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|  | COMMISSION<br>CLERK |
|--|---------------------|
| Sent Via FedEx   |                     |
| Blanca S. Bayo, Director   |                     |
| Division of the Commission   |                     |
| Clerk and Administrative Services<br>Florida Public Service Commission | e ﷺ                 |
| 2540 Shumard Oak Blvd.   | 2. 23               |
| Tallahassee, FL 32399  |                     |

July 11, 2005

050483-Tx

Subject: Petition for designation as an eligible telecommunications carrier (ETC) pursuant to 47 U.S.C. 214(e).

Dear Ms. Bayo:

Please accept this letter as a petition to the Commission for designation of Budget Phone, Inc. as an eligible telecommunications carrier (ETC) pursuant to 47 U.S.C. 214 (e).

Enclosed for filing with the Commission are the original and seven copies of the supporting documentation of this petition. Budget Phone, Inc., has met the requirements for ETC designation. Grant of this request will serve the public good by allowing Budget to serve current and additional low-income subscribers.

Please date and time stamp the extra copy as proof of filing and return it in the enclosed self addressed stamped envelope. Please refer any questions about this application to Budget Phone, Inc. at P.O. Box 19360, Shreveport, LA., 71129 or telephone at (318) 671-5703.

Sincerely,

mald 1

Ronald Munn, Jr. // Director, Regulatory & Revenue Assurance Budget Phone, Inc

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DOCUMENT NUMBER-DATE

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6901 West 70th • P.O. Box 19360 • Shreveport, LA 71149 • (318) 671-5000 • 1-888-424-5588 • CFax (318) 671-5023

## Before the FLORIDA PUBLIC SERVICE COMMISSON

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In Re: Petition of Budget Phone, Inc For Designation as an Eligible Telecommunications Carrier

Docket No. 050483 -TX

## PETITION FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER IN THE STATE OF FLORIDA (NO RURAL REDEFINITION REQUESTED)

Budget Phone, Inc. ("Budget Phone" or the "Company"), pursuant to Section 214(e)(2) of the Communications Act of 1934, as amended (the "Act")<sup>1</sup> and Sections 54.101 through 54.207 of the Rules of the Federal Communications Commission ("FCC"),<sup>2</sup> hereby petitions the Florida Public Service Commission ("Commission") for designation as an Eligible Telecommunications Carrier ("ETC") in certain BellSouth, Sprint, and Verizon exchanges as described herein ("Designated Area") for the purpose of receiving federal universal service support. As demonstrated below, Budget Phone satisfies all of the statutory and regulatory requirements for designation as an ETC in the Designated Area. Furthermore, designation of Budget Phone in the Designated Area will serve the public interest. Accordingly, Budget Phone respectfully requests that the Commission grant this Petition.

<sup>&</sup>lt;sup>1</sup> 47 U.S.C. § 214(e)(2).

<sup>&</sup>lt;sup>2</sup> 47 C.F.R. §§ 54.101-54.207.

#### I. Background

- 1. Budget Phone is a Louisiana corporation<sup>3</sup> and is authorized to conduct business as a foreign corporation in the State of Florida.<sup>4</sup> Copies of the Company's Articles of Incorporation and authority to transact business in the State of Florida are on file with the Commission and incorporated herein by reference.<sup>5</sup> The Company has been certified by the Commission as a Competitive Local Exchange Company ("CLEC") in Florida (Utility ID # TC-123-1668-00). The principal office of the Company is located at 6901 West 70<sup>th</sup> Street, P.O. Box 19360, Shreveport, Louisiana 71149. The Company provides local exchange and exchange access services in the BellSouth, Sprint, and Verizon exchanges using a combination of unbundled network elements ("UNEs") provided by these companies that allows end-to-end switching delivery of calls.
- 2. As set forth in Section 214(e)(2) of the Act, the Commission "shall upon its own motion or upon request designate a common carrier that meets the requirements of [Section 214(e)(1)] as an eligible telecommunications carrier for a service area designated by the State commission."<sup>6</sup> Upon

<sup>&</sup>lt;sup>3</sup> Budget Phone was incorporated in the State of Louisiana on May 1, 1996 (Charter/Organization ID: 34525907D)

 <sup>&</sup>lt;sup>4</sup> Florida Department of State Corporation document #F99000001380, effective March, 15, 1999.
 <sup>5</sup> See Application of Budget Phone, Inc. in Docket No. 990476-TX effective June 25, 1999.

