

**ORIGINAL**

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September 8, 1999

**VIA FEDERAL EXPRESS**

Ms. Blanca S. Bayo, Director, Division of Records and Reporting  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0866

Re: DSLnet Communications, LLC  
Docket No. 99-0164-TI (Interexchange Services) and  
Docket No. 99-0163-TX (Local Exchange Services)

Dear Ms. Bayo:

On behalf of DSLnet Communications LLC ("DSLnet"), and pursuant to the authority granted to DSLnet in Docket No. 99-0164-TI (Order issued August 12, 1999) and Docket No. 99-0163-TX (Order issued July 6, 1999), enclosed for filing are an original and six (6) copies of DSLnet's surety bond, in the amount of \$10,000.00, for the protection of deposits collected by DSLnet from its Florida customers.

Please date-stamp the extra copy of this filing and return it to me in the enclosed self-addressed, stamped envelope. Thank you for your attention to this matter.

Respectfully submitted,



Paul B. Hudson  
Counsel for DSLnet Communications, LLC

- AFA \_\_\_\_\_
- APP \_\_\_\_\_
- CAF \_\_\_\_\_
- CMU \_\_\_\_\_
- CTR \_\_\_\_\_
- EAG \_\_\_\_\_
- LEG \_\_\_\_\_
- MAS \_\_\_\_\_
- OPC \_\_\_\_\_
- PAI \_\_\_\_\_
- SEC \_\_\_\_\_
- WAW \_\_\_\_\_
- OTH \_\_\_\_\_

Enclosure  
*1 call dkt*

cc: Tom Williams  
Wendy Bluemling

RECEIVED & FILED  
*[Signature]*  
ENCLOSURE

DOCUMENT NUMBER-DATE  
10868 SEP-9 99  
FPC-RECORDS/REPORTING

**BOND NO:** 3-632-478

**PRINCIPAL:** DSL NET COMMUNICATIONS, LLC

**SURETY:** THE OHIO CASUALTY INSURANCE COMPANY

We, the above named PRINCIPAL and SURETY, are bound to the State of Florida in the amount of TEN THOUSAND and 00/100 DOLLARS (\$10,000.00). The payment of the penal sum shall bind the PRINCIPAL and SURETY, their heirs, legal representatives, successors, and assigns, jointly and severally, under these obligations.

The PRINCIPAL is or will be doing business in Florida as a telecommunications carrier, providing intrastate telecommunications services. This obligation covers customer prepayments or deposits in connection with PRINCIPAL's provision of telecommunications services in the State of Florida.

The condition of this obligation is as follows: If the PRINCIPAL faithfully performs all services as a telecommunications carrier under the Certificates of Authority that have been issued by the Florida Public Service Commission, complies with all laws of the State of Florida pertaining to telecommunications services and with relevant rules and regulations of the Public Service Commission concerning telecommunications services, and provides services in accordance with its legal obligations and agreements, and until such time as PRINCIPAL can demonstrate three years of positive cash flow, then this obligation shall be void; otherwise, it shall remain in effect.

Liability for this undertaking commences on August 9, 1999, and shall be continuous unless the SURETY, by certified mail, notifies the PRINCIPAL and the Public Service Commission that the surety bond has been canceled. The cancellation notice shall state that the surety bond will be canceled thirty (30) days after the receipt of the cancellation notice. In no event shall the aggregate liability of the SURETY accumulate for each successive annual report period during which the bond is in force but, for losses during any annual report period, shall be limited in the aggregate to the bond amount stated or changed by appropriate endorsement or rider.

The liability of the SURETY for any violation of the obligations hereof by the PRINCIPAL during the period of time the bond remains in effect shall remain in force thereafter for such period of time as may be permitted under the laws of the State of Florida. Bonding requirements may be increased or decreased by the Commission within thirty (30) days after receipt of each annual report.

IN WITNESS WHEREOF, the PRINCIPAL and SURETY have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereunto affixed and these presents to be signed by their proper officers, this 5<sup>th</sup> day of August, 1999.

