

August 30, 2001

Florida Public Service Commission Division of Records and Reporting 2540 Shumard Oak Blvd. Tallahassee, ⁻L 32399-0850

011176-TX

Enclosed, please find the application of Tel West Communications LLC for approval of transfer of existing ALEC certification from HTR&L Enterprises dba Hart Communications (#4867) to Tel West Communications.

If there is any further information you should require please feel free to contact me via email at <u>dotaylor@qwest.net</u> or telephone (253) 639-4076.

Sincerely,

) and lo Jan

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Donald O. Taylor ¹ Corporate Compliance

DOCUMENT NUMBER DATE 10939 SEP-4 3 FPSC-CONMISSION CLERK

TEL WEST COMD UNICATIONS LLC 3823 DELRIDGE WAY SW SEATTLE WASHINGTON 98106 1-800-463-9366.....FAX 206/933/1117

APPLICATION

- 1. This is an application for $\sqrt{}$ (check one):
 - () Orlginal certificate (new company).
 - (X) Approval of transfer of existing certificate: Example, a non-certificated company purchases an existing company and desires to retain the original certificate of authority.

Request transfer of certificate # 4867 from HTR&L Enterprises, dba Hart Communications, to Tel West Communications, LLC (Ref Docket 010938)

-) Approval of assignment of existing certificate: Example, a certificated (company purchases an existing company and desires to retain the certificate of authority of that company.
-) Approval of transfer of control: Example, a company purchases 51% of a (certificated company. The Commission must approve the new controlling entity.
- 2. Name of company: Tel West Communications, LLC
- 3. Name under which the applicant will do business (fictitious name, etc.): Tel West Communications
- 4. Official mailing address (including street name & number, post office box, city, state, zip code): **Tel West Communications** PO Box 94447 Seattle, WA 98124
- 5. Florida address (including street name & number, post office box, city, state, zip code): **Tel West Communications** C/O The CT Corporation 1200 South Pine Island Rd Plantation, FL 33324
- 6. Structure of organization:
 -) Individual

) Corporation

) Foreign Corporation

) Foreign Partnership

) General Partnership

-) Limited Partnership
- (X) Other Arizona Limited Liability Company

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.315

7. If individual, provide:

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

8. <u>If incorporated in Florida</u>, provide proof of authority to operate in Florida:

- (a) The Florida Secretary of State corporate registration number:
- 9. <u>If foreign corporation</u>, provide proof of authority to operate in Florida:
 - (a) The Florida Secretary of State corporate registration number:

M01000001132

10. If using fictitious name-d/b/a, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida:

(a) The Florida Secretary of State fictitious name registration number:

- 11. If a limited llability partnership, provide proof of registration to operate in Florida:
 - (a) The Florida Secretary of State registration number:
- 12. <u>If a partnership</u>, provide name, title and address of all partners and a copy of the partnership agreement.

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

13. If a foreign limited partnership, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable.

(a) The Florida registration number:

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.815

14. Provide F.E.I. Number(if applicable):

15. Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(a) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. <u>Provide</u> explanation.

<u>None</u>

(b) an 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 company, give reason why not,

None

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

(a) <u>The application</u>:

Name:	Donald O. Taylor	•	
Title:	Consultant		
Address:	24428 - 145 th Pla	ace SE	
City/State/Zip:	Kent, WA 98042		
Telephone No.:	253-639-4076	Fax No.:	Same As Voice - Call
First			
Internet E-Mail Address:	dotaylor@qwest.	net	
Internet Website Address:			

(b) Official point of contact for the ongoing operations of the company:

Name:	Jeff Swickard		
Title:	President		
Address:	3823 Delridge V	Vay SW	
City/State/Zip:	Seattle, WA 98		
Telephone No.:	206-933-1119	Fax No.:	206-933-1117
Internet E-Mail Address:	jswickard@telw	estcommu	nications.com
Internet Website Address:			

(c) Complaints/Inquiries from customers:

Name:	Chris Sturgul
Title:	Customer Service Manager
Address:	3823 Delridge Way SW
City/State/Zip:	Seattle, WA 98106

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FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.815

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Telephone No.:206-933-1118 Fax No.: 206-933-1117Internet E-Mail Address:csturgul@telwestcommunications.comInternet Website Address:csturgul@telwestcommunications.com

17. List the states in which the applicant:

(a) has operated as an alternative local exchange company.