<sup>&</sup>lt;sup>6</sup> 47 U.S.C. § 214(e)(2); see 47 C.F.R. § 54.201(b) (FCC Rules citing the Act's requirements).

designation as an ETC, the carrier shall be eligible to receive universal

support in accordance with Section 254 of the Act.<sup>7</sup>

3. The requirements for designation as an ETC set forth in Section 214(e)(1)

are that the carrier must:

- (A) offer the services that are supported by Federal universal support mechanisms under section 254(c), either using its own facilities or a combination of its own facilities and resale of another carrier's services (including the services offered by another eligible telecommunications carrier); and
- (B) advertise the availability of such services and the charges therefore using the media of general distribution.<sup>8</sup>

# II. Budget Phone Satisfies the Requirements for Designation as an ETC to Serve the Designated Area

4. Budget Phone is a common carrier as that term is defined in the Act.<sup>9</sup> The Company provides competitive Docket No. 990476-TX and Florida Public Service Commission Tariff No. 1, which was first effective on October 14, 2002.<sup>10</sup>

5. Budget Phone offers all of the supported services enumerated under Section 254(c) using facilities obtained as UNEs from BellSouth, Sprint and Verizon. According to FCC Rules, facilities obtained as UNEs satisfy the requirement that an ETC provide the supported services using either its own facilities or a combination of its own

<sup>&</sup>lt;sup>7</sup> 47 U.S.C. § 214(e)(1).

<sup>&</sup>lt;sup>8</sup> Id.

<sup>&</sup>lt;sup>9</sup> See 47 U.S.C. § 153(10) ("the term 'common carrier' or 'carrier' means any person engaged as a common carrier for hire, in interstate or foreign communication by wire or radio or in interstate or foreign radio transmission of energy . . . .).

<sup>&</sup>lt;sup>10</sup> The Company also has been certified by the Commission to resell inter-exchange direct dialed telecommunications services throughout the State of Florida (Docket No. 020854-TI), Order No.PSC-02-1233-PAA-TI, issued Sept. 9, 2002. Tariffs are on file in this docket. Budget Phone hereby refers to this Docket for copies of corporate and other supporting information.

facilities and resale of another carrier's services.<sup>11</sup> Accordingly, the Company satisfies the requirement set forth in Section 214(e)(1)(A).

6. The services that are supported by Federal universal support mechanisms under section 254(c) are enumerated in the rules of the Federal Communications Commission ("FCC") at 47 C.F.R. § 54.101(a)(1)-(9). These services are:

- a) Voice grade access to the public switched network. "Voice grade access" is defined as a functionality that enables a user of telecommunications services to transmit voice communications, including signalling the network that the caller wishes to place a call, and to receive voice communications, including receiving a signal indicating there is an incoming call. For the purposes of this part, bandwidth for voice grade access should be, at a minimum, 300 to 3,000 Hertz;
- b) Local usage. "Local usage" means an amount of minutes of use of exchange service, prescribed by the FCC, provided free of charge to end users;
- c) Dual tone multi-frequency signaling or its functional equivalent.
  "Dual tone multi-frequency" (DTMF) is a method of signaling that facilitates the transportation of signaling through the network, shortening call set-up time;

<sup>&</sup>lt;sup>11</sup> Section 54.201(f) of the FCC's Rules states, "[f]or the purposes of this section, the term 'own facilities' includes, but is not limited to, facilities obtained as unbundled network elements pursuant to Part 51 of this chapter, provided that such facilities meet the definition of the term 'facilities' under this subpart." 47 C.F.R. § 54.201(f). The term "facilities" under Section 54.201 is defined as " any physical components of the telecommunications network that are used in the transmission or routing of the services that are designated for support pursuant to subpart B of this part." 47 C.F.R. § 54.201(e). Budget Phone's use of BellSouth's, Sprint's, and Verizon's UNEs meets this definition of "facilities."

- d) Single-party service or its functional equivalent. "Single-party service" is telecommunications service that permits users to have exclusive use of a wireline subscriber loop or access line for each call placed, or, in the case of wireless telecommunications carriers, which use spectrum shared among users to provide service, a dedicated message path for the length of a user's particular transmission;
- e) Access to emergency services. "Access to emergency services" includes access to services, such as 911 and enhanced 911, provided by local governments or other public safety organizations. 911 is defined as a service that permits a telecommunications user, by dialing the three-digit code "911," to call emergency services through a Public Service Access Point (PSAP) operated by the local government. "Enhanced 911" is defined as 911 service that includes the ability to provide automatic numbering information (ANI), which enables the PSAP to call back if the call is disconnected, and automatic location information (ALI), which permits emergency service providers to identify the geographic location of the calling party. "Access to emergency services" includes access to 911 and enhanced 911 services to the extent the local government in an eligible carrier's service area has implemented 911 or enhanced 911 systems;

- f) Access to operator services. "Access to operator services" is defined as access to any automatic or live assistance to a consumer to arrange for billing or completion, or both, of a telephone call;
- g) Access to interexchange service. "Access to interexchange service" is defined as the use of the loop, as well as that portion of the switch that is paid for by the end user, or the functional equivalent of these network elements in the case of a wireless carrier, necessary to access an interexchange carrier's network;
- h) Access to directory assistance. "Access to directory assistance" is defined as access to a service that includes, but is not limited to, making available to customers, upon request, information contained in directory listings; and
- Toll limitation for qualifying low-income consumers. Toll limitation for qualifying low-income consumers.