ATTEST:

DSL NET COMMUNICATION, LLC

*Francesca B. Antese*  
FRANCESCA B. ANTESE

BY: *David F. Strauss*  
DAVID F. STRAUSS

TITLE: PRESIDENT & CEO

ATTEST:

THE OHIO CASUALTY INSURANCE COMPANY

*Karla L. Hall*  
Karla L. Hall

BY: *Patricia A. Fiorello*  
Patricia A. Fiorello

TITLE: ATTORNEY IN FACT

CERTIFIED COPY OF POWER OF ATTORNEY  
THE OHIO CASUALTY INSURANCE COMPANY  
HOME OFFICE, HAMILTON, OHIO

No. 32-226

Know All Men by These Presents: That THE OHIO CASUALTY INSURANCE COMPANY, in pursuance of authority granted by Article VI, Section 7 of the By-Laws of said Company, does hereby nominate, constitute and appoint: **Joseph J. Fiorello or Patricia A. Fiorello or Karla L. Hall of West Haven, Connecticut** its true and lawful agent (s) and attorney (s)-in-fact, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all BONDS, UNDERTAKINGS, and RECOGNIZANCES, not exceeding in any single instance **FIVE HUNDRED THOUSAND (\$500,000.00) Dollars**, excluding, however, any bond(s) or undertaking(s) guaranteeing the payment of notes and interest thereon

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Hamilton, Ohio, in their own proper persons. The authority granted hereunder supersedes any previous authority heretofore granted the above named attorney(s)-in-fact.

In WITNESS WHEREOF, the undersigned officer of the said The Ohio Casualty Insurance Company has hereunto subscribed his name and affixed the Corporate Seal of the said The Ohio Casualty Insurance Company this **27th day of March, 1997.**



Sam Lawrence  
Sam Lawrence, Assistant Secretary

STATE OF OHIO,  
COUNTY OF BUTLER

On this **27th day of March, 1997** before the subscriber, a Notary Public of the State of Ohio, in and for the County of Butler, duly commissioned and qualified, came Sam Lawrence, Assistant Secretary of THE OHIO CASUALTY INSURANCE COMPANY, to me personally know to be the individual and officer described in, and who executed the preceding instrument, and he acknowledge the execution of the same, and being by me duly sworn depose and saith, that he is the officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal at the City of Hamilton, State of Ohio, the day and year first above written.



Cheryl S. Gregory  
Notary Public in and for County of Butler, State of Ohio  
My Commission expires August 5, 1997.

This power of attorney is granted under and by authority of Article VI, Section 7 of the By-Laws of the Company, adopted by its directors on April 2, 1954, extracts from which read:

"ARTICLE VI"

"Section 7. Appointment of Attorney-in-Fact, etc. The chairman of the board, the president, any vice-president, the secretary or any assistant secretary shall be and is hereby vested with full power and authority to appoint attorneys-in-fact for the purpose of signing the name of the Company as surety to, and to execute, attach the corporate seal, acknowledge and deliver any and all bonds, recognizances, stipulations, undertakings or other instruments of suretyship and policies of insurance to be given in favor of any individual, firm, corporation, or the official representative thereof, or to any county or state, or any official board or boards of county or state, or the United States of America, or to any other political subdivision."

This instrument is signed and sealed by facsimile as authorized by the following Resolution adopted by the directors of the Company on May 27, 1970:

"RESOLVED that the signature of any office of the Company authorized by Article VI Section 7 of the by-laws to appoint attorneys in fact, the signature of the Secretary or any Assistant Secretary certifying to the correctness of any copy of a power of attorney and the seal of the Company may be affixed by facsimile to any power of attorney or copy thereof issued on behalf of the Company. Such signatures and seal are hereby adopted by the Company as original signatures and seal, to be valid and binding upon the Company with the same force and effect as though manually affixed."

CERTIFICATE

I, the undersigned Assistant Secretary of The Ohio Casualty Insurance Company, do hereby certify that the foregoing power of attorney, Article VI Section 7 of the by-laws of the Company and the above Resolution of its Board of Directors are true and correct copies and are in full force and effect on this date.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Company this **5th** day of **AUGUST** A.D., 19 **99**



Mark E. Schmidt  
Assistant Secretary