# Lance J.M. Steinhart, P.C.

Attorney At Law 1720 Windward Concourse Suite 250 Alpharetta, Georgia 30005 DECORPT DATE

: 466 MAY 1 8 2004

Also Admitted in New York and Maryland

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May 14, 2004

#### VIA OVERNIGHT DELIVERY

Florida Public Service Commission Division of Records and Reporting 2540 Shumard Oak Blvd. Gunter Bldg. Tallahassee, Florida 32399-0850 (850) 413-6770 CK# 1674
CK# 250.00

Re: Trinity Telecommunications, Inc. d/b/a Trinity Connect

To Whom It May Concern:

Enclosed please find one original and six (6) copies of Trinity Telecommunications, Inc. d/b/a Trinity Connect's ("Trinity") Application for Authority to Provide Local Exchange Telecommunications Service Within the State of Florida.

I also have enclosed a check in the amount of \$250.00 payable to the Florida Public Service Commission to cover the cost of filing these documents.

Please return a stamped copy of the extra copy of this letter in the enclosed preaddressed prepaid envelope.

If you have any questions regarding this matter, please do not hesitate to call me. Thank you for your attention to this matter.

Sincerely,

Lance J.M. Steinhart, Esq.

Attorney for Trinity Telecommunications, Inc.

d/b/a Trinity Connect

**Enclosures** 

cc: Ronald D. McCabe

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

# DIVISION OF REGULATORY OVERSIGHT CERTIFICATION SECTION

#### 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 Records and Reporting 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 Regulatory Oversight Certification Section 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850 (850) 413-6480

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# **APPLICATION**

	nis i	s 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: <u>Example</u> , a certificated company purchases an existing company and desires to retain the certificate of authority of that company.
(	)	<b>Approval of transfer of control:</b> Example, a company purchases 51% of a certificated company. The Commission must approve the new controlling entity.
		e of company: ity Telecommunications, Inc.
Tr Na	rin	e of company: ity Telecommunications, Inc. e under which the applicant will do business (fictitious name, etc.): ity Connect
Na Tr	ame rin ffici	ity Telecommunications, Inc. e under which the applicant will do business (fictitious name, etc.):

) Foreign Partnership ) Limited Partnership				
) Foreign Partnership ) Limited Partnership				
_ Fax No.:				
_ rax ron				
incorporated in Florida, provide proof of authority to operate in Florida				
rate registration number:				
fa				

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 <u>F.E.I. Number(if applicable)</u> : 26-0078449				

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
Who will serve as liaison to the Commission with regard to the following?
(a) The application:
Name: Lance J.M. Steinhart
Title: Regulatory Counsel
Address: 1720 Windward Concourse
City/State/Zip: Alpharetta, Georgia 30005
Telephone No.: (770) 232-9200 Fax No.: (770) 232-9208
Internet E-Mail Address: lsteinhart@telecomcounsel.com
Internet Website Address:

(b) Official point of contact for the ongoing operations of the company:			
Name: Ronald D. McCabe			
Title: President			
Address: 6430 Madison Street			
City/State/Zip: New Port Richey Florida 34652			
Telephone No.: 877-987-4648 Fax No.: 727-848-7157			
Internet E-Mail Address: trinintytel@tampabay.rr.com Internet Website Address: www.trinityconnect.com			
(c) Complaints/Inquiries from customers:			
Name: Ronald D. McCabe			
Title: President			
Address: 6430 Madison Street			
City/State/Zip: New Port Richey Florida 34652			
Telephone No.: 877-987-4648 Fax No.: 727-848-7157			
Internet E-Mail Address: trinitytel@tampabay.rr.com			
Internet Website Address: www.trinityconnect.com			
List the states in which the applicant:			
(a) has operated as an alternative local exchange company.			
None			
<ul> <li>(b) has applications pending to be certificated as an alternative local exchange company.</li> </ul> None.			
(c) is certificated to operate as an alternative local exchange company.  None			

17.

(d)	has been denied authority to operate as an alternative local exchange company and the circumstances involved.
Nor	ne
(e)	has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved.
Nor	ne
(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 Attached biographical information.
- 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 Attached biographical information. In addition, the company will rely upon its underlying facilities-based carriers for technical maintenance.

#### 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:
- income statement: and
- 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.

#### 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. 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.
- 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 C	<u> DFFICIAL:</u>		> 11/10		
Ronald D. M	McCabe	Hear Mc L			
Print Name		Signature			
President		5/12	2/04		
Title		Date			
877-987-46	48	727-848-7157			
Telephone	No.	Fax No.			
Address:	6430 Madison Street				
	New Port Richey	Florida	34652		
		W. W. C.			

#### 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 C	FFICIAL:				
Ronald D. M	McCabe	Han Mc ( A			
Print Name		Signature	/		
President		5/12/04			
Title		Date /	, , , , , , , , , , , , , , , , , , , ,		
877-987-464	18	727-848-7157			
Telephone No.		Fax No.			
Address:	6430 Madison Street				
	New Port Richey	Florida	34652		

### LIST OF ATTACHMENTS

FINANCIAL INFORMATION

MANAGEMENT INFORMATION

STATEMENT OF FINANCIAL CAPABILITY

## FINANCIAL INFORMATION

Trinity Connect
05/12/04Balance Sheet
As of May 12, 2004

	May 12, '04
ASSETS  Current Assets  Checking/Savings  Checking  Total Checking/Savings	25,280.00 25,280.00
Total Current Assets TOTAL ASSETS	25,280.00
LIABILITIES & EQUITY Equity Opening Bal Equity Total Equity	25,280.00 25,280.00
TOTAL LIABILITIES & EQUITY	25,280.00

Page 1

## MANAGEMENT INFORMATION

# Biographies / Resumes of Key Employees: Ron McCabe

04/1995- 11/1996	Tariff Consultants Inc. Palm Harbor, FL Account Executive
	-Sold AT&T Resale products -Sold Brand X Products -Sold Tel-Save Products
01/1997- 12/1998	Professional Call Center Clearwater, FL Sales Manager
	-Sold a broad range of different I+ Products
12/1998- 10/1999	Consulted on different types of long distance projects, including but not limited to writing sales scripts, lead generation, creating quality style projects, etc.
10/1999- 11/2003	Unity Telecommunications, Inc. Spring Hill, FL President

-Sold for PowerNet Global Communications

# STATEMENT OF FINANCIAL CAPABILITY Trinity Telecommunications, Inc. d/b/a Trinity Connect

Applicant has sufficient financial capability to provide the requested service in the State of Florida and has sufficient financial capability to maintain the requested service and to meet its lease or ownership obligations. In support of Applicant's stated financial capability, a copy of its Balance Sheet as of May 12, 2004 is attached to its application. Applicant initially intends to provide service in the State of Florida. Applicant intends to fund the provision of service through internally generated cash flow and contributions from the principals. Applicant also has the ability to borrow funds, if required, based upon its financial capabilities, to provide service in the State of Florida.