7. Upon designation as an ETC, Budget Phone will participate in, and offer, LifeLine and Link-Up programs to qualifying low-income consumers and publicize the availability of Lifeline and Link-Up services in a manner reasonably designed to reach those likely to qualify for those services, as required by FCC Rules.<sup>12</sup> Attached hereto as Exhibit A and incorporated herein by reference are copies of Budget Phone's proposed Lifeline and Linkup tariff to be filed with the Commission upon approval.

12

See 47 C.F.R. §§ 54.401-54.417; 54.405(b)& 54.411(d)..

8. Budget Phone will advertise the availability of the above-referenced services and the charges for those services in the Designated Area using media of general distribution, as required by FCC Rules.<sup>13</sup>

9. Attached as Exhibit B and incorporated herein by reference are Budget Phone's updated financial statements demonstrating that the Company has the financial qualifications to provide the services specified herein. Budget Phone has previously provided the Commission with evidence of its financial capabilities to provide the supported services in the context of its application to become certified as a CLEC in Docket No. 990476-TX. The financial statements of Budget Phone contain proprietary and confidential information not generally available to the public and thus have been marked confidential and are being submitted under scal to be maintained by the Commission rules. Attached as Exhibit C and incorporated herein by reference is a current list of officers. Budget Phone has previously provided the Commission with evidence of its managerial and technical capabilities to provide the supported services in the context of become certified as a CLEC in Docket No. 990476-TX.

11. Attached as Exhibit D to this Petition and incorporated herein by reference is the testimony of Art Magee, Comptroller of Budget Phone certifying that the Company satisfies all of the requirements for designation as an ETC to serve the Designated Area.

#### III. Area for Which ETC Designation is Requested

12. Budget Phone has served and will continue to serve the exchanges where it leases UNEs or resells the services of the non-rural telephone companies, BellSouth, Sprint, and Verizon in the state of Florida. Budget Phone does not seek designation as an

<sup>13</sup> See 47 C.F.R. §§ 54..201(d)(2).

ETC in any areas served by rural telephone companies Pursuant to the Order in Docket No. 990476-TX, the Company does not provide local exchange service in any area served by any Independent telephone company as defined in the Final Order of March 15, 1999, in Docket No. 990476-TX. The exchanges in the BellSouth, Sprint, and Verizon service areas that Budget Phone serves and for which it seeks ETC designation are attached as Exhibit E.

#### IV. Granting Budget Phone's Petition will Serve the Public Interest

13. Congress requires that the Commission grant competitive ETC petitions in non-rural areas.<sup>14</sup> No specific public interest test is mentioned, as is the case for areas served by rural telephone companies.<sup>15</sup> Thus, the Act provides that the Commission "shall" designate Budget Phone as an ETC upon finding that the company meets the nine-point list of services and that it agrees to advertise the supported services throughout the designated service area. Notwithstanding, the designation of Budget Phone as an ETC will serve the public interest.

14. A central purpose of the Telecommunications Act of 1996 was to "promote competition and reduce regulation ... [thereby securing] lower prices and higher quality services ... and encourage the rapid deployment of new telecommunications technologies."<sup>16</sup> Designation of Budget Phone as an ETC would further these goals. Granting ETC status to Budget Phone would allow the Company to obtain federal universal service support, which it will use to offer innovative

<sup>&</sup>lt;sup>14</sup> See 47 U.S.C. 214(e)(2).

<sup>&</sup>lt;sup>15</sup> See Id.

<sup>&</sup>lt;sup>16</sup> The Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56, 56 (1996).

telecommunications services at competitive prices to rural consumers in the BellSouth, Sprint, and Verizon service areas.

15. Budget Phone will announce and advertise telecommunications services as an ETC where it provides service in the BellSouth, Sprint, and Verizon service areas in Florida and will publicize the availability of Lifeline and Link-Up services in a manner reasonably designed to reach those likely to qualify for those services. Accordingly, more low-income Florida residents will be made aware of the opportunities afforded to them under the Lifeline and Link-Up programs and will be able to take advantage of those opportunities by subscribing to Budget Phone's service.

For the foregoing reasons, Budget Phone respectfully requests that the Commission grant its petition and designate the Company as an ETC for the BellSouth, Sprint, and Verizon exchanges specified herein.

Respectfully submitted m Ronald Munn, Jr.

Director, Regulatory & Revenue Assurance Budget Phone, Inc.

July 11, 2005

#### Exhibit A

#### G. Lifeline

- 1. Applicability:
  - a. Lifeline discounts are applicable to local exchange services provided to eligible residential Applicants.
- 2. Territory:
  - a. Within the base rate areas of all BellSouth, Sprint, and Verizon exchanges as shown and defined in the Incumbent LEC's current and effective Tariffs on file with the Commission.

