

ORIGINAL

FLORIDA PUBLIC SERVICE COMMISSION

680694-12

DIVISION OF COMPETITIVE MARKETS AND ENFORCEMENT

APPLICATION FORM

for

**AUTHORITY TO PROVIDE COMPETITIVE LOCAL EXCHANGE
TELECOMMUNICATIONS COMPANY SERVICE
WITHIN THE STATE OF FLORIDA**

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Instructions

- A. This form is used as an application for an original certificate and for approval of sale, assignment or transfer of an existing certificate. In the case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee (See Page 8).
- B. Print or type all responses to each item requested in the application. If an item is not applicable, please explain.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. Once completed, submit the original and two (2) copies of this form along with a non-refundable application fee of **\$400.00** to:

**Florida Public Service Commission
Division of the Commission Clerk and Administrative Services
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770**

- E. A filing fee of **\$400.00** is required for the sale, assignment or transfer of an existing certificate to another company (Chapter 25-24.815, F.A.C.).
- F. If you have questions about completing the form, contact:

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

COM _____
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RCP _____
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Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Records.
Initials of person who forwarded check
[Handwritten initials]

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FPSC-COMMISSION CLERK

FORM PSC/CMP-8 (01/06)
Required by Commission Rule Nos. 25-24.810,
and 25-24.815

Note: To complete this interactive form using your computer, use the tab key to navigate between data entry fields.

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 rather than apply for a new certificate.

Approval of assignment of existing Certificate: Example, a certificated company purchases an existing company and desires to retain the existing certificate of authority and tariff.

2. Name of company: MICRO-COMM, INC.

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

MICRO-COMM

4. Official mailing address:

Street/Post Office Box: 2612 CAMERON STREET

City: MOBILE

State: ALABAMA

Zip: 36607

5. Florida address:

Street/Post Office Box:

City:

State:

Zip:

6. Structure of organization:

- Individual
 Foreign Corporation
 General Partnership
 Other,

- Corporation
 Foreign Partnership
 Limited Partnership

7. **If individual**, provide:

Name:
Title:
Street/Post Office Box:
City:
State:
Zip:
Telephone No.:
Fax No.:
E-Mail Address:
Website Address:

8. **If incorporated in Florida**, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is:

9. **If foreign corporation**, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is: 78-01-071357-66

10. **If using fictitious name (d/b/a)**, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida. The Florida Secretary of State fictitious name registration number is:

11. **If a limited liability partnership**, please proof of registration to operate in Florida. The Florida Secretary of State registration number is:

12. **If a partnership**, provide name, title and address of all partners and a copy of the partnership agreement.

Name:
Title:
Street/Post Office Box:
City:
State:
Zip:
Telephone No.:
Fax No.:
E-Mail Address:
Website Address:

13. **If a foreign limited partnership**, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable. The Florida registration number is:

14. Provide **F.E.I. Number**(if applicable): 63-0876805

15. Who will serve as liaison to the Commission in regard to the following?

(a) The application:

Name: DAVID SWEATT
Title: PRESIDENT
Street name & number: 2612 CAMERON STREET
Post office box:
City: MOBILE
State: ALABAMA
Zip: 36607
Telephone No.: 251-476-1000 EXT. 103
Fax No.: 251-473-3522
E-Mail Address: D.SWEATT@MICRO-COMM.COM
Website Address: WWW.MICRO-COMM.COM

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

Name: DAVID SWEATT
Title: PRESIDENT
Street name & number: 2612 CAMERON STREET
Post office box:
City: MOBILE
State: ALABAMA
Zip: 36607
Telephone No.: 251-476-1000 EXT. 103
Fax No.: 251-473-3522
E-Mail Address: D.SWEATT@MICRO-COMM.COM
Website Address: WWW.MICRO-COMM.COM

(c) Complaints/Inquiries from customers:

Name: DAVID SWEATT
Title: PRESIDENT
Street/Post Office Box: 2612 CAMERON STREET
City: MOBILE
State: ALABAMA
Zip: 36607
Telephone No.: 251-476-1000 EXT. 103
Fax No.: 251-473-3522
E-Mail Address: D.SWEATT@MICRO-COMM.COM
Website Address: WWW.MICRO-COMM.COM

16. List the states in which the applicant:

(a) has operated as a Competitive Local Exchange Telecommunications Company.

ALABAMA, MISSISSIPPI, LOUISIANA

(b) has applications pending to be certificated as a Competitive Local Exchange Telecommunications Company.

FLORIDA

(c) is certificated to operate as a Competitive Local Exchange Telecommunications Company.

ALABAMA, MISSISSIPPI, LOUISIANA

(d) has been denied authority to operate as a Competitive Local Exchange 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

17. Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(a) adjudged bankrupt, mentally incompetent (and not had his or her competency restored), or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. If so, provide explanation.

NONE

(b) granted or denied a competitive local exchange certificate in the State of Florida (this includes active and canceled competitive local exchange certificates). If yes, provide explanation and list the certificate holder and certificate number.

