

****FLORIDA PUBLIC SERVICE COMMISSION****

DIVISION OF TELECOMMUNICATIONS
BUREAU OF CERTIFICATION AND SERVICE EVALUATION

APPLICATION FORM FOR AUTHORITY TO PROVIDE
INTEREXCHANGE TELECOMMUNICATIONS SERVICE
BETWEEN POINTS WITHIN THE STATE OF FLORIDA

020343-TI

Instructions

- ◆ This form is used as an application for an original certificate and for approval of assignment or transfer of an existing certificate. In the case of an assignment or transfer, the information provided shall be for the assignee or transferee (See Appendix A).
- ◆ Print or type all responses to each item requested in the application and appendices. If an item is not applicable, please explain why.
- ◆ Use a separate sheet for each answer which will not fit the allotted space.
- ◆ Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of **\$250.00** to:

Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850)413-6770

Note: **No filing fee is required** for an assignment or transfer of an existing certificate to another certificated company.

- ◆ If you have questions about completing the form, contact:

Florida Public Service Commission
Division of Telecommunications
Bureau of Certification and Service Evaluation
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850
(850)413-6600

1. This is an application for ✓ (check one):
 - (X) **Original certificate** (new company).
 - () **Approval of transfer of existing certificate:**
Example, a certificated company purchases an existing certificated company and desires to retain the authority of both certificates.
 - () **Approval of assignment of existing certificate:**
Example, a non-certificated company purchases an existing company and desires to retain the certificate of authority rather than apply for a new certificate.
 - () **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:

OCMC, Inc.

3. Name under which the applicant will do business (fictitious name, etc.):

d/b/a Opticom, One Call Communications, Inc., Advanttel, -1800-Max-Save, Regiontel, Livetel, and Supertel

4. Official mailing address (including street name & number, post office box, city, state, zip code):

801 Congressional Blvd.

Carmel, IN 46032

5. Florida address (including street name & number, post office box, city, state, zip code):

OCMC, Inc.

c/o CT Corporation System

1200 South Pine Island Road

Plantation, Florida 3324

6. Select type of business your company will be conducting ✓ (check all that apply):

- Facilities-based carrier** - company owns and operates or plans to own and operate telecommunications switches and transmission facilities in Florida
- Operator Service Provider** - company provides or plans to provide alternative operator services for IXCs; or toll operator services to call aggregator locations; or clearinghouse services to bill such calls.
- Reseller** - company has or plans to have one or more switches but primarily leases the transmission facilities of other carriers. Bills its own customer base for services used.
- Switchless Rebiller** - company has no switch or transmission facilities but may have a billing computer. Aggregates traffic to obtain bulk discounts from underlying carrier. Rebills end users at a rate above its discount but generally below the rate end users would pay for unaggregated traffic.
- Multi-Location Discount Aggregator** - company contracts with unaffiliated entities to obtain bulk/volume discounts under multi-location discount plans from certain underlying carriers, then offers resold service by enrolling unaffiliated customers.
- Prepaid Debit Card Provider** - any person or entity that purchases 800 access from an underlying carrier or unaffiliated entity for use with prepaid debit card service and/or encodes the cards with personal identification numbers.

7. Structure of organization:

- Individual Corporation
- Foreign Corporation Foreign Partnership
- General Partnership Limited Partnership
- Other _____

8. If individual, provide:

Name: _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

9. If incorporated in Florida, provide proof of authority to operate in Florida:

(a) The Florida Secretary of State Corporate Registration number:

10. If foreign corporation, provide proof of authority to operate in Florida:

(a) The Florida Secretary of State Corporate Registration number:

F02 00000 1175

11. 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:

See attached

12. If a limited liability partnership, provide proof of registration to operate in Florida:

(a) The Florida Secretary of State registration number:

13. If a partnership, 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: _____

14. 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: Not applicable

15. Provide F.E.I. Number (if applicable): 26 000 5926

16. Provide the following (if applicable):

(a) Will the name of your company appear on the bill for your services?
() Yes () No

(b) If not, who will bill for your services?

Name: The Company also uses ZPDI

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

(c) How is this information provided?