#### 3. Discounts:

- a. Lifeline is provided as a reduction of the subscriber's access line rate for local service in amounts equal to the sum of the state and/or federal approved and supported credits.
- 4. Terms and Conditions:
  - a. Lifeline is provided only to the customer's principle residence
  - b. One low-income credit is available per household and applicable to the primary residential connection only. The named subscriber must be a current recipient of any of the low-income assistance programs identified in 5 following.
  - c. Proof of eligibility in any of the qualifying low-income assistance programs should be provided to the Company at the time of application for service. The Lifeline credit will not be established until the Company has received proof of eligibility.
  - d. When, for any reason, a customer is determined to be ineligible the Company will contact the customer. If the customer cannot provide eligibility documentation, the Lifeline account will be disconnected.
  - e. Certification of eligibility in any of the qualifying low-income assistance programs will be required for any account that has been disconnected prior to the reestablishment of the service.
- 5. Eligible low-income assistance programs:
  - a. The eligible low-income assistance programs are the same as those defined in the Incumbent LEC's current and effective Tariffs on file with the Commission.

Issued:

Issued By: Ronald Munn Jr. Director, Regulatory & Revenue Assurance 6901 W. 70<sup>th</sup> Street Shreveport, LA 71129-2309 Effective:

## H. Link-Up

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- 1. Link-Up is a connection assistance program, which provides for the reduction of applicable charges associated with connection of telephone service.
- 2. The applicant must meet the requirements for qualification for Lifeline Telephone Service.

Issued:

Issued By: Ronald Munn Jr. Director, Regulatory & Revenue Assurance 6901 W. 70<sup>th</sup> Street Shreveport, LA 71129-2309 Effective:

Budget Financial Statement - Exhibit B

#### ASSETS

| CURRENT ASSETS<br>FIRST LOUISANA - GENERAL<br>1ST LA-OK TAX COMM CD<br>BANCORP SOUTH<br>AMSOUTH PAYROLL ACCOUNT<br>AmSOUTH BANK  | -\$3,982,857.56<br>1,135.62<br>3,525,921.11<br>3,891.20<br>4,509,802.49  |
|--|--|
| AMSOUTH MONEY MARKET<br>AMSOUTH ACCT FOR PRECEPT/BOOST<br>AMSOUTH ACCT FOR ROYAL CARDS<br>META BANK COMMISSION ACCT.<br>META BANK OPERATING ACCT.<br>ACH COMMISSIONS   | 5,046,401.12<br>2,368.82<br>0.01<br>100<br>19,860.00<br>2,068.83   |
| TOTAL CASH   | \$9,128,691.64   |
| ACCOUNTS RECEIVABLE<br>DEPOSIT ON REAL ESTATE<br>ACCOUNTS REC OFFICERS<br>ACCOUNTS REC OTHER<br>ACCOUNTS REC EMPLOYEES<br>EMP. DEDUCTS DUE OTHERS<br>INVENTORY -CELLCARDS  | \$8,480,372.09<br>20,000.00<br>207,589.89<br>37,693.34<br>18,000.00<br>-2,902.96<br>443,658.77   |
| OTHER CURRENT ASSETS   | \$9,204,411.13   |
| TOTAL CURRENT ASSETS   | \$18,333,102.77  |
| FIXED ASSETS<br>COMPUTER EQUIP TO CAPITALIZE<br>ACCUM. DEPRECCOMPUTER EQUIP.<br>SOFTWARE TO BE CAPITALIZED<br>ACCUM. DEPRECSOFTWARE<br>TELE. EQUIP. TO BE CAPITALIZED<br>ACCUM. DEPRECTELEPHONE EQUIP<br>OFFICE EQUIPMENT<br>ACCUM. DEPRECOFFICE EQUIP.<br>MACHINERY & EQUIPMENT<br>ACCUM. DEPREC FURN & FIX.<br>VEHICLES<br>ACCUM. DEPREC VEHICLES<br>OFFICE FURNITURE & FIXTURES<br>ACCUM. DEPREC MACH. & EQUIP. | \$697,269.66<br>-195,407.64<br>778,184.84<br>-594,874.24<br>1,815,001.14<br>-109,706.77<br>70,130.12<br>-46,600.65<br>82,698.77<br>-127,758.56<br>413,918.89<br>-128,665.33<br>254,826.45<br>-980.44 |

| LEASEHOLD IMPROVEMENTS<br>ACCUM. DEPREC LEASEHOLD IMP.  | 138,629.00<br>-16,633.90                                |
|---|---|
| TOTAL FIXED ASSETS  | \$3,030,031.34  |
| THIS STATEMENT IS PREPARED FOR MANAGEMENT AND IS<br>UNAUDITED, COMPILED BY BUDGET PHONE INC.<br>OTHER ASSETS<br>PREPAID INSURANCE/GENERAL<br>PREPAID EXPENSES | \$94,629.36<br>-9,576.86                                |
| PREPAID LA TAX CREDITS<br>INVESTMENT IN SUBSIDIARY<br>TRADE NAME<br>DEPOSITS<br>ORGANIZATION COSTS  | 94,500.00<br>4,500.00<br>530,416.68<br>12,838.00<br>725 |
| TOTAL OTHER ASSETS  | \$728,032.18  |
|   |   |

