

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

**DIVISION OF COMMUNICATIONS
BUREAU OF SERVICE EVALUATION**

**APPLICATION FORM FOR CERTIFICATE TO PROVIDE
PAY TELEPHONE SERVICE
WITHIN THE STATE OF FLORIDA**

990474-TC

INSTRUCTIONS

- ◆ This form is used as an application for an original certificate to provide pay telephone service within the State of Florida.
- ◆ **Print or type** all responses to each item requested in the application. If an item is not applicable, please explain.
- ◆ Use a separate sheet for each answer which will not fit within the allotted space.
- ◆ Once completed, submit the original and two (2) copies of this form and a non-refundable **application fee of \$100.00** to:

**Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770**

FILED
TAMPA
REGISTRY II BLDG., SUITE 310
9950 PRINCESS PALM AVENUE
TAMPA, FL 33619-8370

- ◆ If you have questions about completing the form, contact:

**Florida Public Service Commission
Division of Communications
Bureau of Service Evaluation
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6600**

RECEIVED

APR 12 1999

CMU

Initials of person who forwarded check.

dy

Form PSC/CMU-32 (02/99)
Required by Commission Rule Nos. 25-24.510 & 25-24.511

DOCUMENT NUMBER DATE
04696 APR 13 1999

FPCO-RECORDS AND REPORTING

1. Name of company or name of individual (not fictitious name or d/b/a):

DONNINI ENTERPRISES, INC.

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

DONNINI ENTERPRISES, INC.

3. Official mailing address:

Street: 9250-H ALTERNATE A1A

P.O. Box: _____

City: LAKE PARK

State: FLORIDA Zip: 33403

4. Florida address:

Street: _____

P.O. Box: _____

City: _____

State: _____ Zip: _____

5. Structure of organization:

() Individual

() Corporation

() General Partnership

() Limited Partnership

() Other: _____

6. If incorporated in Florida, provide proof of authority to operate in Florida:

Florida Secretary of State
Corporate Registration Number: H 36420 (SEE ATTACHED)

State of Florida



Department of State

I certify that the attached is a true and correct copy of the Articles of Incorporation of DONNINI ENTERPRISES, INC., a corporation organized under the Laws of the State of Florida, filed on December 31, 1984, as shown by the records of this office.

The charter number of this corporation is H36420.

Given under my hand and the
Great Seal of the State of Florida,
at Tallahassee, the Capital, this the
3rd day of January, 1985.



CER-101

George Firestone
Secretary of State

Gerald J. Donnini
James T. Donnini

President
Vice-President/
Secretary

50% ownership
50% ownership

7. If using fictitious name d/b/a (doing business as), provide proof of compliance with the fictitious name statute (Chapter 865.09, Florida Statutes) to operate in Florida:

Florida Fictitious Name
Registration Number: _____

8. F.E.I. Number (if applicable): 59-2614-763 _____

9. If individual, provide:

Name: _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

10. If partnership, provide name, title and address of all partners and a copy of the partnership agreement:

a. Name: _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

10. Partnership (continued)

b. Name: _____
Title: _____
Address: _____
City/State/Zip: _____
Telephone No.: _____ Fax No.: _____
Internet E-Mail Address: _____
Internet Website Address: _____

11. Who will serve as liaison to the Commission with regard to the following?

a. The application:

Name: RICHARD SPENCER
Title: _____
Address: 9250-H ALTERNATE A1A
City/State/Zip: LAKE PARK, FL 33403
Telephone No.: (561) 863-6909 Fax No.: (561) 863-6968
Internet E-Mail Address: DOMINANT@ADL.COM
Internet Website Address: _____

b. Official Point of Contact for ongoing company operations including complaints and inquiries:

Name: RICHARD SPENCER
Title: _____
Address: 9250-H ALTERNATE A1A
City/State/Zip: LAKE PARK, FL 33403
Telephone No.: (561) 863-6909 Fax No.: (561) 863-6968
Internet E-Mail Address: DOMINANT@ADL.COM
Internet Website Address: _____

12. Indicate if applicant or any subsidiary, partner, officers, directors, or any stockholder has been previously adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings.

If so, provide explanation: _____

13. Has the applicant or any subsidiary, partner, officer, director, or any stockholder ever been granted or denied a pay telephone certificate in the State of Florida? (This includes active and canceled pay telephone certificates.) If yes, provide explanation and list the certificate holder and certificate number.

14. Is the applicant or any subsidiary, partner, officer, director, or any stockholder a subsidiary, partner, or officer in any other Florida certificated pay telephone company? If yes, give name of company and relationship. If no longer associated with company, give reason why not.

15. List other states in which the applicant:

a. Is currently providing pay telephone service.

NONE

b. Has applications pending to be certified as a pay telephone provider.

NONE

c. Has been denied authority to operate as a pay telephone provider. Explain circumstances.

No

d. Has had regulatory penalties imposed for violations of telecommunications statutes, rules, or orders. Explain circumstances.

