

06 DEC -6 AM 9:35

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December 4, 2006

Jeffrey E. Rummel
202/715-8479
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BY OVERNIGHT DELIVERY

Florida Public Service Commission
Division of the Commission Clerk
and Administrative Services
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Notification of Change in Name of Operating Entity
from Sunesys, Inc. to Sunesys, LLC
to be Completed as of 11:59 pm on 12/31/06

060779-TP

RECEIVED FPSC
06 DEC -6 AM 10:18
COMMISSION
CLERK

Docket No. 060579-TX
Docket No. 060580-TI

Dear Sir/Madam:

As the Commission is aware, Sunesys, Inc. is certified by the Florida Public Service Commission ("Commission") to provide Competitive Local Exchange Telecommunications Service¹ and intrastate interexchange telecommunications service.² These authorizations will be referred to collectively herein as the "Operating Authority"

This letter is to notify the Commission that, as of 11:59 pm on December 31, 2006, and subject to any Commission processing and/or acceptance of this letter, the name of the operating entity associated with the Operating Authority will be changed from Sunesys, Inc. to "Sunesys, LLC".

It is requested that this name change be made effective as of 11:59 pm on December 31, 2006.

This change will occur as part of an internal *pro forma* corporate restructuring involving the merger of Sunesys, Inc. with and into its newly formed sister company, Sunesys, LLC, with Sunesys, LLC being the surviving entity. The intent of this transaction is solely to effectuate a conversion of the operating entity in the above-referenced dockets from a corporation to an LLC.

Tariff + labels forwarded to CUP

¹ See Docket No. 060579-TX; Order No. PSC-06-0836-PAA-TX, issued October 9, 2006; Consummating Order November 6, 2006.

² See Docket No. 060580-TI; Memorandum dated September 21, 2006.

RECEIVED & FILED
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE

11179 DEC-6 8

December 4, 2006

Page 2

Attached at Exhibit A, for the Commission's reference, is a copy of Sunesys, LLC's Qualification to Do Business in the State of Florida, as well as its Delaware Certificate of Formation.

The above-described change will have no detriment or impact whatsoever on the public. Specifically:

- There will be no disruption, impairment, or other change in the ability of the operating entity to provide service to customers, the facilities used to provide such services, or the rates, terms and conditions of such service.

In this regard, attached hereto at Exhibit B are the revised pages of the Interexchange Tariff previously submitted by Sunesys, Inc., reflecting the name "Sunesys, LLC" in the body of the Tariff text, as well as labels to be applied to the headers and footers of the Interexchange Tariff currently on file with the Commission.

- All existing customer service numbers/operations, contacts and procedures will remain in place, including procedures relating to billing and repair complaints. Similarly, the address and telephone number of the operating entity will remain the same.
- The same senior management team will remain in place, and corporate management and officers will be unchanged.
- There will be no change in the ultimate control of the operating entity or any other change in the ownership structure.
- There will be no changes in the ability of the certified entity to meet its financial commitments.

At present, the company has no customers to whom it provides service in Florida. In any event, this change will have no adverse impact on any customers/vendors with whom the operating entity has, or will have, dealings.

Based on the above, it is respectfully requested that – effective as of the completion of the transaction on 11:59 pm on December 31, 2006 - the Commission implement the change in the name of the certified entity in the Commission's records for the Operating Authority in the above-referenced proceedings from Sunesys, Inc. to "Sunesys, LLC".

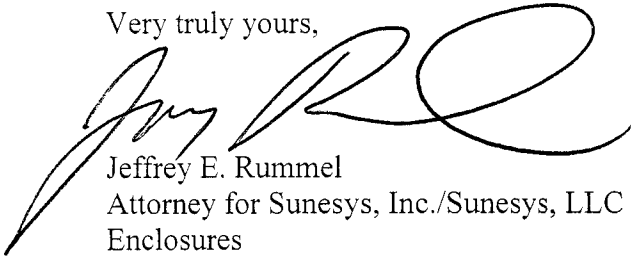
As soon as the transaction is completed, a letter will be filed with the Commission confirming such completion and once again requesting that the Commission re-issue the certifications in the name of "Sunesys, LLC".

