PSC/CMU 31 (11/95)
Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).



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Tariff Schedule
Applicable to
Florida Intrastate
Telephone Communications
of
New Concept Communications, LLC

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by New Concept Communications, LLC, with principal offices at 1421 State Street, Suite C, Santa Barbara, CA 93101. 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.

Date Issued: July 22, 1997

Advice Letter No. 1

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

TARIFF CHECKING SHEET

Current sheets in this tariff are as follows:

<u>Sheet</u>	<u>Revision</u>
Title	Original
1-T	Original
2-T	Original
3-T	Original
4-T	Original
5-T	Original
6-T	Original
7-T	Original
8-T	Original
9-T	Original
10-T	Original
11-T	Original
12-T	Original
13-T	Original
14-T	Original
15-T	Original

Date Issued: July 27 1997

Advice Letter No. 1

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

TABLE OF CONTENTS

<u>Subject Matter</u>	<u>Sheet No.</u>
Title Sheet	Title
Tariff Checking Sheet	1-T
Table of Contents	2-T
Preliminary Statement	3-T
Explanation of Symbols	3-T
Tariff Format Sheets	4-T
Service Area Map	5-T
Section 1 - Technical Terms and Abbreviations	6-T
Section 2 - Rules and Regulations	8-T
Section 3 - Description of Service	11-T
Section 4 - Rates	14-T

Date Issued: July 22, 1997

Advice Letter No. 1

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

PRELIMINARY STATEMENT

This tariff contains all effective rates and rules together with information relating to an applicable to New Concept Communications, LLC ("NCC").

NCC provides 24-hour interLATA and intraLATA intrastate telephone service between points in Florida.

NCC has been granted authority by the Florida Public Service Commission ("FPSC") to provide interLATA and intraLATA intrastate service within the state of Florida.

SYMBOLS USED IN THIS TARIFF

- (D) To signify discontinued or deleted material, including listing, rate, rule or condition.
- (I) To signify an increase.
- (M) To signify material relocated from or to another part of tariff schedule with no change in text, rate, rule or condition.
- (N) To signify new material including listing, rate, rule or condition.
- (R) To signify reduction.
- (T) To signify change in wording of text but not change in rate, rule, or condition.

Date Issued: July 22, 1997

Advice Letter No. 1

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Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

TARIFF FORMAT SHEETS

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).1.
- 2.1.1.A.1.(a).1.(i).
- 2.1.1.A.1.(a).1.(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 (*). 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 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.

SERVICE AREA MAP

NCC has been granted authority by the FPSC to provide interLATA and intraLATA service within the State of Florida.



Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS**A. Definitions**

1. **Accounting Code:** A multi-digit code which enables a customer to allocate long distance charges to its internal accounts.
2. **Authorization Code:** A multi-digit code which enables a customer to access NCC's network and enables NCC to identify the customer's use for proper billing.
3. **Business Hours:** The phrase "business hours" means the time after 8:00 A.M. and before 5:00 P.M., Monday through Friday excluding holidays.
4. **Carrier:** The term "Carrier" means NCC.
5. **Company:** The term "Company" means NCC.
6. **Customer:** See definition under "subscriber".
7. **Day:** The term "day" means 8:00 A.M. to 4:59 P.M. local time at the originating city, Monday through Friday, excluding Company-specific holidays.
8. **Delinquent or Delinquency:** The terms "delinquent" and "delinquency" mean an account for which payment has not been paid in full on or before the last day for timely payment.
9. **Evening:** The term "evening" means 5:00 P.M. to 10:59 P.M. local time at the originating city, Monday through Friday and on Company-specified holidays except when a lower rate would normally apply.
10. **Exchange Area:** The term "exchange area" means a geographically defined area wherein the telephone industry through the use of maps or legal descriptions sets down specified areas where individual telephone exchange companies hold themselves out to provide communication services.
11. **Holiday:** The term "holiday" means all Company-specific holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Friday after Thanksgiving Day, and Christmas Day.

Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS (Cont'd)A. Definitions (Cont'd)

12. **Local Access Transport Area ("LATA"):** The phrase "Local Access Transport Area" means a geographical area established by the U.S. District Court for the District of Columbia in Civil Action No. 17-49, within which a local exchange company provides communication services.
13. **Local Exchange Carrier/Local Exchange:** This term means a company providing telecommunications service within a local exchange or LATA.
14. **Night/Weekend:** The words "night/weekend" mean 11:00 P.M. to 7:59 A.M. local time in the originating city, Saturday, from 8:00 A.M. to Sunday at 10:59 P.M.
15. **Nonbusiness Hours:** The phrase "nonbusiness hours" means the time period after 5:00 P.M. and before 8:00 A.M., Monday through Friday, all day Saturday, Sunday, and on holidays.
16. **Regular Billing:** The words "regular billing" mean a standard bill sent in the normal NCC billing cycle. This billing consists of one bill for each account assigned to a subscriber.
17. **Residential Service:** The phrase "residential service" means telecommunication services used primarily as nonbusiness service.
18. **Subscriber:** The term "subscriber" means the firm, company, corporation, or other entity which contracts for service under this tariff and which is responsible for the payment of charges as well as compliance with Company's regulations pursuant to this tariff. The term "customer" is synonymous with the term "subscriber."
19. **Switch:** The term "switch" means an electronic device which is used to provide circuit routing and control.
20. **Timely Payment:** The term "timely payment" means a payment on a customer's account made on or before the due date.

Date Issued: July 22 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 2 - RULES AND REGULATIONS**2.1 Undertaking of the Company**

New Concept Communications, LLC's ("NCC") services and facilities are furnished for communications originating at specified points within the State of Florida under terms of this tariff.

NCC installs, operates, and maintains the communications services provided herein 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 NCC network. The customer will be responsible for all charges due for such service arrangement.

The Company's services and facilities 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 provisions of this tariff.

2.2.2 NCC reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control or when the customers using service in violation of the law or the provisions of this tariff.

2.2.3 All facilities provided under this tariff are directly controlled by NCC and the customer may not transfer or assign the use of service or facilities, 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 or facilities.

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.

Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 2 - RULES AND REGULATIONS (Cont'd)**2.3 Liabilities of the Company**

2.3.1 NCC's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, 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 of the transmission occur.

2.3.2 NCC 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 or facility provided by NCC.

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 the obligation of the customer to notify the company immediately of any interruption of 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/her control, if any, furnished by the customer and connected to the Company's facilities.

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.

Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 2 - RULES AND REGULATIONS (Cont'd)**2.4 Interruption of Service** (Cont'd)

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:

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

A - outage time in hours

B - total monthly charge for affected facility

2.5 Deposits

The Company does not require a deposit from the customer.

2.6 Advance Payments

For customers who the company feels an advanced payment is necessary, the company 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.

2.7 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.

Date Issued: July 22, 1997

Advice Letter No. 1

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

SECTION 3 - DESCRIPTION OF SERVICE**3.1 Timing of Calls****3.1.1 When Billing Charges Begin and Terminate for Phone Calls**

The customer's long distance usage charge is based on the actual usage of NCC's network. Usage begins when the called party picks up the receiver, (i.e., when 2 way communication, often referred to as "conversation time" is possible.) 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 or called party hangs up.

3.1.2 Billing Increments

Unless otherwise specified in this tariff, the minimum call duration for billing purposes is one (1) minute for a connected call. Calls beyond one (1) minute are billed in one (1) minute increments.

3.1.3 Per Call Billing charges

Billing will be rounded up to the nearest penny for each call.

3.1.4 Uncompleted Calls

There shall be no charges for uncompleted calls.

3.2 Billing of Calls

All charges due by the subscriber are payable at any agency duly authorized to receive such payments. Any objection to billed charges should be promptly reported to the Company within thirty (30) days after the customer has received the bill containing the disputed charges. Adjustments to customer's bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 3 - 1 DESCRIPTION OF SERVICE (Cont'd)

3.3 Payment of Calls

3.3.1 Late Payment Charges

Interest charges of 1 1/2% per month may be assessed on all unpaid balances more than thirty days old.

3.3.2 Return Check Charges

A return check charge of \$20.00 or 5% of the amount of the check, whichever is greater, will be assessed for checks returned for insufficient funds.

3.3.4 Restoration of Service

A reconnection fee of \$25.00 per occurrence is charged when service is re-established for customers who had been disconnected for non-payment.

3.4 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).

Date Issued: July 22, 1997

Advice Letter No. 1

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

SECTION 3 - DESCRIPTION OF SERVICE (Cont'd)

3.5 Service Offerings

3.5.1 Concept One - Residential

Concept One - Residential is a flat rate, direct access, inter/intrastate service designed for all residential customers.

3.5.2 Concept One - Business

Concept One - Business is a flat rate, direct access, inter/intrastate service designed for business customers that maintain a minimum monthly usage of at least \$100.00.

Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1

SECTION 4 - RATES4.1 Concept One - Residential

Activation Fee: \$0.00

Monthly Access Fee: \$3.00

Usage Rate (per minute): \$0.1451

Calls are billed in one (1) minute increments with a one (1) minute minimum.

