

ORIGINAL

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TO: Florida Public Service Commission
Division of Commission Clerk & Administrative Services
Attention: Blanca Bayo, Director
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

November 29, 2001

Regarding: Florida City-Link Communications, Inc.
P.O. Box 315
Kaysville, UT 84037

DOCKET NO. 011474-TX

Commissioners and Mrs. Bayo

This is a letter to explain the circumstances of Florida City-Link regarding the "Compliance investigation of Florida City-Link Communications, Inc. for apparent violation of Section 364.183(1), F.S., Access to Company Records".

The heading on the "Case Assignment and Scheduling Record" sounds very onerous and causes us great concern. City-Link has nothing to hide from the Florida Commission and had no intention to violate any Florida, or other statutes. If we did violate a statute it was an error which we will be careful not to have occur again.

City-Link's internal investigation found the following. The letter from Mr. D'Haeseleer did arrive at the Colorado ranch of City-Link's regulatory consultant Terry Parrish, via certified mail on 7/9/01. Terry met with the Colorado City-Link staff members Todd Marriott and Tina Telson a few day later and asked them to prepare and send the information. Todd and Tina remember filling out the form hand written, and sending it in a package to City-Link Communications Corporate headquarters in Utah. Jackie in Utah remembers giving it to Keith Maynes (CEO), for his approval. Jackie then remembers giving it to Mandy to fax to the number on the PSC letter and instructed her file the original. Mandy is currently on a two month leave of absence with the team overseeing the people carrying the Olympic Torch across country. Mandy says on the phone that she remembers the document and has told Jackie where it should be in Mandy's files. Jackie cannot find it, and we cannot prove it at this time. Florida City-Link responds to various requests for information annually to the Florida Commission regarding TTY, E-911, Regulatory Assessments, Florida State and County Tax agencies, etc. As a safeguard to prevent this happening again, Mr. Parrish is instructed to complete the loop on all correspondence with the Florida Commission by being the last point to send and document all such information. In addition he is directed that future correspondence will be mailed to the Florida PSC via Certified mail or Fed Ex.

City-Link requested a new copy of the information request from the Florida staff and filled

DOCUMENT NUMBER-DATE

15031 NOV 30 01

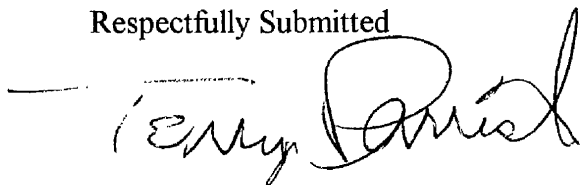
PSC-COMMISSION CLERK

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it out. I know it is too late for your report, but you will see that we are offering no basic local exchange services, no unbundled services, nor otherwise affecting local competition in Florida. Florida City-Link sells long distance in a small area in the state, to a very small group of people. It purchases and resells its services from the access tariffs of the LEC. It provides no local service. In this case the lack of our information on the report will have had minuscule effect. None-the-less, we will be diligent to ensure it won't happen again.

City-Link provides services in three other states, in addition to Florida. Not a large company anywhere, the operation is quite small in Florida. Our Florida gross revenues last year were only \$20,000 with **annual net revenues of \$8,000**. Revenues will be similar this year. A fine of the type discussed on the telephone by PSC staff members would be debilitating to Florida City-Link, and may cause City-Link Communications, Inc., the holding company, to exit operations in the State of Florida. **A settlement of \$800 for this error would be 10% of annual net.** That is still a sizeable amount and one which **Florida City-Link offers as settlement** in this action.

Respectfully Submitted

A handwritten signature in black ink, appearing to read "Terry Parrish". The signature is written in a cursive, flowing style with a long horizontal line extending to the left.

Terry Parrish - FOR Florida City-Link Communications, Inc.
Communications Technology Management, LLC

2001 ALEC Data Request

Florida Statute 364.02(2) defines basic local service as:

"Basic local telecommunications service" means voice-grade, flat-rate residential and flat-rate single line business local exchange services which provide dial to local usage necessary to place unlimited calls within a local exchange area, dual tone multi-frequency dialing, and access to the following: emergency services such as "911," all locally available interexchange companies, directory assistance, operator services, relay services and an alphabetical directory listing. For a local exchange company, such terms shall include an extended area service routes, and extended calling service in existence or ordered by the commission on or before July, 1 1995.