December 4, 2006

Page 3

Should any questions arise with respect to this matter, please communicate directly with this office.

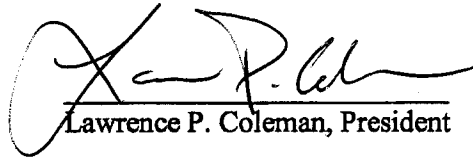
Very truly yours,

A handwritten signature in black ink, appearing to read "Jeffrey Rummel". The signature is stylized with a large, sweeping "R" and a long, thin tail on the "J".

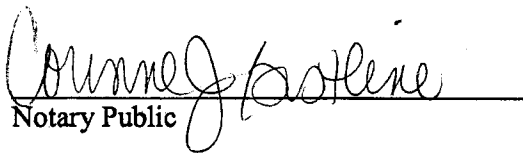
Jeffrey E. Rummel
Attorney for Sunesys, Inc./Sunesys, LLC
Enclosures

VERIFICATION

I, Lawrence P. Coleman, hereby state that I am the President of Sunesys, Inc. and Sunesys, LLC, and am authorized to make this verification on its behalf; that I have read the foregoing Notification of Change in Name of Operating Entity and know the contents thereof; and that the same are true of my own knowledge, except as to the matters which are therein stated on information and belief, and as to those matters, I believe them to be true. I declare under penalty of perjury that the foregoing is true and correct. Further, I am aware that, pursuant to Ch. 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."


Lawrence P. Coleman, President

Subscribed and sworn to before me this 30th day of November, 2006.


Notary Public

My Commission expires: 04/10/10

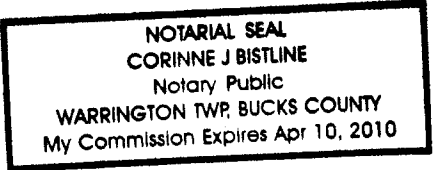


Exhibit A

Sunesys, LLC Qualification To Do Business/Certificate of Formation



October 6, 2006

FLORIDA DEPARTMENT OF STATE
Division of Corporations

SUNESYS, LLC
202 TITUS AVENUE
WARRINGTON, PA 18976

Qualification documents for SUNESYS, LLC were filed on October 5, 2006, and assigned document number M06000005512. Please refer to this number whenever corresponding with this office.

Your limited liability company is now qualified and authorized to transact business in Florida as of the file date. In accordance with section 608.406(2), F.S., the name of this limited liability company is filed with the Department of State for public notice only and is granted without regard to any other name recorded with the Division of Corporations.

This document was electronically received and filed under FAX audit number H06000245330.

A limited liability company annual report/uniform business report will be due this office between January 1 and May 1 of the year following the calendar year of the file date. A Federal Employer Identification (FEI) number will be required before this report can be filed. If you do not already have an FEI number, please apply NOW with the Internal Revenue by calling 1-800-829-3676 and requesting form SS-4.

Please be aware if the limited liability company address changes, it is the responsibility of the corporation to notify this office.

Should you have any questions regarding this matter, please contact this office at the address given below.

Deborah Bruce
Document Specialist
Registration/Qualification Section
Division of Corporations Letter Number: 806A00059400

P.O BOX 6327 - Tallahassee, Florida 32314

APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 608.503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANACT BUSINESS IN THE STATE OF FLORIDA:

1. Sunesys, LLC
(Name of Foreign Limited Liability Company)

2. Delaware 3. _____
(Jurisdiction under the law of which foreign limited liability company is organized) (FEI number, if applicable)

4. 9/18/06 5. perpetual
(Date of Organization) (Duration: Year limited liability company will cease to exist or "perpetual")

