

WENDY J. BRAME  
Attorney  
The Williams Companies, Inc  
4100 One Williams Center  
Tulsa, Oklahoma 74172  
Tel: 918-573-6996  
Fax: 918-573-3005  
E-Mail: wendy.brame@williams.com



January 16, 2001

ORIGINAL

**VIA FEDERAL EXPRESS**

Bianca Bayo  
Florida Public Service Commission  
Division of Records and Reporting  
2540 Shumard, Oak Boulevard  
Tallahassee, Florida 32399-0850

**Re: Letter Requesting Non-Opposition to  
Williams Local Network, Inc.'s  
New Company Identity**

010067 - TX

Dear Mrs. Bayo:

Effective January 1, 2001, Williams Local Network, Inc. ("Williams"), converted from a Delaware corporation to a Delaware limited liability company ("LLC") under the laws of the State of Delaware. In conjunction therewith, Williams changed its legal name to Williams Local Network, LLC.<sup>1</sup> On January 8, 2001, Williams filed an application with the Florida Secretary of State's Division of Corporations to ensure that its qualification to do business as a foreign corporation in the State of Florida is appropriately updated. By this letter, Williams respectfully requests that the Commission reissue its Certificate to Operate to reflect the name change to Williams Local Network, LLC, and accordingly update its other records, such as mailing lists.

In support of that request, Williams encloses the following documents:

1. Copies of the company's new Articles of Organization together with a current list of its directors and officers;

<sup>1</sup> Williams continues to be a wholly owned subsidiary of Williams Communications Group, Inc. The conversion and name change will not have any effect on management or operational support, and customers will not experience any variations in either the type, quality, or cost of the telecommunications services they are currently receiving as a result of the change.

DOCUMENT NUMBER-DATE

00734 JAN 17 2001

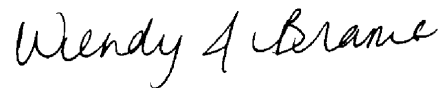
FPSC-RECORDS/REPORTING

Bianca Bayo  
Florida Public Service Commission  
Division of Records and Reporting  
January 16, 2001  
Page 2

2. A file-stamped copy of Williams' Application for Authorization to transact business in Florida as a Foreign Limited Liability Company;
3. A copy of Williams' certificate to operate as an alternative local exchange service company (ALEC) in Florida granted in Docket Number 991323-TX by Order Numbers PSC-99-2538-CO-TX and PSC-99-2316-PAA-TX.; and
4. An original and three (3) copies of Tariff No. 1 in the name of Williams Local Network, LLC.

Included are two extra copies of this letter and one extra copy of the tariff to be file-stamped and returned in the enclosed, labeled FedEx envelope. We understand there is no charge for the name change or to file the tariff; however if you have questions, please contact me at 800.320.8078 + 1 + 36996. Thank you.

Sincerely,



Wendy J. Brame

WJB:psn

Enclosures

Office of the Secretary of State

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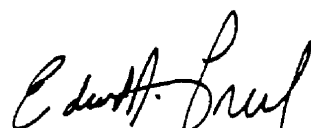
I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF CONVERSION OF A DELAWARE CORPORATION UNDER THE NAME OF "WILLIAMS LOCAL NETWORK, INC." TO A DELAWARE LIMITED LIABILITY COMPANY, CHANGING ITS NAME FROM "WILLIAMS LOCAL NETWORK, INC." TO "WILLIAMS LOCAL NETWORK, LLC", FILED IN THIS OFFICE ON THE SEVENTH DAY OF DECEMBER, A.D. 2000, AT 5 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF CONVERSION IS THE FIRST DAY OF JANUARY, A.D. 2001.

3076576 8100V

001614267



  
Edward J. Freel, Secretary of State  
AUTHENTICATION: 0841004

DATE: 12-08-00

*State of Delaware*  
*Office of the Secretary of State*      PAGE 2

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I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "WILLIAMS LOCAL NETWORK, LLC" FILED IN THIS OFFICE ON THE SEVENTH DAY OF DECEMBER, A.D. 2000, AT 5 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF FORMATION IS THE FIRST DAY OF JANUARY, A.D. 2001.



A handwritten signature in cursive script, reading "Edward J. Freel".

