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8000 TOWERS CRESCENT DRIVE

SUITE 1200

VIENNA, VIRGINIA 22182

(703) 918-2300

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Florida Public Service Commission  
 Division of the Commission Clerk and Administrative Services  
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 Tallahassee, Florida 32399 0850

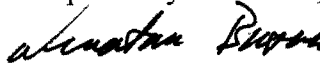
Re: Application of Baldwin County Internet/DSSI Service, L.L.C. for Authority to Operate as an Alternative Local Exchange Carrier

Enclosed for filing with the Florida Public Service Commission please find an original and six (6) copies of Baldwin County Internet/DSSI Service, L.L.C.'s ("BCI") application to provide alternative local exchange telecommunications services in the State of Florida. A check in the amount of \$250 to cover the filing fee for this application is appended as well.

Please note that BCI's financial statements – ATTACHMENT B to the application – are being submitted *under seal* on the grounds that they contain strictly confidential and proprietary information, and are not to be made part of the public record.

Please date-stamp the enclosed duplicate of this filing and return in the pre-addressed envelope provided. If there are questions regarding this application, please contact me at (703) 918-2315 [fax: (703) 918-2450; email: [wbrantl@kelleydrye.com](mailto:wbrantl@kelleydrye.com)]. Thank you in advance for your assistance with this matter.

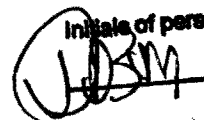
Respectfully submitted,



Winafred Brantl  
 Counsel

Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Records.

Initials of person who forwarded check:



Enclosures

This claim of confidentiality was filed by or on behalf of a "telco" for Confidential DNO 04904-03. The document is in locked storage pending advice on handling. To access the material, your name must be on the CASR. If undocketed, your division director must obtain written EXD/Tech permission before you can access it.

VA01/BRANW/45819.1

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04903 JUN-3 8

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**KELLEY DRYE & WARREN LLP**

1200 19TH STREET, N.W.  
WASHINGTON, DC 20036

7717

15-122/540  
BRANCH 00480

DATE June 2, 2003

PAY  
TO THE  
ORDER OF

Florida Public Service Commission

\$ 250.00

Two Hundred Fifty And No/100-----

DOLLARS  Security features included. Details on back.



First Union National Bank  
firstunion.com  
Org. 052 R/T 054001220

*Flarence K. Lambert* <sup>MP</sup>

DETACH AND RETAIN THIS STATEMENT  
THE STATE BANK OF NEW YORK IS THE PAYEE OF THIS CHECK. PLEASE PRINT YOUR NAME AND ADDRESS ON THE REVERSE OF THIS CHECK.

**KELLEY DRYE & WARREN LLP**

DATE	DESCRIPTION	AMOUNT
6/2/03	Charge 014880.0001 for Filing fees for Baldwin County Internet re: Local Application	\$250.00

REDACTED

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

**DIVISION OF COMPETITIVE MARKETS AND ENFORCEMENT**  
**CERTIFICATION**

**APPLICATION FORM**  
**for**  
**AUTHORITY TO PROVIDE**  
**ALTERNATIVE LOCAL EXCHANGE SERVICE**  
**WITHIN THE STATE OF FLORIDA**

---

**Instructions**

- ◆ This form is used as an application for an original certificate and for approval of the 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 Page 12).
- ◆ 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 the Commission Clerk and Administrative Services***  
**2540 Shumard Oak Blvd.**  
**Tallahassee, Florida 32399-0850**  
**(850) 413-6770**

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

**Florida Public Service Commission**  
**Division of Competitive Markets and Enforcement**  
**Certification**  
**2540 Shumard Oak Blvd.**  
**Tallahassee, Florida 32399-0850**  
**(850) 413-6600**

## APPLICATION

**1. This is an application for  (check one):**

**Original certificate** (new company).

**Approval of transfer of existing certificate:** Example, a non-certificated company purchases an existing company and desires to retain the original certificate of authority.

**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:**

Baldwin County Internet/DSSI Service, L.L.C.