- 1. a. Are you providing service to residential customers in Florida that complie : with the above definition of basic local service? **NO**
- b. To how many residential customers are you providing basic local service in Florida? **0**
- c. What are your current rates for providing residential basic local service? **N/A**
- d. Are you providing service to business customers in Florida that complies with the above definition of basic local service? **NO**
- e. To how many business customers are you providing basic local service i Florida? **NONE**
- f. What are your current rates for providing business basic local service in Florida? **N/A**
- 2. Are you currently providing other forms of local service (business or residential in Florida that may not meet Florida's statutory definition of basic local service? (Examples could include: multi-line business users; services with toll or usage restrictions; mandatory 900 blocking; limited amount of local calling included i the monthly charge; bundled service offerings; etc.) (If yes, continue with question #2; if no, skip to Question #3)
 - a. Are you currently providing other forms of local service to residential c customers in Florida? **NO**
 - b. If the response to a. is affirmative, please describe each of the forms of local service you are providing to residential customers in Florida. (If available, please provide marketing brochures or comparable materials.)



- c. If the response to a is affirmative, please indicate your current rates for each of the services indicated in response to b.
- d. Are you currently providing other forms of local service to business customers in Florida?
- e. If the response to d. is affirmative, please describe each of the forms of local service you are providing to business customers in Florida. (If available, please provide marketing brochures or comparable materials.)
- f. If the response to d. is affirmative, please indicate your current standard rates for each of the services indicated in response to e.

3. Please describe the method(s) you are using to provide telephone services (e.g., resale, interconnection, unbundled network elements, facility-based, etc.).

- a. Please indicate, by exchange, the number of LEC access lines you are reselling to residential customers. *NONE*
- b. Please indicate, by exchange, the number of LEC access lines you are reselling to business customers. *NONE*
- c. Please indicate, by exchange, the types of unbundled network elements, if any, you are obtaining from the incumbent LEC. *0*
- d. Please indicate, by exchange, the number of unbundled local loops, if any, you are obtaining from the incumbent LEC. *0*
- e. Please indicate the types of facilities deployed by your company in Florida to provide local telephone services, and indicate where these facilities are deployed. *N/A*
- f. If known, please indicate the number of access lines, separately for residential and business customers, provisioned solely over company-owned facilities. *0*
- g. Please indicate, by exchange, the number of business access lines you serve that are provided to Internet service providers. *0*
- h. Please indicate, by exchange, the number of business access lines you serve that are provided to voicemail service providers. *0*

4. Please indicate the number and location of switches you have located in Florida if any, used to provide services to customers in Florida.

1 computer voice mail located in Orlando, Florida

- 5. For each exchange where you are providing any form of residential local telephone service, please identify by exchange (a list of exchanges is attached), the number of residential access lines served as of June 30, 2000. (See example below) *N/A*
- 6. For each exchange where you are providing any form of business local telephone services, please identify by exchange, the number of business access lines served as of June 30, 2000. (See example below) *0*

Examples

Miami Exchange: Residential Access Lines - 154
 Business Access Lines - 255

Yulee Exchange: Residential Access Lines - 161
 Business Access Lines - 202

- 7. For billing and accounting purposes, do you differentiate between residential and business customers? *NO*
 - a. Are you currently offering any enhanced services? If yes, what are they? *yes, voice mail*
 - b. Have you experienced any significant barriers in entering Florida's local exchange markets? Please list and describe any obstacles or barriers encountered. *yes, the reporting system imposed by various Reg. agencies*
 - c. Have you experienced any difficulties involving any agreements you may have with incumbent LECs? If so, please describe any significant problems encountered. *NO*
 - d. Do you anticipate that your long-term manner of providing service will differ from your current practice? If so, do you expect becoming a full scale facilities-based provider? *yes, we hope to move toward full service telecom.*
 - e. Have you been assigned your own NXX codes? If yes, how many codes have you been assigned and for each code, as of January 31, 2000, how many numbers have been assigned from the code? *NO = NXX*
- 8. Please list your primary line of business (for example, entertainment, cable television, private line/special access service, interexchange service, local service, cellular service, paging service, electric service, municipality, etc.). *enhanced communications*
- 9. At any time during the last 12 months have you provided local telephone services in Florida and then withdrawn a service? If yes, please discuss the reasons for this decision. *NO*
- 10. If you or an affiliate provides cable television in Florida, do you offer any package plans combining cable television and local telephone services? If so, please indicate where such packages are being offered. *N/A*

11. If you or an affiliate provides long distance telephone service in Florida, do you offer any package plans combining long distance and local telephone services? If so, please describe any such plans and their terms and conditions. Is subscribing to both local telephone and long distance a condition of providing service?
NO
12. Please provide any additional comments or information you believe will assist staff in evaluating and reporting on the development of local exchange competition in Florida. In particular, we are seeking comment on obstacles that you believe may be impeding the growth of local competition in the state and any suggestions you may have on how to remove such obstacles.
13. If your company filed a Form 477 with the Federal Communications Commission in March 2001, please enclose a copy of the completed Form 477 with your response to this data request.
14. Does your company offer xDSL exclusively? *NO*
15. If the answer to question 14 is "yes," how many xDSL lines in aggregate does your company provide?
16. If the answer to question 14 is "yes," in what exchanges in Florida are your services available?
17. If the answer to question 14 is "yes," how are your company's various service offerings priced.