Alabama, Arizona, Arkansas, California, Florida, Georgia, Kansas, Kentucky, Missiséippi, Missouri, Montana, Nevada, New Mexico, Oklahoma, Oregon, S. Carolina, Tennessee, Utah, Washington, Wyoming

(b) has applications pending to be certificated as an alternative local exchange company.

Idaho, New Jersey, Texas

(c) is certificated to operate as an alternative local exchange company.

Alabama, Arizona, Arkansas, California, Florida, Georgia, Kansas, Kentucky, Mississippi, Missouri, Montana, Nevada, New Mexico, Oklahoma, Oregon, S. Carolina, Tennessee, Utah, Washington, Wyoming

(d) has been denied authority to operate as an alternative local exchange company and the circumstances involved.

Certification in Oregon was canceled for noncompliance with submission of certain required forms. Tel West has submitted required forms and recertification is pending.

(e) has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved.

None

(f) has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.

None

18. Submit the following:

A. Managerial capability: give resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.815 B. Technical capability: give resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.

Resumes are enclosed.

C. Financial capability.

The application **should contain** the applicant's audited financial statements for the most recent 3 years. If the applicant does not have audited financial statements, it shall so be stated.

The unaudited financial statements should be signed by the applicant's chief executive officer and chief financial officer <u>affirming that the financial statements</u> <u>are true and correct</u> and should include:

- 1. the balance sheet:
- 2. income statement: and
- 3. statement of retained earnings.

NOTE: This documentation may include, but is not limited to, financial statements, a projected profit and loss statement, credit references, credit bureau reports, and descriptions of business relationships with financial institutions.

Further, the following (which includes supporting documentation) should be provided:

- 1. <u>written explanation</u> that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.
- 2. <u>written explanation</u> that the applicant has sufficient financial capability to maintain the requested service.
- 3. <u>written explanation</u> that the applicant has sufficient financial capability to meet its lease or ownership obligations.

Audited financial statements are not available. Enclosed are year to date and previous year balance sheets, signed by Jeff Swickard, President of Tel West, attesting to their accuracy. Tel West has sufficient financial capability to provide and maintain the requested service in the geographic area proposed to be served, and has sufficient financial capability to meet its lease or ownership obligations.

THIS PAGE MUST BE COMPLETED AND SIGNED

APPLICANT ACKNOWLEDGMENT STATEMENT

- 1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of <u>.15 of one percent</u> of 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 that 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 \$250.00 must be submitted with the application.

UTILITY OFFICIAL:

Jeff Swickard Print Name

Signature H2FIn

<u>President____</u>____ Title

Date

206-933-1119 206-933-1117 Telephone No. Fax No.

Address: 3823 Deiridge Way SW

Seattie, WA 98106

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.815

THIS PAGE MUST BE COMPLETED AND SIGNED

AFFIDAVIT

By my signature below, I, the undersigned officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical expertise, managerial ability, and financial capability to provide alternative local exchange company service in the State of Florida. I 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.

Further, I aim 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:

Jeff Swickard _____ Print Name

President_____

<u>• |</u>

206-933-1119 Telephone No. <u>206-933-1117</u> Fax No.

Address: 3823 Delridge Way SW

Seattle, WA 98106

INTRASTATE NETWORK (if available)

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.815 00 Chapter 25-24.825 (5), Florida Administrative Code, requires the company to make available to staff the alternative local exchange service areas only upon request.

1. POP: Addresses where located, and indicate if owned or leased.

1)	2)
3)	4)
SWITCHES: Addres owned or leased.	ss where located, by type of switch, and indicate if
1)	2)
3)	4)
TRANSMISSION FA	CILITIES: POP-to-POP facilities by type of facilities oper, satellite, etc.) and indicate if owned or leased.
POP-to-POP	OWNERSHIP
1)	
2)	
3)	

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.805, 25-24.810, and 25-24.815

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4)_____

CERTIFICATE SALE, TRANSFER, OR ASSIGNMENT STATEMENT

I, John Fondren, CEO of HTR&L Enterprises, dba Hart Communications, and current holder of Florida Public Service Commission Certificate Number # 4867, have reviewed this application and join in the petitioner's request for a:

() sale

(X) transfer

() assignment

of the above-mentioned certificate.