TOTAL ASSETS

\$22,091,166.29

THIS STATEMENT IS PREPARED FOR MANAGEMENT AND IS UNAUDITED, COMPILED BY BUDGET PHONE INC. LIABILITIES & STOCKHOLDER'S EQUITY

| CURRENT LIABILITIES                           |                  |
|---|------------------|
| ACCOUNTS PAYABLE                              | \$2,070,325.51   |
| ACCRUED EXPENSES                              | 538,503.48       |
| ACCRUAL FOR PRICE CHANGES                     | 272,446.34       |
| ACCRUED PROP/ADV TAXES                        | 3,000.00         |
| TAX LIABILITY                                 | 1,112,153.80     |
| ALABAMA WITHHOLDING TAX PAYABL                | 229.22           |
| PAYROLL TAXES PAYABLES                        | 43,574.65        |
| STATE W/H- INDIANA                            | 163.73           |
| STATE W/H - NEW MEXICO                        | 150.16           |
| LOUISIANA STATE WITHHOLDING                   | 2,630.20         |
| FUTA TAX PAYABLE                              | 1,394.52         |
|   | 6,770.02         |
| NORTH CAROLINA STATE WITHHOLDI                | 1,509.45         |
| KANSAS STATE WITHHOLDING PAYAB                | 230.01           |
| ARKANSAS STATE WITHHOLDING                    | 284.21           |
| CALIFORNIA STATE WITHHOLDING                  | 698.7            |
| CALIFORNIA SDI W/H<br>CALIFORNIA TRAINING TAX | 263.11           |
| PENNSYLVANIA STATE WITHHOLDING                | -34.33           |
| OHIO STATE WITHHOLDING TAX                    | 243.95           |
| KY STATE WITHHOLDING PAYABLE                  | 188.92           |
| MARYLAND STATE WITHHOLDING                    | 285.18<br>191.36 |
| MISSISSIPPI STATE WITHHOLDING                 | 0.13             |
| ILLINOIS STATE WITHHOLDING                    | 130.17           |
| NEW JERSEY STATE WITHHOLDING                  | 147.81           |
| OKLAHOMA STATE WITHHOLDING                    | 52               |
|   | 52               |
| TOTAL CURRENT LIABILITIES                     | \$4,055,532.30   |
|   | ÷ ·,;            |
| LONG TERM LIABILITIES                         |                  |
| TOTAL LONG TERM LIABILITIES                   | \$0.00           |
|   | \$0.00           |
| STOCKHOLDER'S EQUITY                          |                  |
|   |                  |

RETAINED EARNINGS, ACCUM.ADJ.AC

\$17,191,764.07

| COMMON STOCK                 |
|------------------------------|
| Current Period Profit (Loss) |
| SMOKEY HYDE, DISTRIBUTION    |
| DANNY HYDE, DISTRIBUTION     |
| STEPHEN HYDE, DISTRIBUTION   |
| TONY CASON, DISTRIBUTION     |
| SIDNEY COOK, DISTRIBUTION    |
|                              |

TOTAL STOCKHOLDER'S EQUITY

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TOTAL LIABILITIES & STOCKHOLDER'S EQUITY

1,000.00 4,490,463.92 -1,459,032.00 -729,510.00 -364,758.50 -869,439.00 -224,854.50

\$18,035,633.99

\$22,091,166.29

THIS STATEMENT IS PREPARED FOR MANAGEMENT AND IS UNAUDITED, COMPILED BY BUDGET PHONE INC.

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#### Exhibit C - Officers

#### R.D. "SMOKEY" HYDE, JR., CEO and Owner

- 17 years of experience in the broadcast industry
- Founded Stay In Touch paging in 1988. With over 40,000 subscribers, established Stay In Touch as the largest paging company in North Louisiana and the second largest in the entire state of Louisiana. In addition to standard paging products, Stay In Touch also marketed prepaid paging, cellular, home phone, and long distance products.
- Presently the CEO and owner of Budget Phone, Inc., which is now operating in 43 states with more than 150,000 customers making it the largest, prepaid home phone company in the United States.

#### GREG HOUGH, New Product Development

- Experience includes both telecom and marketing. Held position as Director of Marketing Communications for CenturyTel Telecommunications and Senior Product Manager for Excel Telecommunications.
- Joined Budget Phone in 2004. Current responsibilities include development of new and existing product business models, directing and execution of all phases of product launches, developing and executing "go to market" strategies for new products and new market launch, and developing and executing brand strategy and message continuity at every customer touch point.
- Member of the 2005 Corporate Steering Committee.

## ART MAGEE, Comptroller/Financial Control

- Worked in the commercial banking Industry for 27 years.
- Joined Budget Phone in 1999 as Corporate Comptroller. Current responsibilities include the handling of all aspects of corporate accounting and corporate legal issues.
- Member of the 2005 Corporate Steering Committee.

#### RON MUNN, Regulatory and Revenue Assurance

- 20+ years experience in communications technology, sales, and management.
- Joined Budget Phone in 1996 as one of the 5 original employees and developed the ordering processes and procedures utilized by Budget Phone. Also developed Budget Phones Customer Care Department and established the requirements used by this department. Current responsibilities include development of accurate cost and pricing models, determining the most economic and competitive product choices and ordering processes, validation and distribution of service ordering guides, compliance with Universal Service Fund requirements, state certifications, ILEC contract negotiations, ILEC promotional credits, PUC complaints, and internal tariffs.