4.2 Concept One - Business

Activation Fee: \$0.00

Monthly Access Fee: \$3.00

Usage Rate (per minute): \$0.1451

Calls are billed in one (1) minute increments with a one (1) minute minimum.

Date Issued: July 22, 1997

Advice Letter No. 1

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

SECTION 4 - RATES4.3 Discounts for Hearing Impaired Customers

Intrastate toll message rates for TDD users, which is communicated using a telecommunications device for the deaf (TDD) by properly certified business establishments or individuals equipped with TDDs for communications with hearing or speech impaired persons, shall be evening rates for daytime calls and night rates for evening and night calls.

4.4 Directory assistance Charges for Handicapped Persons

Pursuant to the FPSC rules and regulations NCC will not charge for the first fifty (50) directory assistance calls made each month by a handicapped person.

4.5 Operation of Telecommunication Relay Service

Intrastate toll calls received from the relay service, each local exchange and interexchange telecommunications company billing relay call will be discounted by 50 percent of the applicable rate for a voice non-relay call except that where either the calling or called party indicates that either party is both hearing and visually impaired, the call will be discounted 60 percent off the applicable rate for voice non-relay call. The above discounts apply only to time-sensitive elements of a charge for the call and shall not apply to per call charges such as credit card surcharge.

2532-002
111755 T11

Date Issued: July 22, 1997

Issued by:
Christian Hunter, President
1421 State Street, Suite C
Santa Barbara, CA 93101

Effective: _____

Advice Letter No. 1



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FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

April 14, 1997

CHRISTOPHER SMITH
CSC NETWORKS
TALLAHASSEE, FL

Qualification documents for NEW CONCEPT COMMUNICATIONS, LLC were filed on April 14, 1997, and assigned document number M97000000183. Please refer to this number whenever corresponding with this office.

Your limited liability company is now qualified and authorized to transact business in Florida as of the file date.

A limited liability company annual report will be due this office between January 1 and May 1 of the year following the calendar year of the file date. A Federal Employer Identification (FEI) number will be required before this report can be filed. If you do not already have an FEI number, please apply NOW with the Internal Revenue by calling 1-800-829-3676 and requesting form SS-4.

Please be aware if the limited liability company address changes, it is the responsibility of the corporation to notify this office.

Should you have any questions regarding this matter, please telephone (904) 487-6051, the Registration and Qualification Section.

Buck Kohr
Corporate Specialist
Division of Corporations

Letter Number: 497A00018562

Account number: 072100000032

Account charged: 140.00

APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 608.603, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

FILED
 SECRETARY OF STATE
 CIVIL SERVICE CORPORATION
 97 APR 11 AM 10:38

1. NEW CONCEPT COMMUNICATIONS, LLC
 (Name of foreign limited liability company must end with the words "limited company" or their abbreviation "L.C." if not so contained in the name at present. Please Note: L.L.C. is not an acceptable suffix in Florida.)

2. California
 (Jurisdiction under the law of which foreign limited liability company is organized)

3. 77-0446382
 (FEI number, if applicable)

4. 1-10-1997
 (Date of Organization)

5. December 31, 2050
 (Duration: Year limited liability company will cease to exist or "perpetual")

6. JUNE 1, 1997
 (Date first transacted business in Florida. (See sections 608.601, 608.602, and 817.155, F.S.))

7. 1421 State Street, Suite C
Santa Barbara, CA 93101
 (Street address of principal office)

8. List and indicate in title space provided the name, title, and business address of each managing member (MGRM) or manager (MGR). It is not necessary to list members.
 (attach additional page if necessary)

NAME AND ADDRESS:	TITLE:	NAME & ADDRESS:	TITLE:
(See attached)			
_____	_____	_____	_____
_____		_____	
_____		_____	
_____		_____	
_____		_____	
_____		_____	
_____		_____	
_____		_____	
_____		_____	

MANAGERS:

Christian Hunter
169 El Sueno Road
Santa Barbara, CA 93110

Thomas R. Adams, III
29B South Soledad
Santa Barbara, CA 93103

Michael Dubrow
25 Monte Vista Lane
Santa Barbara, CA 93105

SECRET
DIVISION OF INVESTIGATION
97 APR 14 AM 10:38

AFFIDAVIT OF MEMBERSHIP AND CONTRIBUTIONS OF FOREIGN
LIMITED LIABILITY COMPANY

FILED
97 APR 14 AM 10:38
CORPORATIONS

The undersigned member or authorized representative of a member of _____
NEW CONCEPT COMMUNICATIONS, LLC deposes and says:

- 1) the above named limited liability company has at least two members
- 2) the total amount of cash contributed by the member(s) is \$ 108,466
- 3) if any, the agreed value of property other than cash contributed by member(s) is
\$ _____. A description of the property is attached and made a part hereto.
- 4) the total amount of cash or property anticipated to be contributed by member(s) is
\$ 108,466. This total includes amounts from 2 and 3 above.