 UTILITY OFFICIAL:
 John Fondren
 Signature

 Print Name
 Signature

 CEO
 22 AvGvST Zder I

 Title
 Date

 912-249-0603
 912-242-5363

 Telephone No.
 Fax No.

 Address:
 PO Box 2151

 Valdosta, GA 31604
 Valdosta, GA 31604

FORM PSC/CMU 8 (11/95) Required by Commission Rule Ncs. 25-24.805, 25-24.810, and 25-24.315

TEL WEST Communications L.L.C. Profit & Loss January 1 through August 30, 2001

REDACTED

Ordinary Income/Expense Income Gross Sales Interest Income Uncategorized Income Total Income Cost of Goods Sold	Jan 1 - Aug 30, '01
Cost of Goods Sold Total COGS	3,040,234,89
Gross Profit	2,538,411,01
Expense Amortization Expense Automobile Expense Bank Service Charges Cash Discounts Classes & Seminars Dues and Subscriptions Fees & Licenses Insurance Interest Expense Leased Vehicle Marketing Expense Olfice Expense Outside Labor Payroll Expenses Postage & Delivery Printing and Reproduction Professional Development Professional Fees Promotional / Emp Incentives Refunds Rent Repairs & Maintenance Taxes Total Internal Telcom Total Travel & Ent Uncategorized Expenses	
Utilities Total Expense	

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TEL WEST Communications L.L.C. Profit & Loss

January 1 through August 30, 2001

REDACTED

	Jan 1 - Aug 30, '01
Net Ordinary Income	
Other Income/Expense Other Income Other Income	
Total Other Income	229.37
Other Expense Other Expense H.T.R. & L.	
Total Other Expense	271
Net Other Income	
Net Income	790,400.74

Jeff Swickard, President

TEL WEST Communications L.L.C. **Balance Sheet** As of August 28, 2001

REDACTED

	Aug 28, '01
ASSETS Current Assets Checking/Savings Asia Europe Americas Bank Ásia Vision Bank of America Checking Compass Bank Regions Bank SouthTrust Bank Bank One Checking Bank One Savings	2.017.57). 4.818/29 1.403.661.
Total Checking/Savings	
Accounts Receivable Accounts Receivable	6,578.44
Total Accounts Receivable	4,578.44
Cither Current Assets Employee Receivable	652.30
Total Other Current Assets	652.30
Total Current Assets	328,463 54
Fixed Assets Total Fixed Assets	149,251.97
Total Fixed Assets	149,251.97
Other Assets Inventory Other Assets Other Assets (2) Total Other Assets	(1,868,00) (428,212,43)
TOTAL ASSETS	905.927.94
LIABILITIES & EQUITY Liabilities Current Liabilities Credit Cards Credit Cards	354,682,51
Total Credit Cards	-354,682.513
Other Current Liabilities Arizona Liabilities	10.46

TEL WEST Communications L.L.C. Balance Sheet As of August 28, 2001

REDACTED

	Aug 28, '01
GA - Liabilities Loans Payable PA Liabilities Payroll Liabilities Shareholders Payable Taxes Payable Washington Liablilties	
Total Other Current Liabilities	26,407.77
Total Current Liabilities	
Long Term Liabilities Long Term Liability	248,277.57
Total Long Term Liabilities	248,277.50
Total Liabilities	79,997:17
Equity Equity - Jeff Opening Bal Equity Retained Earnings Net Income Total Equity	885,625,11
TOTAL LIABILITIES & EQUITY	