17. Who will receive the bills for your service?

- | | |
|---|---|
| <input checked="" type="checkbox"/> Residential Customers | <input type="checkbox"/> Business Customers |
| <input type="checkbox"/> PATS Providers | <input type="checkbox"/> PATS station end-users |
| <input type="checkbox"/> Hotels & motels | <input checked="" type="checkbox"/> Hotel & motel guests |
| <input type="checkbox"/> Universities | <input type="checkbox"/> Universities dormitory residents |
| <input type="checkbox"/> Other: (specify) _____ | |

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

(a) The application:

Name: Norman H. Horton, Jr.

Title: Attorney

Firm Name: Messer, Caparello & Self, P.A.

Address: P.O. Box 1876

City/State/Zip: Tallahassee, Florida 32302-1876

Telephone No.: 850-222-0720 Fax No.: 850-224-4359

Internet E-Mail Address: nhorton@lawfla.com

Internet Website Address: lawfla.com

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

Name: Ann Bernard

Title: General Counsel

Address: 801 Congressional Blvd.

City/State/Zip: Carmel, Indiana 46032

Telephone No.: 317-580-7276 Fax No.: 317-580-7471

Internet E-Mail Address: abernard@onecall.net

Internet Website Address: none

(c) Complaints/inquiries from customers:

Name: Martha Miller

Title: Customer Service Manager

Address: 801 Congressional Blvd.

City/State/Zip: Carmel, IN 46032

Telephone No.: 317-843-1300 Fax No.: 800-732-9622

Internet E-Mail Address: mmiller@onecall.net

Internet Website Address: none

19. List the states in which the applicant:

(a) has operated as an interexchange telecommunications company.

The management has operated in all 50. The new OCMC is applying in all 50.

(b) has applications pending to be certificated as an interexchange telecommunications company.

all

(c) is certificated to operate as an interexchange telecommunications company.

(d) has been denied authority to operate as an interexchange telecommunications company and the circumstances involved.

None

(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

20. 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. If so, please explain.

No

(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.

No

21. The applicant will provide the following interexchange carrier services ✓ (check all that apply):

a. X MTS with distance sensitive per minute rates.

 Method of access is FGA
 Method of access is FGB
 X Method of access is FGD
 Method of access is 800

b. X MTS with route specific rates per minute

 Method of access is FGA
 Method of access is FGB
 X Method of access is FGD
 X Method of access is 800

- c. X MTS with statewide flat rates per minute (i.e., not distance sensitive)
- _____ Method of access is FGA
- _____ Method of access is FGB
- X Method of access is FGD
- X Method of access is 800
- d. X MTS for pay telephone service providers
- e. _____ Block-of-time calling plan (Reach Out Florida, Ring America, etc.)
- f. X 800 service (toll free) —
- g. X WATS type service (bulk or volume discount)
- X Method of access is via dedicated facilities
- X Method of access is via switched facilities
- h. X Private line services (Channel Services)
(for ex. 1.544 mbs., DS-3, etc.)
- i. X Travel service
- _____ Method of access is 950
- X Method of access is 800
- j. _____ 900 service
- k. X Operator Services
- X Available to presubscribed customers
- X Available to non presubscribed customers (for example, to patrons of
hotels, students in universities, patients in hospitals).
- X Available to inmates

i. Services included are:

- Station assistance
- Person-to-person assistance
- Directory assistance
- Operator verify and interrupt
- Conference calling

22. Submit the proposed tariff under which the company plans to begin operation. Use the format required by Commission Rule 25-24.485 (example enclosed).

23. Submit the following:

A. 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 officers affirming that the financial statements are true and correct 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.*

See attached

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

1. **A written explanation** that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.
 2. **A written explanation** that the applicant has sufficient financial capability to maintain the requested service.
 3. **A written explanation** that the applicant has sufficient financial capability to meet its lease or ownership obligations.
- B. Managerial capability; give resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.
- C. 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.

See attached.

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 .15 of one percent of its 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:

Ann C. Bernard

Print Name

Ann C. Bernard

Signature

General Counsel

Title

3-15-02

Date

317-580-7276 317-580-7471

Telephone No.

Fax No.