• Member of the 2005 Corporate Steering Committee.

## GARY HONEYCUTT, Technical Services

- 36 years of experience in the computer, communications, and satellite industry.
- Designed, installed and supported information systems from California to Saudi Arabia.
- Joined Budget Phone in 1999 where his accomplishments included the installation of the frame relay circuits to BellSouth and Southwestern Bell's computer centers to access the various operational support systems of both companies. Current responsibilities include the maintenance of frame relay circuits, connectivity to all ILEC's, design, implementation and maintenance of Budget Phone's data center, design and installation of Budget Phones network facilities and telecom phone switches.
- Member of the 2005 Corporate Steering Committee.

## GREG MCKERVEY, Software Development

- 13 years of experience in the computer systems and networking industry
- Holds Microsoft's highest certifications in systems engineering and database administration
- Joined Budget Phone in 1997 where his accomplishments include the design and development of a custom application system used to facilitate order entry, provisioning, and billing of local service in ten ILEC regions throughout the United States. Also designed and developed an interface between Budget Phones internal systems and various ILEC systems for automated order processing.
- Member of the 2005 Corporate Steering Committee

## JAMIE LONGINO, Business Development

- Is a graduate of Data Leap Curriculum/Next Generation Technologies and CPE Classes, Northern Telecom Key & PBX Systems, at BellSouth.
- 17+ years of sales and marketing experience in the telecommunications industry, having also served 11 years with BellSouth and MCI WorldCom.
- Joined Budget Phone in January of 2005. Current responsibilities include development, launch, and partner negotiations for the wholesale/retail and wireless VOIP Products for residential/business customers nationwide; development, launch, and partner negotiations for the Royal Debit MasterCard/Maestro Debit Card and Bill Pay Station nationwide; negotiations and implementation with IXC's for VOIP Terminations and long distance services worldwide; business modeling, cost justification and partner negotiations for migrating of Budget Phone's existing customer base on the ILEC's network to Budget's new facilities based network.
- Member of the 2005 Corporate Steering Committee

#### Exhibit D

1. Certification:

I <u>Art Magee</u> certify that I am the company officer/employee responsible for this request and that I have examined/formulated the foregoing request. To the best of my knowledge, information and belief, all statements of fact contained in said request are correct statements of the business and affairs of the requesting carrier with respect to each and every matter set forth.

| Dated July 11, 2005   |            |
|---|------------|
| Telephone Number 318-671-5000   |            |
| Signature the Mary  |            |
| Subscribed and sworn to before me, a <u>Ustary Public</u><br>the State of Louisians above named, this <u>114</u> day of | in and for |

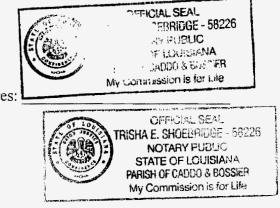
(Notary Public) lish E Shaebuc

, 2005.

A. M.

(Seal)

July



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My Commission Expires:

| Exhibit E  |                        |                            |
|--|------------------------|----------------------------|
| Company  | RateCenter             | Switch                     |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | ARCHER                 | ARCHFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BOCA RATON             | BCRTFLSADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BROOKSVL               | BKVLFLJFDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BALDWIN                | <b>BLDWFLMARS0</b>         |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BELLEGLADE             | BLGLFLMADSO                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BUNNELL                | <b>BNNLFLMARS0</b>         |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BRONSON                | BRSNFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | BOYNTONBCH             | BYBHFLMADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | COCOABEACH             | CCBHFLMADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | CEDAR KEYS             | CDKYFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | CHIEFLAND              | CFLDFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | CHIPLEY                | CHPLFLJADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | CANTONMENT             | CNTMFLLEDS1                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | COCOA                  | COCOFLMEDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | CROSS CITY             | CSCYFLBARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DEBARY                 | DBRYFLMARS1                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DELAND                 | DELDFLMADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DELRAY BCH             | DLBHFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DELEON SPG             | DLSPFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DUNNELLON              | DNLNFLWMRS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DEERFLDBCH             | DRBHFLMADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | DAYTONABCH             | DYBHFLPODS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | EAU GALLIE             | EGLLFLIHDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | EASTORANGE             | EORNFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | FLAGLERBCH             | FLBHFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | FERNADNBCH             | FRBHFLFPDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | FORTPIERCE             | FTPRFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | GREENCVSPG             | GCSPFLCNDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | GRACEVILLE             | GCVLFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | GENEVA                 | GENVFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | GULFBREEZE             | GLBRFLMCDS0                |
| BELLSOUTH TELECOMM INCIDEA SOUTHERN BELL TEL & TEL   | GAINESVL               | GSVLFLNW33E                |
| BELLSOUTH TELECOMM INCIDEA SOUTHERN BELL TEL & TEL   | HAVANA                 | HAVNFLMADS0                |
| BELLSOUTH TELECOMM INCIDEA SOUTHERN BELL TEL & TEL   | HOBE SOUND             | HBSDFLMADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | HOLLEYNVRR             | HLNVFLMADS1                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | FTLAUDERDL             | HLWDFLPEDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL | HOLLYWOOD              | HLWDFLWHDS0                |
|  | HOMESTEAD              | HMSTFLNARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL | HAWTHORNE              | HWTHFLMARS0                |
| BELLSOUTH TELECOMMINC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMMINC DBA SOUTHERN BELL TEL & TEL   |                        | JAY FLMARSO                |
| BELLSOUTH TELECOMMINC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL  | JACKSOLBCH             | JCBHFLMA24E                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL | JUPITER                | JPTRFLMADS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | KEYSTN HTS             | KYHGFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL |                        |                            |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL<br>BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL | LYNN HAVEN             | LYHNFLOHDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | MICANOPY<br>MIDDLEBURG | MCNPFLMARS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | MIAMI                  | MDBGFLPMDS0                |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | MELBOURNE              | MIAMFLWMDS0<br>MLBRFLMADS0 |
| BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL   | MILTON                 | MLTNFLRADS0                |
|  | WILLOW                 | WEINFERADSU                |

