



October 24, 2001
VIA OVERNIGHT DELIVERY

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210 N. Park Ave.
Winter Park, FL
32789

P.O. Drawer 200
Winter Park, FL
32790-0200

Ms. Blanca S. Bayo
Director, Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0870

Tel: 407-740-8575
Fax: 407-740-0613
tmi@tminc.com

**RE: Performance Bond No. 103293247 for
NewSouth Communications Corporation**

Dear Ms. Bayo:

Enclosed is performance bond No. 103293247 in the amount of \$25,000 filed on behalf of NewSouth Communications Corp. The purpose of this filing is to allow NewSouth to begin requiring deposits in accordance with Rule 25.24.490(2).

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it in the self-addressed, stamped envelope enclosed for this purpose.

Any questions regarding this filing may be directed to my attention at (407) 740-8575.

Sincerely,

Robin Norton, Consultant to
NewSouth Communications Corp.

RN/bt
Enclosure

cc: Marianne Valestin, NewSouth
file: NewSouth - FL - ALEC
tms: FLL010xx

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DOCUMENT NUMBER DATE

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FPSC-COMMISSION CLERK

BOND# 103293247

KNOW ALL MEN BY THESE PRESENT that we, NewSouth Communications Corp., 2 North Main St. Greenville SC 29601, as Principal (hereinafter referred to as Principal) and **TRAVELERS CASUALTY and SURETY COMPANY** whose address is Hartford, CT. as surety (hereinafter referred to as Surety) are held firmly bound unto the Florida Public Service Commission, in the sum of \$25,000.00 (Twenty Five Thousand Dollars) For the use and benefit of any person who has placed a deposit with the Principal to secure telecommunication or cable television services.

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall perform or cause to be performed the contracted services for which the Principal has contracted and carry out all contracts, agreements and arrangements made by the Principal in its capacity as a telecommunication and cable service provider, then this obligation shall be void. Otherwise, this obligation shall remain in full force and effective in law subject, however, to the following term:

- 1) The obligee (Florida Public Service Commission) shall notify the Surety for any default of the Principal hereunder.
- 2) The Surety shall promptly notify the Obligee in writing of any changes in either the Principal or amount of bond set forth above. However, failure of the Surety to provide such notice shall not affect the validity of this bond.
- 3) If the Surety shall so elect, this bond may be cancelled by giving 30 days written notice to the Obligee. The Surety, however, shall remain liable for any default occurring during the period up to the expiration of said 30 days notice and such 30-day period shall begin only upon receipt of said notice by the Obligee.
- 4) In the event of payment by the Surety of any claims hereunder, the Surety shall be subrogated to all the rights of the Obligee with respect only to such claims paid and the Obligee shall execute or have executed whatever documents may be necessary in this regard.
- 5) In no event shall the Surety be liable for a greater amount than that shown above.

- 6) The Surety shall not be subject to any suite, action or proceeding hereunder instituted later than 12 months following the termination hereof unless, prior to or within such 12-month period, the Obligee has notified the Surety of a default of the Principal hereunder.

This bond is effective the 16th day of October 2001, 12:01 a.m. Eastern Daylight Savings Time and shall continue in force and effect for one (1) year.

In witness hereof, the Principal and Surety have executed this instrument of the 16th day of October 2001 .

PRINCIPAL: NewSouth Communications Corp.

John E. King
Witness

John King Controller
Signature Title

Surety: Travelers Casualty & Surety Company

Robin G. Jew
Witness

Charles D. Welch
Charles D. Welch
Attorney-in-fact

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY
Hartford, Connecticut 06183-9062

POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL PERSONS BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, corporations duly organized under the laws of the State of Connecticut, and having their principal offices in the City of Hartford, County of Hartford, State of Connecticut, (hereinafter the "Companies") hath made, constituted and appointed, and do by these presents make, constitute and appoint: Thomas R. Parrish, Karen H. Cobb, Charles D. Welch, Cynthia G. Harrell, of Greenville, South Carolina, their true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, the following instrument(s): by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto, and to bind the Companies, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Companies, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Companies, which Resolutions are now in full force and effect:

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her.

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary, or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile (mechanical or printed) under and by authority of the following Standing Resolution voted by the Boards of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.