Signature of a member or authorized representative of a member
(in accordance with section 608.408(3), Florida Statutes, the execution of this affidavit
constitutes an affirmation under the penalties of perjury that the facts stated herein are true.)
Christian Hunter, Managing Member, President & CEO

**CERTIFICATE OF DESIGNATION OF
REGISTERED AGENT/REGISTERED OFFICE**

PURSUANT TO THE PROVISIONS OF SECTION 608.415 or 608.507, FLORIDA STATUTES, THE UNDERSIGNED LIMITED LIABILITY COMPANY, ORGANIZED UNDER THE LAWS OF THE STATE OF FLORIDA, SUBMITS THE FOLLOWING STATEMENT IN DESIGNATING THE REGISTERED OFFICE/REGISTERED AGENT, IN THE STATE OF FLORIDA.

1. The name of the limited liability company is: _____

NEW CONCEPT COMMUNICATIONS, LLC

FILED
DIVISION OF CORPORATIONS
97 APR 14 AM 10:38

2. The name and address of the registered agent and office is:

Corporation Service Company

(Name)

1201 Hays Street

(P.O. Box or Mail Drop Box NOT acceptable)

Tallahassee, FL 32301

(City/State/Zip)

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

By: _____

K.A. Wibley

(Signature)

K. A. Wibley , Asst. Secretary

April 2, 1997

(Date)

Filing Fee: \$ 35 for Designation of Registered Agent



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New Concept Communication, LLC

Balance Sheet
As of April 22, 97

Assets		
Cash:		\$ 50,890
-Checking Account		5,154
-Money Market		13,437
TR Royalties		17,000
Notes Receivable		5,000
Deposits-American		5,000
Legal Retainer, Goodin		<u>5,000</u>
Total Assets		<u>96,481</u>
Liabilities		
Accounts Payable:		23,349
Vendors		60,000
Intercompany		<u>73,349</u>
Total Accounts Payable		<u>73,349</u>
Equities		
Shareholders Equity		106,000
Retained Earnings		(81,868)
Total Equities		<u>23,132</u>

Statement of Profit & Losses
Period Jan-April 1997

Sales		
Gross:		451
February		5,816
March		7,370
April		-
Less: refunds		-
Net Sales		<u>13,437</u>
Expenses		
Telephone		5,000
Ansaphone		2,600
Wayfinder		24,000
Commercial Press		-
William Rothband		1,168
Cynthia Anderson-Books		1,000
Felt Marking Atkin&M		18,853
Wallace Michaelson		4,358
Legal Services		4,036
Bank service charges		74
April expenses unallocated		23,349
Estimated overhead costs		<u>10,957</u>
Total Expenses		<u>98,393</u>
Operating Income/(Losses)		(81,956)
Other Income/(losses)		68
Net Income/(Loss)		<u>(81,888)</u>

GOODIN, MACBRIDE,
SQUERI, SCHLOTZ & RITCHIE, LLP
Attorneys at Law

505 Sansome Street
Suite 900
San Francisco
California 94111

Telephone
415/392-7900
Facsimile
415/398-4321

Regina M. DeAngelis

July 21, 1997

DEPOSIT

DATE

D572

JUL 22 1997

VIA FEDERAL EXPRESS

970918-TI

Florida Public Service Commission
Division of Administration
2540 Shumard Oak Blvd.
Gunter Building
Tallahassee, Florida 32399-0850

Re: Application Form for New Concept Communications, LLC

Dear Madam or Sir:

Enclosed please find:

1. An original and seven (7) copies of the above-referenced document;
and
2. A check in the amount of \$250.00 for the filing fee.

Please file-stamp the extra copy and return it in the self-addressed stamped envelope which has been provided. Should you have any questions with respect to this filing, please telephone me at (415) 392-7900.

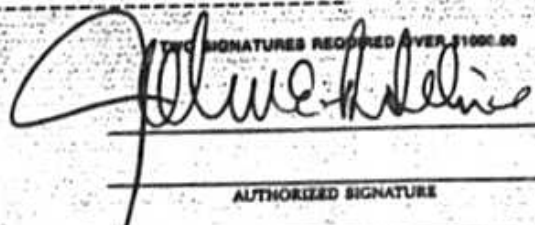
GOODIN, MacBRIDE, SQUERI,
SCHLOTZ & RITCHIE, LLP
GENERAL ACCOUNT
505 SANSOME ST. 415-392-7900
SAN FRANCISCO, CA 94111

9329

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