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*Edward J. Freel, Secretary of State*

3076576 8100V

AUTHENTICATION: 0841004

001614267

DATE: 12-08-00

STATE OF DELAWARE  
CERTIFICATE OF CONVERSION  
FROM A CORPORATION TO A LIMITED LIABILITY COMPANY  
PURSUANT TO SECTION 266 OF THE  
DELAWARE GENERAL CORPORATION LAW

1. The name of the corporation immediately prior to filing this Certificate is WILLIAMS LOCAL NETWORK, INC.
2. The date the Certificate of Incorporation was filed on is July 29, 1999.
3. The original name of the corporation as set forth in the Certificate of Incorporation is WILLIAMS LOCAL NETWORK, INC.
4. The name of the limited liability company as set forth in the formation is WILLIAMS LOCAL NETWORK, LLC
5. The conversion has been approved in accordance with the provisions of Section 266 of the Delaware General Corporation Law.
6. **The effective date of this conversion shall be January 1, 2001.**

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Conversion of WILLIAMS LOCAL NETWORK, INC. this 7<sup>th</sup> day of December, 2000.

Loretta K. Roberts  
Loretta K. Roberts, Assistant Secretary

CERTIFICATE OF FORMATION  
OF  
WILLIAMS LOCAL NETWORK, LLC

1. The name of the limited liability company is WILLIAMS LOCAL NETWORK, LLC
2. The address of its registered office in the State of Delaware is Corporation Trust Center, 1209 Orange Street, in the City of Wilmington, County of New Castle. The name of its registered agent at such address is The Corporation Trust Company.
3. The effective date of the formation of this limited liability company shall be January 1, 2001.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Formation of WILLIAMS LOCAL NETWORK, LLC this 7th day of December, 2000.

Loretta K. Roberts

Loretta K. Roberts  
Authorized Person

Office of the Secretary of State

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I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF INCORPORATION OF "WILLIAMS LOCAL NETWORK, INC.", FILED IN THIS OFFICE ON THE TWENTY-NINTH DAY OF JULY, A.D. 1999, AT 3 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



A handwritten signature in cursive script, reading "Edward J. Freel".

---

Edward J. Freel, Secretary of State

3076576 8100

991315246

9895643

AUTHENTICATION:

DATE:

07-30-99

CERTIFICATE OF INCORPORATION

OF

WILLIAMS LOCAL NETWORK, INC.

FIRST: The name of the Company is:

WILLIAMS LOCAL NETWORK, INC.

SECOND: Its registered office in the State of Delaware is to be located at 1209 Orange Street, City of Wilmington, State of Delaware, County of New Castle, and the name and address of its registered agent is The Corporation Trust Corporation, Corporation Trust Center, 1209 Orange Street, Wilmington, Delaware 19801.

THIRD: The nature of the business and the objects and purposes proposed to be transacted, promoted, and carried on are to provide telecommunications services on a common carrier/public utility basis and to engage in any lawful acts or activities for which corporations may be organized under the Delaware General Corporation Law.

FOURTH: The total number of shares of Common Stock which the Company shall have authority to issue is one thousand (1,000) shares, all of which shall be with a par value of one dollar (\$1.00) per share.

FIFTH: The name and mailing address of the incorporator is:

<u>NAME</u>	<u>MAILING ADDRESS</u>
Cher S. Lawrence	One Williams Center Tulsa, OK 74172

SIXTH: Upon the filing of the Certificate of Incorporation, the authority of the incorporator shall terminate and the following named individuals, whose mailing addresses are set out beside their names, shall serve as directors until the first Annual Meeting of Stockholders or until their successors are elected and qualified:

<u>NAME</u>	<u>MAILING ADDRESS</u>
Howard E. Janzen	One Williams Center Tulsa, Oklahoma 74172



Delwin L. Bothof	One Williams Center Tulsa, Oklahoma 74172
Laura A. Kenny	One Williams Center Tulsa, Oklahoma 74172
Frank M. Semple	One Williams Center Tulsa, Oklahoma 74172
Joseph C. Turcotte	One Williams Center Tulsa, Oklahoma 74172
S. Miller Williams	One Williams Center Tulsa, Oklahoma 74172

**SEVENTH:** The following provisions are inserted for the management of the business and for the conduct of the affairs of the Company and for defining and regulating the powers of the Company and its directors and stockholders:

1. The private property of the stockholders of the Company shall not be subject to the payment of corporate debts to any extent whatsoever.
2. The first meeting of the stockholders for the election of directors shall be held in Tulsa, Oklahoma, at the office of the Company, on August 15, 2000, or at such other time and place as may be designated by the Board of Directors, and thereafter the directors shall be elected at the time and place named in the By-laws of the Company.
3. Written ballots shall not be required for the election of directors of the Company.
4. The Board of Directors shall have the power to make, alter or repeal By-laws of the Company.
5. The By-laws of the Company may fix or provide the manner of fixing and altering the number of directors constituting the Board of Directors, provided that such number shall not be less than three.