No

16. Please check (✓) the services that will be provided:

- LOCAL
- LONG DISTANCE
- COIN
- CALLING CARD
- CREDIT CARD
- OTHER (Describe) _____

17. Proposed number of pay telephone instruments the applicant plans to install/operate in the first year: 6 - 15

18. How does the applicant intend to service and maintain each payphone? Check (✓) all that apply.

· (✓) PERSONALLY

· (✓) FULL-TIME TECHNICIAN

() PART-TIME TECHNICIAN

() SERVICE/REPAIR/MAINTENANCE CONTRACT

() OTHER (Describe) _____

19. Will each of the installed pay telephones provide access to all locally available long distance carriers via 10XXX+0, 10XXXX+0, 101XXXX+0, 950, and toll free (e.g. 800, 877, and 888)? See Rule 25-24.515(10), Florida Administrative Code.

· (✓) Yes

() No Explain: _____

20. Will each of the installed pay telephones conform to subsections 4.28.8.4 and 4.29 of the American National Standard (CABO/ANSI A117.1-1992), Accessible and Usable Buildings and Facilities, approved December 15, 1992 by the American National Standards Institute, Inc.? See Rule 25-24.515(18), Florida Administrative Code.

· (✓) Yes

() No Explain: _____

APPLICANT FEE/TAX STATEMENT

1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of 0.15 of one percent of the 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 the a seven percent sales tax must be paid on intra- and interstate revenues.
4. **APPLICATION FEE:** I understand that a non-refundable application fee of \$100.00 must be submitted with the application.

UTILITY OFFICIAL:

GERALD J. DONNINI
Print Name

Gerald J. Donnini, Pres
Signature

PRESIDENT
Title

4/6/99
Date

(561) 863-6909
Telephone No.

(561) 863-6968
Fax No.

Address: 9250-H ALTEGATE A1A
LAKE PARK, FL 33403

ACKNOWLEDGMENT

By my signature below, I, the undersigned owner/officer, have read the foregoing and declare that, to the best of my knowledge and belief, the information is true and correct. I attest that I have the authority to sign on behalf of my company and agree to comply, now and in the future, with all applicable Commission rules and orders.

I will comply with all current and future Commission requirements regarding pay telephone service. I understand that I am required to pay a regulatory assessment fee (minimum of \$50.00 per calendar year), file an annual pay telephone service report, pay applicable sales tax, and pay gross receipts tax. Furthermore, I agree to keep the Commission advised of any changes in the names and addresses listed in the application within 10 days of the change.

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:

GERALD J. DOPPINI
Print Name

Gerald J. Dopini Pres
Signature

PRESIDENT
Title

4/6/99
Date

(561) 863-6909
Telephone No.

(561) 863-6968
Fax No.

Address: 9250-H ALTERNATE A1A
LAKE PARK, FL 33403

****APPLICANT ACKNOWLEDGMENT****

Applicant: DONNINI ENTERPRISES, INC

I acknowledge receipt and understanding of the Florida Public Service Commission's Rules and Requirements relating to my provision of Pay Telephone Service.

GERALD J. DONNINI
Print Name


Signature

PRESIDENT
Title

4/6/99
Date

(561) 863-6909
Telephone No.

(561) 863-6968
Fax No.

Address: 9250-H ALTERNATE A1A
LAKE PARK, FL 33403

THIS ACKNOWLEDGMENT FORM MUST BE COMPLETED AND RETURNED AS PART OF THE APPLICATION BEFORE THE CERTIFICATION PROCESS BEGINS. FAILURE TO DO SO WILL RESULT IN A DELAY OF THE CERTIFICATE BEING ISSUED.

DEPOSIT

DATE

D126 #

APR 14 1999



1. Name of company or name of individual (not fictitious name or d/b/a):
DONNINI ENTERPRISES, INC.

2. Name under which applicant will do business (fictitious name, etc.):
DONNINI ENTERPRISES, INC.

3. Official mailing address:
Street: 9250-H ALTERNATE A1A
P.O. Box: _____
City: LAKE PARK
State: FLORIDA Zip: 33403

4. Florida address:
Street: _____
P.O. Box: _____
City: _____
State: _____ Zip: _____

5. Structure of organization:
() Individual
() Corporation

DONNINI ENTERPRISES, INC. "THE ENERGY COMPANY" OPERATING ACCOUNT 9250 H ALTERNATE A1A LAKE PARK, FL 33403 407/863-6909	FIRST UNION NATIONAL BANK OF FLORIDA, N.A. JUPITER, FLORIDA 33477	No.01020686
	63-1012 632	
 DATE <u>04/09/1999</u> One Hundred and 00/100 Dollars	CHECK NUMBER <u>1020686</u>	DISCOUNT <u>\$.00</u> AMOUNT <u>*****100.00</u>
PAY TO THE ORDER OF: FL. PUBLIC SERVICE COMMISSION DIV. RECORDS/REPORTING 2540 SHUMARD OAK BLVD. TALLAHASSEE, FL 32399	 DONNINI ENTERPRISES, INC. AUTHORIZED SIGNATURE	