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

Same as above

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

22645 Canal Road, Suite B  
Orange Beach, AL 36561

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

Not applicable

**6. Structure of organization:**

- |  |  |
|--|--|
| <input type="checkbox"/> Individual          | <input type="checkbox"/> Corporation                     |
| <input type="checkbox"/> Foreign Corporation | <input type="checkbox"/> Foreign Partnership             |
| <input type="checkbox"/> General Partnership | <input type="checkbox"/> Limited Partnership             |
| <input checked="" type="checkbox"/> Other    | <b>(Limited Liability Company: Reg No. M03000000124)</b> |

**7. If individual, provide:**

Name:

Title:

Address:

City/State/Zip:

Telephone No.: \_\_\_\_\_ Fax No.:

Internet E-Mail Address:

Internet Website Address:

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

- (a) **The Florida Secretary of State corporate registration number:**

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

(a) The Florida Secretary of State corporate registration number:

**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 liability partnership, provide proof of registration to operate in Florida:**

(a) The Florida Secretary of State registration number:

**12. 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:

**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:

14. Provide F.E.I. Number(if applicable): 94-3418858

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. Provide explanation.

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.

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

(a) The application:

Name: Winafred Brantl

Title: Counsel

Address: Kelley Drye & Warren, LLP

8000 Towers Crescent Drive, Suite 1200

City/State/Zip: Vienna, VA 22182

Telephone No.: 703-918-2315

Fax No.: 703-918-2450

Internet E-Mail Address: wbrantl@kelleydrye.com

Internet Website Address: -----

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

Name: Dale Younce  
Title: Vice President  
Address: 22645 Canal Road, Suite B  
City/State/Zip: Orange Beach, AL 36561  
Telephone No.: 251-980-8900 Fax No.:251-968-3267  
Internet E-Mail Address: [daley@dssitech.com](mailto:daley@dssitech.com)  
Internet Website Address: -----

(c) Complaints/Inquiries from customers:

Name: Renee Curtis  
Title: Customer Service Representative  
Address: P.O Box 160 Ludington, MI 49431  
City/State/Zip: Ludington, MI 49431  
Telephone No.: 231 845-9797 Ext 1105 Fax No.: 231 845-1045  
Internet E-Mail Address: [reneec@localis.com](mailto:reneec@localis.com)

**17. List the states in which the applicant:**

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

**None**

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

**BCI has an application for local exchange authority pending in Alabama**

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

**None**

(d) has been denied authority to operate as an alternative local exchange 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**

**18. Submit the following:**

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

**See ATTACHMENT A.**

- 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.**

**See ATTACHMENT A.**

### **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 **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 ATTACHMENT B.**

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

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

**See ATTACHMENT C.**

**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 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. APPLICATION FEE:** I understand that a non-refundable application fee of \$250.00 must be submitted with the application.

**UTILITY OFFICIAL:**

LESTER L BOIKEM JR.  
Print Name

[Signature]  
Signature

MEMBER  
Title

5-30-03  
Date

251-980-8900  
Telephone No.

251-980-8930  
Fax No.

Address: 22645 CANAL RD. SUITE B  
ORANGE BEACH, AL 36561  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**THIS PAGE MUST BE COMPLETED AND SIGNED**

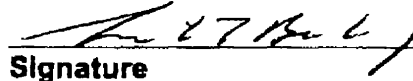
**AFFIDAVIT**

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 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:**

LESTER L. BISHAM JR.  
Print Name

  
Signature

MEMBER  
Title

5-30-03  
Date

251-980-8900  
Telephone No.

251-980-8730  
Fax No.

Address: 22645 CAROL RD. SUITE B  
ORANGE BEACH, AL. 36561  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**INTRASTATE NETWORK (if available)**

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)

\_\_\_\_\_

**2. SWITCHES:** Address where located, by type of switch, and indicate if owned or leased.

1) \_\_\_\_\_ 2)

\_\_\_\_\_

3) \_\_\_\_\_ 4)

\_\_\_\_\_

**3. TRANSMISSION FACILITIES:** POP-to-POP facilities by type of facilities (microwave, fiber, copper, satellite, etc.) and indicate if owned or leased.