NONE

(c) an officer, director, partner or stockholder in any other Florida certificated or registered telephone company. If yes, give name of company and relationship. If no longer associated with company, give reason why not.

NONE

18. Submit the following:

(a) Managerial capability: resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.

(b) Technical capability: resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.

(c) Financial Capability: applicant's audited financial statements for the most recent three (3) years. If the applicant does not have audited financial statements, it shall so be stated. 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.

THIS PAGE MUST BE COMPLETED AND SIGNED

REGULATORY ASSESSMENT FEE: I understand that all telephone companies must pay a regulatory assessment fee. Regardless of the gross operating revenue of a company, a minimum annual assessment fee, as defined by the Commission, is required.

RECEIPT AND UNDERSTANDING OF RULES: I acknowledge receipt and understanding of the Florida Public Service Commission's rules and orders relating to the provisioning of competitive local exchange telecommunications company (CLEC) service in Florida.

APPLICANT ACKNOWLEDGEMENT: 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 competitive local exchange telecommunications 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.**"

Company Owner or Officer

Print Name: DAVID SWEATT
Title: PRESIDENT
Telephone No.: 251-476-1000 EXT. 103
E-Mail Address: D.SWEATT@MICRO-COMM.COM

Signature:  _____

Date: 11-28-08

18.

(a) Managerial capability

David Sweatt, President and founder, incorporated Micro-Comm, Inc. in 1983 for the purpose of providing an alternative to the equipment rental solution for business telephone systems provided by the “Bell System”.

While installing several thousand Key and PBX systems throughout northwest Florida, Alabama and Mississippi, Micro-Comm began reselling long distance services. After the Telecommunications Act of 1996 was passed, Mr. Sweatt filed for certification as a CLEC and began successfully providing Local Exchange Service in Alabama and Mississippi.

Joyce Sweatt, Secretary and Treasurer, Mrs. Sweatt is an officer of the Corporation, and has been an active part of the Company for 24 years. She oversees all business administration, files tax returns and keeps all corporate records.

Haywood S. Manning, VP Sales and Marketing, Mr. Manning brings over 25 years of telecommunications experience to Micro-Comm. He has worked in this capacity with Micro-Comm for 17 years. Mr. Manning oversees new product and service development as well as training and managing all sales personnel.

18.

(a) Continued

Rae Singley, VP Finance, Mrs. Singley holds a Bachelor Degree in accounting and oversees all accounting functions including budgeting and cash management.

Susan Stewart, VP Operations, Mrs. Stewart brings 20 years of telecommunications experience to Micro-Comm, and has been in this capacity for eight years. She oversees all operations and technical personnel.

Jennifer Havens, Accounting Manager, Mrs. Havens brings 14 years of accounting experience to the company and is responsible for accounts receivable, accounts payable, sales and use taxes.

18.

(b) Technical capability

David Sweatt, President and founder, holds a Degree in Electronics Technology, and is involved daily with the technical and Information Technology staff at Micro-Comm.

Paul Schmuck, Senior Technical Director, Paul brings 35 years of technical and telecommunications experience to Micro-Comm. He has been in this capacity with Micro-Comm for over 15 years. Mr. Schmuck is responsible for coordinating with AT&T and all other Telephone Companies and our technical staff for installation and repair of telephone services. He is also responsible for all IT functions at Micro-Comm.

Casey Green, Installation Manager, Casey coordinates with Mr. Schmuck and directs all installation functions. Mr. Green has also been with Micro-Comm for over 15 years.

18.

(c) Financial capability

Micro-Comm, Inc. has just begun its 26th year of successful operation. The Company is debt free and owns its own buildings, information billing systems, vehicle fleet, office equipment and fixtures.

Micro-Comm does not own telecom facilities, but resells and re-bills the services from other companies such as AT&T and Global Crossing. The staff at Micro-Comm is limited to administration, sales and marketing, provisioning and accounting. The network owners perform all network and equipment maintenance.

Three years financial statements follow:

MICRO-COMM, INC.

BALANCE SHEET
FOR THE YEAR ENDING
DECEMBER 31, 2005

Assets

Current assets

Cash	\$	330,654
Accounts receivable	\$	79,098
Inventory, at cost	\$	<u>4,584</u>
Total current assets	\$	414,336

Property and equipment

Land and building	\$	279,000
Automobiles	\$	139,680
Office equipment and furniture	\$	79,245
Building improvements	\$	<u>37,000</u>
	\$	534,925
Less accumulated depreciation	\$	<u>(193,526)</u>
	\$	<u>341,399</u>
	\$	<u><u>755,735</u></u>

Liabilities and Stockholder's Equity

Current liabilities

Current maturities of long term debt	\$	15,680
Accounts payable	\$	126,917
Payroll and sales tax p payables	\$	6,433
Federal and State income tax payable	\$	2,341
Payable to Stockholder	\$	<u>15,627</u>
Total current liabilities	\$	166,998

Long-term debt, less current maturities

\$ 38,500

Stockholder's equity

Common stock, \$1 par value, 1000 shares	\$	1,000
Additional paid in capital	\$	227,869
Retained earnings	\$	<u>466,410</u>
Less treasury stock, at cost	\$	<u>(145,042)</u>
	\$	550,237
	\$	<u><u>755,735</u></u>

MICRO-COMM, INC.