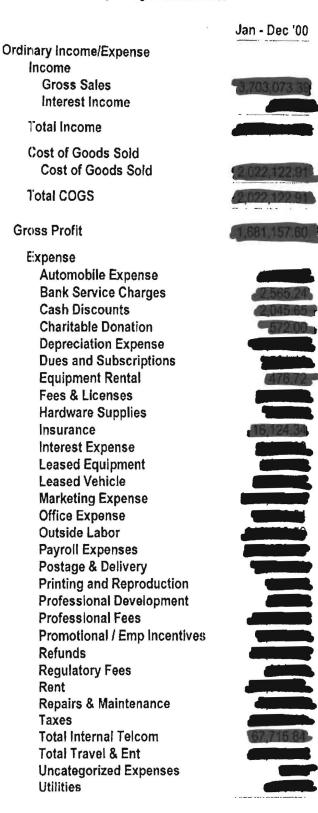
Jeff Swickard

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TEL WEST Communications L.L.C. Profit & Loss January through December 2000

REDACTED



08/30/01

TEL WEST Communications L.L.C. Profit & Loss

REDACTED



	Jan - Dec '00
Total Expense	
Net Crdinary Income	
Other Income/Expense Other Income Other Income	2,391.96
Total Other Income	2.391.96
Other Expense 99 Expenses Other Expense H.T.R. & L.	
Total Other Expense	2000
Net Other Income	2,391,96
Net Income	

Jeff Swickard

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TEL WEST Communications L.L.C. **Balance Sheet** As of December 31, 2000

REDACTED

	Dec 31, '00
ASSETS Current Assets Checking/Savings Asia Europe Americas Bank Bank of America Checking Bank One Checking Bank One Savings Wells Fargo Checking	35,213,89 128,010,17 11,012,06 5,396,60 2,354,60
Total Checking/Savings	211,987.32
Accounts Receivable Accounts Receivable	455.90
Total Accounts Receivable	455.90
Total Current Assets	211,531.42
Fixed Assets Total Fixed Assets	105,399,44
Total Fixed Assets	105,399.443
Other Assets Inventory Other Assets Other Assets (2) Total Other Assets	1,868.00
	(420,212.40
TOTAL ASSETS LIABILITIES & EQUITY	45,143.29
Liabilities Current Liabilities Credit Cards Credit Cards	32,282.50
Total Credit Cards	
Other Current Liabilities Arizona Llabilities GA - Liabilities Loans Payable Payroll Liabilities Taxes Payable Washington Liabilities	12/67 989/73 2/422/23 12/172/99 14/550/69

Total Other Current Liabilities



TEL WEST Communications L.L.C. Balance Sheet As of December 31, 2000

REDACTED



Jeff Swickard

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4502 SW Charlestown Seattle, Wa. 98116 208-947-1077 sefferding@telwestcommunications.com

Stan Efferding

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Experience	20130-2001 Vice President • Manage Operation	Tel West Communications	Seattle, Wa.	
	 1999-2000 Simpson Property Group Regional Property Manager Managed portfolio of multi-family properties Developed budgets 			
	 1998-1999 Simpson Property Group Regional Property Manager Managed portfolio of multi-family properties. Developed budgets. 			
	1991-1999 Mulqueeney Company Eugene, Or. Property Manager IManaged multi-family property. Imaged construction of 200 unit community.			
Education	1985-1990 B.S., Psychology.	University Of Oregon	Eugene, Or.	
Interests	Exercise, Carpentry,	Nutrition, Computers.		

RESUME

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Jeffrey K Swickard PO Box 94447 Seattle, WA 98124

jswickard@telwestcommunications.com

(206) 933-1139

Work History

1998 - Preserit	Tel West Communications	President and CEO
1997 - 1998	US West	Account Manager
1995 - 1997	AT&T	Account Manager
1995 1996	MCI	Account Manager
1993 - 1995	Dean Witter	Marketing
1992 – 1994	AT&T	Customer Service Manager

Education

1994 University of Oregon

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BS, Business Management Marketing

CHRIS G. HATTASCH

7567 CALIFORNIA AVE. SW SEATTLE, WA 98136

206-938-1903 (H) chattasch@uswest.net

Education: Arizona State University Bachelor of Science, School of Mechanical/Aerospace Engineering Graduated: May 1987

Experience: INFORMATION TECHNOLOGY – Tel West Communications 1998 – Present

Create and manage database and technology instruments necessary for operations.