6. To the fullest extent permitted by the Delaware General Corporation Law, as the same exists or may hereafter be amended, a director of the Company shall not be liable to the Company or its stockholders for monetary damages for breach of such director's fiduciary duty as a director.

IN WITNESS WHEREOF, I, the undersigned, being the incorporator of the Company hereinbefore named, do certify that the facts herein stated are true, that the execution of this instrument is my act and deed, and that I accordingly have hereunto set my hand this 29th day of July, 1999.

  
Cher S. Lawrence

# WILLIAMS LOCAL NETWORK, INC.

## *List of Managers/Directors and Officers*

Name	Title	Address	Phone Number	Fax Number
Howard E. Janzen	Director -- Elected 12/01/94	The Williams Companies, Inc. One Williams Center, Tulsa, OK 74172	2600	
Delwin L. Bothof	Director -- Elected 10/24/90	The Williams Companies, Inc. One Williams Center, Tulsa, OK 74172	2600	
Laura A. Kenny	Director -- Elected 10/15/96	The Williams Companies, Inc. East 1st Street, Tulsa, OK 74103	111	
Frank M. Semple	Director -- Elected 04/01/98	The Williams Companies, Inc. 2600 One Williams Center, Tulsa, OK 74172		
Joseph C. Turcotte	Director -- Elected 04/01/95	The Williams Companies, Inc. 2800 One Williams Center, Tulsa, OK 74172		
S. Miller Williams	Director -- Elected 12/01/94	The Williams Companies, Inc. One Williams Center, Tulsa, OK 74172	2600	
Howard E. Janzen	President and Chief Executive Officer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-3800	(918) 573-6024
John C. Bumgarner, Jr.	Senior Vice President, Assistant Secretary, and Assistant Treasurer	4900 One Williams Center, Tulsa, OK 74172	(918) 573-2390	(918) 573-2167

# WILLIAMS LOCAL NETWORK, INC.

## List of Managers/Directors and Officers

<u>Name</u>	<u>Title</u>	<u>Address</u>	<u>Phone Number</u>	<u>Fax Number</u>
Frank M. Semple	Senior Vice President, Assistant Secretary, & Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-3858	(918) 573-6024
Delwin L. Bothof	Senior Vice President, Assistant Secretary, & Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-5299	(918) 573-6024
S. Miller Williams	Senior Vice President, Assistant Secretary, & Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-3699	(918) 573-6024
Laura A. Kenny	Vice President, Assistant Secretary, & Assistant Treasurer	111 East 1st Street, Tulsa, OK 74103	(918) 573-2671	(918) 573-6805
Gerald L. Carson	Senior Vice President, Assistant Secretary, & Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-2222	(918) 573-1352
Joseph C. Turcotte	Senior Vice President, Assistant Secretary, and Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-3098	(918) 573-5761
Kenneth R. Epps	Senior Vice President, Assistant Secretary, & Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-0684	(918) 573-6024

# WILLIAMS LOCAL NETWORK, INC.

## *List of Managers/Directors and Officers*

<u>Name</u>	<u>Title</u>	<u>Address</u>	<u>Phone Number</u>	<u>Fax Number</u>
Scott E. Schubert	Senior Vice President, Chief Financial Officer, and Assistant Secretary	2600 One Williams Center, Tulsa, OK 74172	(918) 573-9001	(918) 573-6024
Matthew W. Bross	Senior Vice President, Assistant Secretary, & Assistant Treasurer	3180 Rider Trail South, St. Louis, MO 63044	(314) 595-6202	(314) 595-6210
Mark A. Bender	Senior Vice President, Assistant Secretary, & Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-5457	(918) 573-6024
Howard S. Kalika	Vice President, Treasurer, and Assistant Secretary	2600 One Williams Center, Tulsa, OK 74172	(918) 573-9830	(918) 573-6024
Ken Kinnear	Chief Accounting Officer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-3768	(918) 573-6558
Greg S. Floerke	Senior Vice President and Assistant Secretary	Williams Resource Center, Tulsa, OK 74172	(918) 573-4913	(918) 573-6389
James W. Dutton	Vice President	2000 One Williams Center, Tulsa, OK 74172	(918) 573-4275	(918) 573-6216
John T. Miller	Assistant Secretary	One Williams Center, Tulsa, OK 74172	(918) 573-6516	(918) 573-8967