POP-to-POP

OWNERSHIP

1) \_\_\_\_\_

2) \_\_\_\_\_

3) \_\_\_\_\_

4) \_\_\_\_\_

**See ATTACHMENT D**

**BALDWIN COUNTY INTERNET/DSSI SERVICE, L.L.C.**  
**Application for Alternative Local Exchange Carrier (ALEC) Authority**

**ATTACHMENT A**  
**MANAGERIAL & TECHNICAL EXPERTISE**  
**TO BE LATE-FILED**

**BALDWIN COUNTY INTERNET/DSSI SERVICE, L.L.C.**  
**Application for Alternative Local Exchange Carrier (ALEC) Authority**

**ATTACHMENT B**

**FINANCIAL INFORMATION**

**PROPRIETARY & CONFIDENTIAL**  
**SUBMITTED *UNDER SEAL***

**BALDWIN COUNTY INTERNET/DSSI SERVICE, L.L.C.**  
**Application for Alternative Local Exchange Carrier (ALEC) Authority**

**ATTACHMENT C**

**FINANCIAL DISCUSSION**



**BALDWIN COUNTY INTERNET/DSSI SERVICE, L.L.C.**  
Application for Alternative Local Exchange Carrier (ALEC) Authority  
ATTACHMENT C

Baldwin County Internet/DSSI Service, L.L.C. (“BCI”) has sufficient financial means to (a) provide the services for which authority is requested; (b) maintain the services requested; and (c) meet its lease or financial obligations. Recent financial statements, evidencing the company’s financial position, are provided confidentially *under seal* as ATTACHMENT B. Additional financing for proposed operations and facilities will be obtained by means of personal loans; fund borrowed pursuant to a promissory note (enclosed with the Company’s financial statements in ATTACHMENT B) and supplemental loans to be secured through the Rural Broadband Access Loans program.

\*

**ATTACHMENT D**  
**DESCRIPTION OF PROPOSED FACILITIES**

**BALDWIN COUNTY INTERNET/DSSI SERVICE, L.L.C.**  
*Description of Proposed Facilities*

BCI/DSSI has Points-of-Presence (POPs) at numerous locations along the Gulf Coast. DSSI currently has numerous contracts in place between New Orleans, LA and Panama City, FL. Along the coast, various high rise condominium and hotel buildings have roof-mounted WAN wireless radios which link to adjacent POPs. The typical distance for Microwave radios is 4-15 miles or more. However, the overall strategy is to utilize a combination of wireless technology with fiber to provide multiple Gigabit interconnections.

Currently BCI/DSSI has the following existing and future sites under contract:

- |    |  |                       |
|----|--|-----------------------|
| 1. | Mirabella (18 Story High Rise) Perdido Key, FL           | Opening Summer 2003   |
| 2. | Portofino (Five 23 Story High Rises) Pensacola Beach, FL | Operational           |
| 3. | Caribbean Resorts (14 Story High Rise) Navarre Beach, FL | Under Renovation      |
| 4. | One Beach Club (21 Story High Rise) San Destin, FL       | Inst. Complete 4/1/03 |

Each POP consists of leased or owned on-premise equipment centers interconnected by WAN and/or fiber. Each POP receives signals from the next nearest POP, usually IP packet-based, and distributes services to the local site as well as other sites in the general vicinity via fiber or wireless.

Typical POPs include Layer 3 IP routing fabrics capable of supporting 10,000 users. The network core consists of a combination of Extreme Networks and Allied Telesyn network layer 3 switches and routers.

A local IP based Spherically Soft-switch capable of supporting 25,000 plus subscribers is located at each POP. The Soft-switch can transmit IP voice over the DSSI switched IP network and deliver a combination of analog, IP and T-1 service to subscribers. The exact analog or digital platform is site specific. BCI/DSSI has successfully deployed many of these Soft-POPs and has many satisfied customers who enjoy the enhanced services that IP provides. Some of these are: Dual phone numbers (DIDs plus Room based Extension number), auto-attendant, voice mail service, free dialing to Resort facilities, direct connect to local restaurants and establishments and interface and billing to rental property management systems.

In many cases, the residential customer is provided a "Residential Gateway" which provides a common point of distribution of analog voice service and 100BT Ethernet connectivity. Together the Residential Gateway provides IP based voice and video, and in some cases cable television. Each Residential Gateway can provide 2 or more analog POTS lines as well as high speed networking to BCI/DSSI's video servers, mail servers and future Internet based streaming services.

The Internet Service and Video content is also supplied on the same IP transport network. Video consists of both live and stored streaming which is offered in predetermined feature sets. In addition to the IP video service, a traditional copper-based coax based BASIC service is also offered to provide video service to users without Set-Top-Boxes (STBs). Video-On-Demand (VOD) and IPTV services require subscriber STBs.