BELLSOUTH TELECOMM INC DBA SOUTHERN BELL TEL & TEL SPRINT-FLORIDA, INC. DBA CENTRAL TEL CO.OF FLORIDA SPRINT-FLORIDA, INC. DBA CENTRAL TEL CO.OF FLORIDA

JACKSONVL MNDRFLLODS0 MNDRFLLWRS0 JULINGTON MUNSON **MNSNFLMARS0 MXVLFLMARS0** MAXVILLE NDADFLOLDS0 NORTH DADE NWSMYRNBCH **NSBHFLMADS0** NEWBERRY NWBYFLMARS0 OAK HILL OKHLFLMARS0 OLD TOWN **OLTWFLLNRS0** ORLANDO **ORLDFLSADS0** ORANGEPARK **ORPKFLRWDS0** PACE PACEFLPVRS0 PAHOKEE PAHKFLMARS0 **PNAMACYBCH** PCBHFLNTDS0 PALM COAST PLCSFLMADS0 PALATKA PLTKFLMADS0 CORAL SPG PMBHFLCSDS0 POMPANOBCH PMBHFLTADS0 POMONAPARK **PMPKFLMARS0** PANAMACITY PNCYFLMADS0 PENSACOLA PNSCFLWADS0 **PNTVDRABCH** PNVDFLMADS0 PERRINE **PRRNFLMADS0** PIERSON PRSNFLFDRS0 PTST LUCIE PTSLFLSOCG0 SEBASTIAN SBSTFLMADS0 SGKYFLMARS0 KEYS OVIEDO SNFRFLMADS0 SANFORD SNFRFLMADS0 STAUGUSTIN STAGFLSHRS0 ST JOHNS STAGFLWGRS0 JENSEN BCH STRTFLMADS0 STUART STRTFLMADS0 SUNNYHILLS SYHSFLCCRS0 TRENTON **TRENFLMARS0** TITUSVILLE **TTVLFLMADS0** VERNON VERNFLMARS0 VERO BEACH VRBHFLMADS0 WELAKA WELKFLMARS0 WPALMBEACH WPBHFLRPDS0 WEEKICHSPG WWSPFLSHDS0 YONGSTENTN **YNFNFLMARS0** YANKEETOWN YNTWFLMARS0 YULEE YULEFLMARS0 ALFORD ALFRFLXARS0 BAKER **BAKRFLXADS0** BONIFAY **BNFYFLXARS0** CRAWFORDVL **CFVLFLXADS0** SOPCHOPPY CFVLFLXADS0 CHERRYLAKE CHLKFLXARS0 CRESTVIEW CRVWFLXADS0 COTTONDALE CTDLFLXARS0

SPRINT-FLORIDA, INC. DBA CENTRAL TEL CO.OF FLORIDA SPRINT-FLORIDA, INC. DBA UNITED TEL OF FLORIDA SPRINT-FLORIDA, INC, DBA UNITED TEL OF FLORIDA