# WILLIAMS LOCAL NETWORK, INC.

## *List of Managers/Directors and Officers*

<b>Name</b>	<b>Title</b>	<b>Address</b>	<b>Phone Number</b>	<b>Fax Number</b>
Mark W. Husband	Assistant Treasurer	4800 One Williams Center, Tulsa, OK 74172	(918) 573-0563	(918) 573-1538
James G. Ivey	Assistant Treasurer	4800 One Williams Center, Tulsa, OK 74172	(918) 573-5551	(918) 573-2065
Timothy J. Gallagher	Assistant Treasurer	2600 One Williams Center, Tulsa, OK 74172	(918) 573-1940	(918) 573-9690
Bob F. McCoy	Senior Vice President	4100 One Williams Center, Tulsa, OK 74172	(918) 573-4191	(918) 573-3005
William G. von Glahn	Senior Vice President	4900 One Williams Center, Tulsa, OK 74172	(918) 573-2480	(918) 573-5942
P. David Newsome, Jr.	General Counsel and Secretary	4100 One Williams Center, Tulsa, OK 74172	(918) 573-5057	(918) 573-3005
Shawna L. Gehres	Assistant Secretary	4100 One Williams Center, Tulsa, OK 74172	(918) 573-2298	(918) 573-4190
Loretta E. Roberts	Assistant Secretary	4100 One Williams Center, Tulsa, OK 74172	(918) 573-4920	(918) 573-4190

# WILLIAMS LOCAL NETWORK, INC.

## *List of Managers/Directors and Officers*

<u>Name</u>	<u>Title</u>	<u>Address</u>	<u>Phone Number</u>	<u>Fax Number</u>
Joseph W. Miller	Assistant Secretary	4100 One Williams Center, Tulsa, OK 74172	(918) 573-2108	(918) 573-3005
Candice L. Cheeseman	Assistant Secretary	4100 One Williams Center, Tulsa, OK 74172	(918) 573-0398	(918) 573-3005



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

January 8, 2001

CT CORPORATION SYSTEM

Qualification documents for WILLIAMS LOCAL NETWORK, LLC were filed on January 8, 2001, and assigned document number M0100000045. 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. In accordance with section 608.406(2), F.S., the name of this limited liability company is filed with the Department of State for public notice only and is granted without regard to any other name recorded with the Division of Corporations.

A limited liability company annual report/uniform business 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 (850) 487-6051, the Registration and Qualification Section.

Trevor Brumbley  
Document Specialist  
Division of Corporations

Letter Number: 401A00000969



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

IN COMPLIANCE WITH SECTION 608.503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

1. Williams Local Network, LLC (Name of foreign limited liability company)

2. Delaware (Jurisdiction under the law of which foreign limited liability company is organized) 3. 73-1462856 (FEI number, if applicable)

4. 01/01/2001 (Date of Organization) 5. Perpetual (Duration: Year limited liability company will cease to exist or "perpetual")

6. Upon qualification (Date first transacted business in Florida. (See sections 608.501, 608.502, and 817.155, F.S.))

7. One Williams Center, Tulsa, OK 74172 (Street address of principal office)

8. If limited liability company is a manager-managed company, check here [X]

9. The usual business addresses of the managing members or managers are as follows: SEE ATTACHMENT

10. Attached is an original certificate of existence, no more than 90 days old, duly authenticated by the official having custody of records in the jurisdiction under the law of which it is organized. (A photocopy is not acceptable. If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted.)

