



Public Service Commission

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

DATE: December 11, 2000

TO: Blanco Bayo, Director, Division of Records and Reporting

FROM: Toni J. McCoy, Regulatory Analyst, Division of Regulatory Oversight

SUBJECT: Closed Docket No. 000718-TI; ESS.Com, L.L.C.

Please add the attached letter and additional application clarification information to the docket file.

Call me if you have any questions, I can be reached at 850/413-6532.

Thank you.

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DIVISION OF
REGULATORY OVERSIGHT

September 22, 2000
Overnight

Ms. Toni J. McCoy
Regulatory Analyst
Division of Regulatory Oversight/Certification
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0870

RE: Initial Application and Tariff for Authority to Provide Interexchange
Telecommunications Services within the State of Florida - **ESS.COM, LLC**

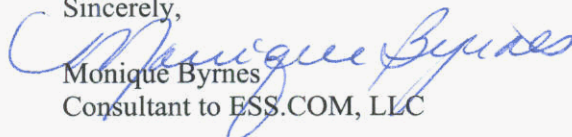
Dear Ms. McCoy:

The following information provides clarification on issues raised by previous associations
between officers of ESS.com. Also attached are applicable replacement application pages.

1. Douglas Brough was Executive Vice President of World Payphone, Inc. The company is now defunct. Mr. Brough will pay the \$250 fine issued against this company.
2. William (Bill) Heitz was General Counsel for Intercontinental Communicaitons Group, d/b/a ICLD. Although Mr. Heitz had no role with respect to the company's payment or check please re-research your records and you will find that the fine of \$50,000 was paid. Kelly Biegalski handled this matter with the company.
3. Intercontinental Communications Group d/b/a ICLD underwent a transfer of control and was purchased by Fusion International. The company has deleted its d/b/a ICLD and now is authorized in Florida under the d/b/a's Fusion Telecom, Calls For Less, and Fusion - Trucker Phone.

Please acknowledge receipt of this filing by returning, filed stamped, the extra copy of this letter in the self-addressed stamped envelope. I may be reached at (407) 740-8575 with any questions, comments or correspondence regarding this application. Thank you for your assistance.

Sincerely,


Monique Byrnes
Consultant to ESS.COM, LLC

cc: B. Heitz, ESS
file: ESS - FL
tms: fli0000b

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: L00000001467

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

**William R. Heitz, PA
1387 South West 18th Street
Boca Raton, FL 33486**

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

Not applicable

- (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 officer, director or stockholder of the Company has been adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime. No officer, director or stockholder of the Company are involved in proceedings which may result in such action.

- (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 the company, give reason why not.

Douglas Brough was President of Intercontinental Communications Group, a certificated Florida company, in good standing, operating under the d/b/a's Fusion Telecom and Fusion Trucker-Phone. Mr. Brough is no long an employee of Intercontinental Communications Group, but works with the company upon occasion on a consulting basis. Prior to Intercontinental Communications Group, Douglas Brough was Vice President of World Payphone, Inc., a pay telephone company authorized in Florida.

William (Bill) Heitz was General Counsel of Intercontinental Communications Group, a certificated Florida interexchange reseller. Mr. Heitz is now in private law practice. Intercontinental Communications Group continues as one of his clients.