DESTIN DESTFLXADS0 DFUNIAKSPG DFSPFLXADS0 FREEPORT **FRPTFLXARS0** FTWALTNBCH FTWBFLXCRS0 GRANDRIDGE **GDRGFLXADS0** GLENDALE GLDLFLXARS0 GREENVILLE **GNVLFLXARS0** GREENWOOD **GNWDFLXARS0 KINGSLEYLK** KGLKFLXARS0 LEE LEE FLXARS0 MALONE **MALNFLXARS0** MADISON **MDSNFLXADS0** MONTICELLO MNTIFLXADS0 MARIANNA **MRNNFLXADS0** PANACEA PANCFLXARS0 PONCE LEON PNLNFLXARS0 REYNOLDSHL **RYHLFLXARS0** SEAGRV BCH SGBHFLXARS0 SHALIMAR SHLMFLXADS0 **SNEADS** SNDSFLXARS0 SANROSABCH SNRSFLXARS0 ST MARKS STMKFLXARS0 STARKE STRKFLXADS0 TALLAHASSE **TLHSFLXHDS0** VALPARAISO VLPRFLXBRS0 WESTVILLE WSTVFLXARS0 APOPKA APPKFLXADS1 ARCADIA ARCDFLXADS0 ASTOR ASTRFLXARS0 AVON PARK **AVPKFLXADS0** BOCAGRANDE BCGRFLXARS1 BELLEVIEW **BLVWFLXADS0** BONITA SPG BNSPFLXADS1 BUSHNELL **BSHNFLXADS0 BEVERLYHLS BVHLFLXADS0** BOWLNGGREN **BWLGFLXARS0** CLERMONT **CLMTFLXADS0 CLTNFLXARS0** CLEWISTON CAPE CORAL **CPCRFLXADS0** NCAPECORAL CPCRFLXBDS1 CAPE HAZE CPHZFLXADS0 CRYSTALRIV **CRRVFLXARS0** DADE CITY DDCYFLXADS1 EUSTIS ESTSFLXARS0 **EVERGLADES EVRGFLXARS0** FTMYERSBCH **FTMBFLXARS0** FORT MEADE **FTMDFLXARS0** GROVELAND **GVLDFLXARS0** HOMOSSSSPG HMSPFLXARS0 HOWEYINHLS HOWYFLXARS0 IMMOKALEE **IMKLFLXARS0 INVERNESS INVRFLXADS1** 

SPRINT-FLORIDA, INC. DBA UNITED TEL OF FLORIDA VERIZON FLORIDA INC. VERIZON FLORIDA INC.

**KENANSVL** KNVLFLXARS0 REEDYCREEK KSSMFLXBDS1 WKISSIMMEE KSSMFLXBDS1 KISSIMMEE KSSMFLXDRS0 LA BELLE LBLLFLXADS0 WEIRSDALE LDLKFLXAPS0 LADY LAKE LDLKFLXARS0 **LEHIGHACRS** LHACFLXADS0 LAKEPLACID LKPCFLXARS0 LEESBURG LSBHFLXADS1 MARCO IS MOISFLXADS1 MOOREHAVEN **MRHNFLXARS0** MOUNT DORA MTDRFLXARS0 MONTVERDE MTVRFLXARS0 NOFT MYERS NFMYFLXBRS0 NO NAPLES NNPLFLXADS1 NAPLES NPLSFLXDDS0 FOREST OCNFFLXARP0 OKEECHOBEE OKCBFLXADS1 OKLWFLXAPS0 OCKLAWAHA ORANGECITY ORCYFLXCRS0 PUNTAGORDA PNGRFLXADS1 PINEISLAND PNISFLXARS0 PTCHARLOTT PTCTFLXADS0 SEBRING SBNGFLXADS1 FORT MYERS SCPKFLXARS0 SPRINGLAKE SLHLFLXARS0 SANANTONIO SNANFLXARS0 SNISFLXARS0 SNCPVISNDS SALT SPG SSPRFLXARS0 ST CLOUD STCDFLXARS0 OCALA SVSPFLXARS0 SLRSPGSHRS SVSSFLXARS0 TRILACOCHE TLCHFLXARS0 TAVARES TVRSFLXADS0 UMATILLA UMTLFLXARS0 WAUCHULA WCHLFLXAPS0 WLSTFLXARS0 WILLISTON WILDWOOD WLWDFLXARS0 WINDERMERE WNDRFLXARS0 WINTERGRDN WNGRFLXADS0 WINTERPARK WNPKFLXADS1 ZOLFO SPG ZLSPFLXARP0 BARTOW BRTWFLXA53H ENGLEWOOD ENWDFLXA47H FROSTPROOF FRSTFLXA63H INDIANLAKE **INLKFLXARSA** LAKELAND LKLDFLXN85H LAKE WALES LKWLFLXERSA TAMPANTH LNLKFLXA99H MULBERRY MLBYFLXARSA HUDSON MNLKFLXA85H

VERIZON FLORIDA INC. VERIZON FLORIDA INC.

ΜΥΑΚΚΑ MYCYFLXA32H NORTH PORT NRPTFLXA42H TAMPAWST OLDSFLXA85H POLK CITY PKCYFLXARSA BRADENTON PLSLFLXA79H HAINESCITY POINFLXARSA PALMETTO PRSHFLXARSA PLANT CITY PTCYFLXA75H STPETERSBG SPBGFLXS86H TAMPA TAMPFLXA1JB **CLEARWATER** TAMPFLXAW44 NWPTRICHEY TAMPFLXAW44 SARASOTA TAMPFLXAW44 TAMPACEN **TAMPFLXEDS0** TARPON SPG TRSPFLXA93H VENICE VENCFLXSDS0 WINTER HVN WNHNFLXC29H ZEPHYRHILS ZPHYFLXA78H