11. Nature of business or purposes to be conducted or promoted in Florida: See attached business purpose.

Signature of a member or an authorized representative of a member. (In accordance with section 608.408(3), F.S., the execution of this document constitutes an affirmation under the penalties of perjury that the facts stated herein are true.) Delwin L. Bothof, Manager Typed or printed name of signee

APPROVED AND FILED 01 JAN - 8 PM 3:57 SECRETARY OF STATE TALLAHASSEE, FLORIDA

**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 SUBMITS THE FOLLOWING STATEMENT TO DESIGNATE A REGISTERED OFFICE AND REGISTERED AGENT IN THE STATE OF FLORIDA.

1. The name of the Limited Liability Company is:

Williams Local Network, LLC

2. The name and the Florida street address of the registered agent and office are:

C T Corporation System

(Name)

c/o C T Corporation System, 1200 South Pine Island Road

Florida street address (P.O. Box NOT ACCEPTABLE)

Plantation

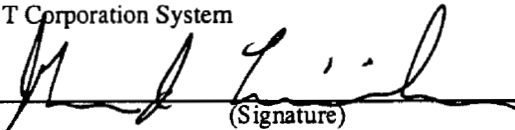
FL 33324

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 as provided for in Chapter 608, F.S..*

C T Corporation System

By:

  
(Signature)

John J. Linnihan, Asst. VP

\$ 100.00 Filing Fee for Application  
\$ 25.00 Designation of Registered Agent  
\$ 30.00 Certified Copy (optional)  
\$ 5.00 Certificate of Status (optional)

01 JAN - 0 PM 3:57  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

APPROVED  
ATTY  
SP/PL

STATE OF FLORIDA

Commissioners:  
JOE GARCIA, CHAIRMAN  
J. TERRY DEASON  
SUSAN F. CLARK  
E. LEON JACOBS, JR.



CAPITAL CIRCLE OFFICE CENTER  
2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FL 32399-0850

## Public Service Commission

January 25, 2000

Mr. Micky S. Moon  
WILLIAMS LOCAL NETWORK, INC.  
2800 One Williams Center  
Tulsa, Oklahoma 74172

**Re: Authority Number: T-991483**

Dear Mr. Moon:

Since no protest was received by the close of business December 23, 1999, your certificate to operate as an alternative local exchange service company (ALEC) in Florida became effective December 29, 1999, in Docket Number 991323-TX, Order Numbers PSC-99-2538-CO-TX and PSC-99-2316-PAA-TX.

If you intend to offer basic local services per Section 364.02 (2), Florida Statutes, a price list must be submitted to the Commission at least one day prior to offering service. If you have any questions, please call Karen Gardner at (850) 413-6506.

Sincerely,

A handwritten signature in cursive script that reads "Brenda H. Hawkins".

Brenda H. Hawkins  
Regulatory Analyst  
Division of Telecommunications

/bhh

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide alternative local exchange telecommunications service by Convergent Communications Services, Inc.	DOCKET NO. 991388-TX
In re: Application for certificate to provide alternative local exchange telecommunications service by MVX.COM Communications, Inc.	DOCKET NO. 991289-TX
In re: Application for certificate to provide alternative local exchange telecommunications service by Primus Telecommunications, Inc.	DOCKET NO. 991280-TX
In re: Application for certificate to provide alternative local exchange communications service by Questel Corp.	DOCKET NO. 991339-TX
In re: Application for certificate to provide alternative local exchange telecommunications service by Williams Local Network, Inc.	DOCKET NO. 991323-TX ORDER NO. PSC-99-2538-CO-TX ISSUED: December 29, 1999

CONSUMMATING ORDER

BY THE COMMISSION:

By Order No. PSC-99-2316-PAA-TX, issued December 2, 1999, this Commission proposed to take certain action, subject to a Petition for Formal Proceeding as provided in Rule 25-22.029, Florida Administrative Code. No response has been filed to the order. It is, therefore,

ORDERED by the Florida Public Service Commission that Order No. PSC-99-2316-PAA-TX has become effective and final. It is further

ORDERED that these dockets shall be closed.

ORDER NO. PSC-99-2538-CO-TX  
DOCKET NOS. 991388-TX, 991289-TX, 991280-TX, 991339-TX, 991323-TX  
PAGE 2

By ORDER of the Florida Public Service Commission, this 29th  
day of December, 1999.