6. upon filing
(Date first transacted business in Florida, if prior to registration.)
(See sections 608.501 & 608.502 F.S. to determine penalty liability)

7. 202 Titus Avenue Warrington, PA 18976

MAILING ADDRESS: 100 WEST SIXTH STREET MEDIA, PA 19063
(Street Address of Principal Office)

8. If limited liability company is a manager-managed company, check here

9. The name and usual business addresses of the managing members or managers are as follows:

InfraSource Incorporated, Member 100 West Sixth Street Media, PA 19063

10. Attached is an original certificate of existence, no more than 90 days old, duly authenticated by the official having custody of records in the jurisdiction under the law of which it is organized. (A photocopy is not acceptable. If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted.)

11. Nature of business or purposes to be conducted or promoted in Florida: _____

leading provider of non-switched, digital fiber-optic communications networks

William H. Muller

Signature of a member or an authorized representative of a member.
(In accordance with section 608.408(3), F.S., the execution of this document constitutes an affirmation under the penalties of perjury that the facts stated herein are true.)

InfraSource Incorporated, Member by: William H. Muller, Asst. Secretary

Typed or printed name of signee

CERTIFICATE OF DESIGNATION OF REGISTERED AGENT/REGISTERED OFFICE

PURSUANT TO THE PROVISIONS OF SECTION 608.415 or 608.507, FLORIDA STATUTES, THE UNDERSIGNED LIMITED LIABILITY COMPANY SUBMITS THE FOLLOWING STATEMENT TO DESIGNATE A REGISTERED OFFICE AND REGISTERED AGENT IN THE STATE OF FLORIDA.

1. The name of the Limited Liability Company is:

Sunesys, LLC

2. The name and the Florida street address of the registered agent and office are:

CT Corporation System

(Name)

1200 South Pine Island Road

Florida Street Address (P.O. Box **NOT** ACCEPTABLE)

Plantation, Florida 33324

City/State/Zip

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 608, Florida Statutes.

CT Corporation System

By:

Margaret E. Routzahn
(Signature)

MARGARET E. ROUTZAHN
Special Assistant Secretary

- \$ 100.00 Filing Fee for Application
- \$ 25.00 Designation of Registered Agent
- \$ 30.00 Certified Copy (optional)
- \$ 5.00 Certificate of Status (optional)

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "SUNESYS, LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE THIRD DAY OF OCTOBER, A.D. 2006.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE NOT BEEN ASSESSED TO DATE.



4221518 8300

060910772

Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5088315

DATE: 10-03-06

Exhibit B

Revised Tariff Pages and Labels

TITLE SHEET

FLORIDA TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by Sunesys, LLC, with principal offices at 202 Titus Avenue, Warrington, PA 18976. This tariff applies for services furnished within the state of Florida. This tariff is on file with the Florida Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

(T)
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(T)

Issued: _____

Effective: _____

By:

Lawrence P. Coleman
President
Sunesys, LLC
202 Titus Avenue
Warrington, PA 18976

CHECK SHEET

The Title Sheet and Sheets 1 through 43 inclusive of this Tariff are effective as of the date shown at the bottom of the respective sheet(s). Revised sheets as named below contain all changes from the original filing that are in effect on the date listed.

<u>SHEET</u>	<u>REVISION</u>	<u>SHEET</u>	<u>REVISION</u>
1	1 st Revised	25	Original
2	1 st Revised	26	Original
3	Original	27	Original
4	Original	28	Original
5	Original	29	Original
6	Original	30	Original
7	1 st Revised	31	Original
8	1 st Revised	32	Original
9	Original	33	Original
10	Original	34	Original
11	Original	35	Original
12	Original	36	Original
13	Original	37	Original
14	Original	38	Original
15	Original	39	Original
16	Original	40	Original
17	Original	41	Original
18	Original	42	Original
19	Original	43	Original
20	Original		
21	Original		
22	1 st Revised		
23	Original		
24	Original		