Address:

801 Congressional Blvd
Carmel, In 46032

THIS PAGE MUST BE COMPLETED AND SIGNED

CUSTOMER DEPOSITS AND ADVANCE PAYMENTS

A statement of how the Commission can be assured of the security of the customer's deposits and advance payments may be provided in one of the following ways (applicant, please check one):

- () The applicant will **not** collect deposits nor will it collect payments for service more than one month ~~in~~ advance.
- () The applicant intends to collect deposits and/or advance payments for more than one month's service and will file and maintain a surety bond with the Commission in an amount equal to the current balance of deposits and advance payments in excess of one month.
(The bond must accompany the application.)

UTILITY OFFICIAL:

Ann C. Bernard
Print Name

General Counsel
Title

317-580-7276
Telephone No.

Address:

801 Congressional Blvd
Carmel, In 46032

Ann C. Bernard
Signature

3-15-02
Date

317-580-7471
Fax No.

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 interexchange telecommunications 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 am 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:

Ann C. Bernard

Print Name

Ann C. Bernard

Signature

General Counsel

Title

3-15-02

Date

317-580-7276

Telephone No.

317-580-7276

Fax No.

Address:

801 Congressional Blvd
Carmel, In 46032

CURRENT FLORIDA INTRASTATE SERVICES

Applicant **has** () or **has not** () previously provided intrastate telecommunications in Florida.

If the answer is has, fully describe the following:

a) What services have been provided and when did these services begin?

b) If the services are not currently offered, when were they discontinued?

UTILITY OFFICIAL:

<u>Ann C. Bernard</u>	<u>Ann C. Bernard</u>
Print Name	Signature
<u>General Counsel</u>	<u>3-15-02</u>
Title	Date
<u>317-580-7276</u>	<u>317-580-7471</u>
Telephone No.	Fax No.
Address: <u>Ann C. Bernard</u>	
<u>801 Congressional Blvd</u>	
<u>Carmel, In 46032</u>	
<u></u>	

CERTIFICATE TRANSFER, OR ASSIGNMENT STATEMENT

I, (Name) _____,

(Title) _____ of
_____ (Name of Company)

and current holder of Florida Public Service Commission Certificate Number

_____, have reviewed this application and join in the petitioner's request
for a:

() transfer

() assignment

of the above-mentioned certificate.

UTILITY OFFICIAL:

Print Name

Signature

Title

Date

Telephone No.

Fax No.

Address:

No. 11

Fictitious Name Registration

One Call Communications, Inc. -	G02074900062
OPTICOM -	G02074900063
1-800-MAX-SAVE -	G02074900057
Advanttel -	G02074900058
RegionTel -	G02074900059
LiveTel -	G02074900060
SuperTel -	G02074900061

OCMC, Inc. d/b/a Opticom is led by a management team with extensive experience in the telecommunications industry in all areas of management and operations. As a group, the Directors and Officers of OCMC, Inc. have over 70 combined years of experience in the telecommunications industry in sales and marketing, engineering, management, financial and other areas.

The network technicians and systems specialists hold a multitude of degrees and certificates and are required to attend and pass numerous industry related courses, seminars and training classes specializing in the technical and engineering specifications on the standards of the industry architecture for the public switched phone network. In addition to switching and networking telephony curriculum, technicians and systems specialists attend courses and seminars pertaining to all forms and aspects of telecommunications, such as voice, data and video communications; voice, data and video processing; computer telephony programming and software interfacing; ordering and billing forums; and new, improved and upgraded technology introductions and deployments.

To complement the capable management and technical teams, the company has a proven financial ability as reflected on the enclosed financial statement. The company has sufficient managerial, technical and financial capabilities to provide services and meet the financial obligations of the company.

State of Florida



Department of State

I certify from the records of this office that OCMC, INC., is a corporation organized under the laws of Indiana, authorized to transact business in the State of Florida, qualified on March 6, 2002.

The document number of this corporation is F02000001175.

I further certify that said corporation has paid all fees due this office through December 31, 2002, and its status is active.

I further certify that said corporation has not filed a Certificate of Withdrawal.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
Eleventh day of April, 2002



CR2EO22 (1-99)

Katherine Harris

Katherine Harris
Secretary of State

OCMC, Inc.