BLANCA S. BAYÓ, Director  
Division of Records and Reporting

By: s/ Kay Flynn  
Kay Flynn, Chief  
Bureau of Records

This is a facsimile copy. A signed  
copy of the order may be obtained by  
calling 1-850-413-6770.

( S E A L )  
KMP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any judicial review of Commission orders that is available pursuant to Section 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Applications for  
certificates to provide  
alternative local exchange  
telecommunications service.

Convergent Communications  
Services, Inc.

DOCKET NO. 991388-TX

MVX.COM Communications, Inc.

DOCKET NO. 991289-TX

Primus Telecommunications, Inc.

DOCKET NO. 991280-TX

Questel Corp.

DOCKET NO. 991339-TX

Williams Local Network, Inc.

DOCKET NO. 991323-TX

ORDER NO. PSC-99-2316-PAA-TX

ISSUED: December 2, 1999

The following Commissioners participated in the disposition of  
this matter:

JOE GARCIA, Chairman

J. TERRY DEASON

SUSAN F. CLARK

E. LEON JACOBS, JR.

NOTICE OF PROPOSED AGENCY ACTION  
ORDER GRANTING CERTIFICATES TO  
PROVIDE ALTERNATIVE LOCAL EXCHANGE  
TELECOMMUNICATIONS SERVICE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

The entities listed below have applied for certificates to provide Alternative Local Exchange Telecommunications (ALEC) service, pursuant to Section 364.337, Florida Statutes. Upon review of their applications, it appears that these entities have sufficient technical, financial, and managerial capability to provide such service. Accordingly, we hereby grant to each of these entities the certificates depicted below, which shall authorize them individually to provide ALEC services statewide, except that the ALEC may not offer basic local telecommunications service within the territories of earnings-regulated small local

ORDER NO. PSC-99-2316-PAA-TX  
DOCKETS NOS. 991388-TX, 991289-TX, 991280-TX, 991339-TX,  
991323-TX  
PAGE 2

exchange companies, as set forth in Section 364.337(1), Florida Statutes.

<u>ENTITY'S NAME</u>	<u>CERTIFICATE NO.</u>
Convergent Communications Services, Inc.	7266
MVX.COM Communications, Inc.	7267
Primus Telecommunications, Inc.	7269
Questel Corp.	7270
Williams Local Network, Inc.	7195

If this Order becomes final and effective, it shall serve as each entity's certificate. It should, therefore, be retained by each entity as proof of certification.

In addition, Section 364.337(2), Florida Statutes, requires ALECs which provide basic local telecommunications service to provide access to 911 services. This Commission has no rules specifying the 911 services that either an incumbent local exchange company (ILEC) or an ALEC must provide; however, 911 service that is inferior to that provided by the ILEC would clearly not be in the public interest. Accordingly, we find that Section 364.337(2), Florida Statutes, requires ALECs which provide basic local telecommunications services to provide at least the same level of 911 services as that provided by the ILEC serving the same area.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that we hereby grant, to the entities listed herein, certificates to provide Alternative Local Exchange Telecommunications service, subject to the terms and conditions set forth in the body of this Order. It is further

ORDERED that this Order shall serve as each entity's certificate and should be retained as proof of certification. It is further

ORDERED that each Alternative Local Exchange Telecommunications company which provides basic local telecommunications services shall provide at least the same level of 911 services as that provided by the incumbent local exchange company serving the same area. It is further

ORDER NO. PSC-99-2316-PAA-TX  
DOCKETS NOS. 991388-TX, 991289-TX, 991280-TX, 991339-TX,  
991323-TX  
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ORDERED that any protest to the action proposed herein shall specify the entity or entities to which it applies. It is further

ORDERED that, if a protest is filed as to the certification of any particular entity or entities, that protest shall not prevent the action proposed herein from becoming final with regard to the remaining entities listed in this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, these Dockets shall be closed.

By ORDER of the Florida Public Service Commission, this 2nd day of December, 1999.

/s/ Blanca S. Bayó  
BLANCA S. BAYÓ, Director  
Division of Records and Reporting

This is a facsimile copy. A signed copy of the order may be obtained by calling 1-850-413-6770.

( S E A L )

KMP



ORDER NO. PSC-99-2316-PAA-TX  
DOCKETS NOS. 991388-TX, 991289-TX, 991280-TX, 991339-TX,  
991323-TX  
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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing that is available under Section 120.57, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on December 23, 1999.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.