Issued: _____
 By: _____

Effective: _____

Lawrence P. Coleman
 President
 Sunesys, LLC
 202 Titus Avenue
 Warrington, PA 18976

APPLICATION OF TARIFF

- A. This Tariff schedule sets forth the Service offerings, rates, terms and conditions applicable to the furnishing of interexchange telecommunications Services offered by Sunesys, LLC ("Company") to Customers located within the State of Florida. (T)
- B. The rates and regulations contained in this Tariff apply only to the intrastate telecommunications Services furnished by Company and do not apply, unless otherwise specified, to the lines, facilities, or the services provided by a Local Exchange Carrier or other common Carrier for use in accessing the Services of Company. This Tariff does not cover any information service or other unregulated service offered by Company. Company will offer any information or other unregulated service in accordance with Company's current price list or contract, whichever applies to the particular customer. (T)
- C. Company may not be deemed to have waived or impaired any right, power, requirement or option reserved by this Tariff (including, but not limited to, the right to demand exact compliance with every term and condition herein), by virtue of any custom or practice of Company at variance with the terms hereof, or any failure, refusal or neglect of Company to exercise any right under this Tariff or to insist upon exact compliance with its terms, or any waiver, forbearance, delay, failure or omission by Company to exercise any right, power or option hereunder.
- D. The rates, rules, terms and conditions contained herein are subject to change pursuant to the rules and regulations of the Commission.
- E. This Tariff will be maintained and made available for inspection by any Customer at Company's principal business office at 202 Titus Avenue, Warrington, PA 18976.

Issued: _____
By: _____

Effective: _____

Lawrence P. Coleman
President
Sunesys, LLC
202 Titus Avenue
Warrington, PA 18976

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Certain terms used generally throughout this Tariff for Services of Company are defined below.

Authorized User:

A person, firm, corporation or other entity that either is authorized by the Customer to use Service or is placed in a position by the Customer, either through acts or omissions, to use Service.

Called Station:

The terminating point of a call (i.e., the called number).

Carrier:

A company authorized by the Florida Public Service Commission to provide telecommunications services.

Channel:

A communications path between two or more points of termination.

Commission:

The Florida Public Service Commission

Company:

Sunesys, LLC

(T)
|
(T)

Customer:

The person, firm, corporation or other entity which orders or uses Service and is responsible for payment of charges and compliance with tariff regulation.

Issued: _____

Effective: _____

By:

Lawrence P. Coleman
President
Sunesys, LLC
202 Titus Avenue
Warrington, PA 18976

SECTION 2 - RULES AND REGULATIONS, Continued

2.9. PAYMENTS AND BILLING

- 2.9.1. Service is provided and recurring Service charges billed on a monthly (30 day) basis. The billing date is dependent on the billing cycle assigned to the Customer.
- 2.9.2. Billing is payable upon receipt and past due thirty (30) days after issuance and posting of invoice. Invoices of \$20.00 or more that are not paid within thirty-one (31) days after the date of posting are subject to a 1.5 percent, or the highest rate allowed by law, late payment charge for the unpaid balance.
- 2.9.3. A Customer will not be liable for any late payment charge applicable to a disputed portion of that Customer's bill, so long as the Customer pays the undisputed portion of the bill and enters into bona fide negotiations to resolve the dispute on a timely basis, pursuant to Section 2.9.6. Provided if disputed bill is correct, late payment charges should apply retroactive to the original due date.
- 2.9.4. Checks presented in payment for Services and subsequently returned to Company by the Customer's financial institution for "Non-Sufficient Funds" or other reasons will incur a nonrecurring charge of \$25.00.
- 2.9.5. Billing disputes should be addressed to Company's Billing organization at the following address: Sunesys, LLC, 202 Titus Avenue, Warrington, PA 18976, Attn: Finance and Accounting Department.

(T)
|
(T)

Issued: _____

Effective: _____

By:

Lawrence P. Coleman
President
Sunesys, LLC
202 Titus Avenue
Warrington, PA 18976