President & CEO

Joseph A. Pence
801 Congressional Blvd.
Carmel, IN 46032
317-843-1300

Treasurer & CFO

Mark A. Speth
801 Congressional Blvd.
Carmel, IN 46032
317-843-1300

Secretary

Larry S. Wechter
801 Congressional Blvd.
Carmel, IN 46032
317-843-1300

Assistant Secretary

Ann C. Bernard
801 Congressional Blvd.
Carmel, IN 46032
317-843-1300

Directors

Ramon L. Humke
Kevin E. Sheehan
Joseph A. Pence
Larry S. Wechter

(All Directors located at the address below)

801 Congressional Blvd.
Carmel, IN 46032
317-843-1300

**OCMC, INC., d/b/a OPTICOM
DIRECTORS AND OFFICERS**

JOSEPH A. PENCE, PRESIDENT & CEO, Mr. Pence has specialized in the telecommunications industry for over twenty years. During Mr. Pence's employment with ALLTEL of Hudson, Ohio, he held various positions including Sales Manager, Traffic and Network Engineer and General Manager. Thereafter, Mr. Pence accepted the responsibility of General Manager of an alternative long distance company in Detroit, Michigan. Mr. Pence joined One Call Communications in 1986. Mr. Pence has held various positions since his employment with One Call Communications including Regional Manager, Vice President, Executive Vice President and currently holds the responsibility of President & CEO, all of which provide One Call's management, departments and divisions with the knowledge and direction essential for success of the company.

BRAD A. BENGE, EXECUTIVE VICE PRESIDENT, Mr. Benges telecommunications career began in 1982 with Allnet as a Marketing Representative. Other positions held at Allnet were Senior Account Representative, Sales Manager and Branch Manager. Before his tenure at One Call Communications, Mr. Benge was also employed by MCI as a National Account Sales Representative and with Compucom as National Sales of Billing and Network Design. In 1989, Mr. Benge was hired by One Call Communications as the Director of Retail Sales. He has held various positions with the company including Assistant Vice President of Sales and Marketing, Vice President of Sales and Marketing, Senior Vice President and is currently Executive Vice President. He also serves as a Board Member of the American Public Communications Council (APCC).

MARK A. SPETH, TREASURER & CHIEF FINANCIAL OFFICER, Mr. Speth is a 1981 graduate from Brigham Young University with a BS in Micro Biology and a minor in Business. In 1996 Mr. Speth received his MBA from the University of Indianapolis; he was top scholar and graduated with honors. Mr. Speth has eight years of experience in the Telecom industry and an additional eighteen years in Accounting and Information Systems.

ANN C. BERNARD, GENERAL COUNSEL & ASSISTANT SECRETARY, Ms. Bernard holds a Juris Doctorate from Indiana University (1987) and a Bachelors of Arts (cum laude) in History and Political Science from Butler University (1984). Ms. Bernard was admitted to practice before the United States Supreme Court, the 7th Circuit Court of Appeals, the Northern and Southern Districts of Indiana and the Indiana Supreme Court. Ms. Bernard has over six years' experience in the Telecom industry.

ROUNDELL L. HARRIS, JR., VICE PRESIDENT OF NETWORK OPERATIONS, Mr. Harris attended Ball State University from 1978 to 1979. He then attended Indiana Vocational Technical College and completed their two-year digital electronics course. Mr. Harris began his employment with One Call in August of 1986. Mr. Harris is certified on the Harris 20/20 switch, as well as DSC (now Alcatel switch) and the DEX switch. He has also attended schools on Sonet, ATM, access ordering and provisioning. Mr. Harris is in charge of all network, switches and facilities for One Call and for supervising the employees that work in these areas.

JOSEPH L. DURKEE, VICE PRESIDENT OF INFORMATION SERVICES, Mr. Durkee is a 1987 graduate of Indiana State University with a major in Electronics and Computer Technology. From 1987 to 1990 Mr. Durkee worked for the United Student Aid Funds and was responsible for developing and maintaining 'C' programs which processed student loan applications. Mr. Durkee has over twelve years' experience in the telecommunications industry. He was first employed with One Call Communications in 1990 as a Programmer and Analyst. Mr. Durkee then proceeded to a Project Manager for the operator services division. Mr. Durkee is presently Vice President of Information Services and is responsible for maintaining a staff of qualified professionals to create and maintain systems to bill and outclear long distance telephone calls.