



ORIGINAL

Atlantic.Net Broadband, Inc
2815 NW 13th Street, Suite 201
Gainesville, Florida 32609
http://www.atlantic.net
tel 352-375-2912 or 800-422-2936
fax 352-375-2702

Blanca Bayo, Director
Records and Reporting
2540 Shumard Oak Blvd
Tallahassee, FL 32599

01 FEB 19 AM 10:05
F. H. ...

Re.: Settlement offer for **Docket No. 010125-TX**

February 16, 2001

Dear Madam:

Atlantic.Net Broadband has become aware that a Show Cause proceeding has been initiated against Atlantic.Net Broadband for an apparent violation of Section 364.183 (1), F.S., *Access to Company Records*.

The record shows that on July 6, 2000 Atlantic.Net was mailed a certified letter requesting information contained in company records for inclusion in the 2000 local competition report to the Legislature.

This marks the second time that Atlantic.Net Broadband has not complied in a timely manner to a request for information. On February 22, 2000 the Commission opened Docket No. 000239-TX to initiate a Show Cause proceeding for Atlantic.Net Broadband's violation of Section 364.183(1) F.S., *Access to Company Records*. The PSC Staff recommended a fine of \$10,000 or cancellation of Atlantic.Net Broadband's ALEC certificate. The Commission later approved a settlement offer by Atlantic.Net Broadband for \$3,500.

Kevin Hayes, the contact person at Atlantic.Net Broadband, has submitted a form which he claims is the response the Questionnaire sent in July of 2000. Mr. Hayes states that he mailed the response to the Commission on Aug 3, 2000. At this time he has not been able to provide evidence that it was actually received by the Commission. Mr. Hayes' response is enclosed with this letter. Because Mr. Hayes has no evidence that the Commission received his response, Atlantic.Net Broadband is prepared to make an offer for settlement of this incident.

At this time, Atlantic.Net Broadband would like to propose a settlement offer of \$7,000.

To ensure that no further non-compliance or delayed responses occur in the future, Atlantic.Net Broadband has appointed Jacques Ward to oversee the collection and dissemination of ALEC records including filing requirements. Jacques is a recent

- APP _____
- CAF _____
- OMP _____
- COM _____
- CTR _____
- ECR _____
- LEG
- OPC _____
- PAI _____
- RGO _____
- SEC
- SER _____
- OTH _____

JACQUES WARD DATE

02282 FEB 19 2001

graduate of the University of Florida's College of Law and has demonstrated an excellent ability to coordinate and organize our company records. Thus far, Jacques has made great strides in organizing our provisioning services and helping to prepare documents. I am sure that he will prove to be an invaluable part of the Atlantic.Net Broadband team.

To ensure future compliance in a timely manner with Commission requirements and requests, Atlantic.Net Broadband has instituted a new filing system wherein all communiqués from the Commission will be date-stamped and prioritized. In addition the following instituted the following procedures:

- all documents submitted to the Commission will be dispatched using certified mail and other delivery methods, which provide a record of the date sent and the date the mail is received and accepted.
- Atlantic.Net Broadband will maintain a collection of the relevant portions of the Florida Administrative Code, including the sections related to The Public Service Commission, Telephone Companies and Alternative Local Exchange Companies.
- Jacques will work closely with members of the Commission Staff to ensure that the documents submitted by Atlantic.Net Broadband are complete and appropriate. At this time, Jacques is working closely with Melinda Watts of the PSC office to ensure that Atlantic.Net Broadband is following the correct procedure to resolve all possible conflicts and/or violations.

Towards the end of complying with relevant portions of the Florida Administrative Code concerning Records and Reporting requirements, Atlantic.net would like to announce in advance that Jacques Ward, our Documents Handler will be wholly responsible for Commission contacts after March 15, 2001—He is currently assisting Kevin Hayes, our contact for the Public Service Commission. Atlantic.Net Broadband will file a separate update with the Commission within ten days of the change date (March 15, 2001).

In consideration of the above, Atlantic.Net Broadband would like to formally request a deferral from the February 20, 2001 Agenda conference pending its settlement offer regarding docket 010125-TX.

Sincerely,

A handwritten signature in black ink, appearing to read 'Manoj Puranik', with a stylized flourish extending to the right.

Manoj Puranik
President
Atlantic.net Broadband, Inc.



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2000 ALEC DATA REQUEST FORM

Atlantic.net Broadband
2815 nw 13th Street
suite 201
Gainesville fl, 32609
352 375-2912 x 4387

1. A. No
B. Na
C. Na
D. Na
E. Na
F. Na
2. A. No
B. – F: NA
3. A. Leesburg Florida 352 52 ISDN-PRI 23b + 1d channel (sprint)
B. Ocala Florida 352 8 ISDN-BRI 2b + 1d channel (sprint)
C. None
D. None
E. None
F. None
G. 352 52 isdn-pri's Leesburg Florida Sprint.
H. None
4. None
5. None, other than inhouse usage.

6. None, other than ISDN service for internet access.
7.
 - A. No
 - B. Yes, Delays in getting ISDN service order completed in a timely manner.
 - C. Please see email vcordian@psc.state.fl.us for a complete listing.
 - D. Yes, GTE had refused to allow up to opt into ATT resale agreement due to the fact that it has expired and a new contract has not been signed.
 - E. No
 - F. Yes, One only AFJ used by GTE
8.
 - A. We are providing Data service only at this time.
 - B. Year 2001
 - C. Competition with ILEC pricing. Lower prices being given to our competitors. Example Sprint provide adsl pricing and referral to Earthlink.com
 - D. Wireless is coming this year.
9. Data Service for Internet Service Providers
10. No
11. No
12. No
13. No
14. Have some way that the PSC can fine ILEC and reimburse CLEC for time spent disputing bills and level of service.
15. Quicker response time to orders.
16. None at this time.

Kevin Hayes
Atlantic.net Broadband