777 LEAD PROJECT ENGINEER, Boeing Commercial Aircraft Group January 1997 - Present

- Effectively lead cross-functional teams by driving project definition, schedule, documentation, milestones towards achievement of project objectives.
- Resolution of aircraft electrical, mechanical, software, and pneumatic systems problems requiring short project cycles.
- Demonstrated conflict management skills managing multidiscipline teams during high production rates. Successfully maintained project progress and optimized team productivity.
- Provide immediate onsite support to airline issues. Organized and successfully implemented a multidivisional team, which resolved an two week ongoing problem within 6 hours, returning the aircraft to full revenue service.
- Prepare and present technical material to airlines, and internal organizations, effectively communicating technical solutions, and quickly developing audience trust. Single point of contact for multiple airlines, suppliers, and internal organizations for the 777 secondary power system.
- Effectively listen and respond to the needs of external customers, establishing long lasting positive relationships.
- Created the first company Internet monitored engine field test, allowing personell at various off site locations to operate and monitor systems tests. This test led to the identification and resolution of an ongoing field problem which was elusive for several years.
- Excellent working knowledge of Microsoft Windows, Access, Project, Power Point, Excel, Word Exchange, and Net Meeting.

Senior Development Engineering Consultant, AlliedSignal

April 1994- December 1996

- Provided on-site Engineering representation and technical support to Boeing during the development of the Boeing 737 Next Generation aircraft.
- Provided supplier technical expertise in hardware development and project management during throughout the OEM design and development cycle.
- Recognized for excellent facilitation and people skills between two major companies with supplier/customer relationships.

Development Engineer, AlliedSignal Aerospace

May 1984 - March 1992

- Project Manager for the AirForce F-22 aircraft advanced secondary power system installation design. Managed research and design team responsible for \$2 million dollar budgets.
- Overseas assignment as Lead Test Engineer for a multi national team in Frankfurt, Germany. Successfully completed aircraft systems compatibility testing for the Airbus A330/A340 commercial aircraft.
- Onsite flight test engineer for at E-Systems for Saudi 747 VIP aircraft modification testing. Conducted testing and provided quick on site problem resolution.
- Provided on site systems engineering support for the development of the Grumman JSTARS aircraft.
- Onsite Flight Test Engineer for the McDonnell Douglas MD-80 aircraft. Remotely interfaced with numerous teams to quickly resolve problems.
- Key member of new products team, identifying potential gas turbine designs for emerging markets for military and commercial aircraft. Proactively sought new customers and identified potential aircraft requirements.
- Organized and wrote numerous proposals which were successful in establishing new business and markets for company products.
- Solved numerous field problems by defining and conducting gas turbine engine testing. Worked with cross functional teams to define, design, and implement fixes into the field.

2111 B John,304 Seattle, WA 98112

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Phone 206-940-0988 Fax 206-933-1117 E-mail csturgul@telwestcommunications.com

Christopher R Sturgul

Education	1999 - 2001 CLEC Training	SBC	Los Angeles, CA	
	PACLEX, SWBLEX, Verigate, Toolbar			
	1999 - 2001 CLEC Training	Bellsouth	Atlanta, GA	
	LENS, CLEC Basic			
	1999 - 2001 CLEC Training	US West	Seattle, WA	
	IMA, Listings, UNE-P POTS, ASR – Switched Access, DS3, LIS			
	1999 - Business	University of Washington	Seattle, WA	
	 International business 	/ accounting		
	1991 - 1993University of WashingtonSeGraphic Design• Graphic design program			
Professional experience	 1999 - 2001 Manager – Provisioning Supervise provisioning Provision orders 		Seattle, WA	
	 Provision orders Conduct training for provisioning and customer service representatives. 			
	• Resolved escalation problems and questions.			
	 Incorporate new LECs and procedures into provisioning department 			
	1996–1998 Art Director for Digital of Worked daily with o	Centric Photo Processing dept. client accounts to ensure smooth corr	Tucson, AZ	
	resolved any difficulties when they occurred.			
	Tested new products and substrates.			
	 Suggested new suppliers that increased our profit margin by 30%. Developed a close relationship with suppliers to ensure prompt delivery and 			
	speedy replies to any product inquires.			
	 Assisted clients with items that needed to be 	a asthetic questions about products the produced.	at they had as well a	