**INCOME STATEMENT
FOR THE YEAR ENDING
DECEMBER 31, 2005**

Sales

Telephone systems and services \$ 5,187,643

Cost of goods

\$ 3,577,684

Gross profit \$ 1,609,959

Operating expenses

Salaries \$ 876,551

Payroll taxes \$ 62,835

Insurance \$ 83,114

Repair and maintenance \$ 58,623

Utilities \$ 8,107

Office expense \$ 46,289

Equipment rental \$ 1,823

Taxes and licenses \$ 66,231

Auto / Truck expense \$ 14,687

Travel and entertainment \$ 45,056

Professional fees \$ 45,911

Dues and subscriptions \$ 12,356

Depreciation \$ 24,564

Interest expense \$ 4,166

Other \$ 18,650

\$ 240,996

Income before income taxes \$ 240,996

Income tax expense

\$ 68,847

Net income \$ 172,149

Retained earnings

Beginning of year \$ 294,261

End of year \$ 466,410

MICRO-COMM, INC.

BALANCE SHEET
FOR THE YEAR ENDING
DECEMBER 31, 2006

Assets

Current assets

Cash	\$ 401,863
Accounts receivable	\$ 239,624
Inventory, at cost	\$ <u>9,681</u>
Total current assets	\$ 651,168

Property and equipment

Land and building	\$ 279,000
Automobiles	\$ 167,223
Office equipment and furniture	\$ 98,540
Building improvements	\$ <u>37,000</u>
	\$ 581,763
Less accumulated depreciation	\$ <u>(218,090)</u>
	\$ <u>363,673</u>
	\$ <u>1,014,841</u>

Liabilities and Stockholder's Equity

Current liabilities

Current maturities of long term debt	\$ 19,556
Accounts payable	\$ 178,215
Payroll and sales tax p payables	\$ 9,368
Federal and State income tax payable	\$ -
Payable to Stockholder	\$ <u>15,627</u>
Total current liabilities	\$ 222,766

Long-term debt, less current maturities

\$ 32,615

Stockholder's equity

Common stock, \$1 par value, 1000 shares	\$ 1,000
Additional paid in capital	\$ 227,869
Retained earnings	\$ <u>675,633</u>
Less treasury stock, at cost	\$ <u>(145,042)</u>
	\$ 759,460
	\$ <u>1,014,841</u>

MICRO-COMM, INC.

**INCOME STATEMENT
FOR THE YEAR ENDING
DECEMBER 31, 2006**

Sales

Telephone systems and services \$ 6,324,874

Cost of goods

\$ 4,412,792

Gross profit \$ 1,912,082

Operating expenses

Salaries \$ 996,389
Payroll taxes \$ 73,806
Insurance \$ 86,542
Repair and maintenance \$ 65,533
Utilities \$ 7,522
Office expense \$ 51,461
Equipment rental \$ 4,287
Taxes and licenses \$ 81,471
Auto / Truck expense \$ 19,983
Travel and entertainment \$ 69,234
Professional fees \$ 79,250
Dues and subscriptions \$ 22,130
Depreciation \$ 21,533
Interest expense \$ 6,385
Other \$ 33,645
\$ 292,911

Income before income taxes \$ 292,911

Income tax expense

\$ 83,688

Net income \$ 209,223

Retained earnings

Beginning of year \$ 466,410

End of year \$ 675,633

MICRO-COMM, INC.
BALANCE SHEET
FOR THE YEAR ENDING
DECEMBER 31, 2007

Assets

Current assets

Cash	\$ 689,016
Accounts receivable	\$ 360,384
Inventory, at cost	<u>\$ 24,500</u>
Total current assets	\$ 1,073,900

Property and equipment

Land and building	\$ 279,000
Automobiles	\$ 199,616
Office equipment and furniture	\$ 126,535
Building improvements	<u>\$ 37,000</u>
	\$ 642,151
Less accumulated depreciation	<u>\$ (239,623)</u>
	<u>\$ 402,528</u>
	<u><u>\$ 1,476,428</u></u>

Liabilities and Stockholder's Equity

Current liabilities

Current maturities of long term debt	\$ 16,941
Accounts payable	\$ 252,378
Payroll and sales tax p payables	\$ 11,458
Federal and State income tax payable	\$ 4,258
Payable to Stockholder	<u>\$ 15,627</u>
Total current liabilities	\$ 300,662

Long-term debt, less current maturities

\$ 25,706

Stockholder's equity

Common stock, \$1 par value, 1000 shares	\$ 1,000
Additional paid in capital	\$ 227,869
Retained earnings	<u>\$ 1,066,233</u>
Less treasury stock, at cost	<u>\$ (145,042)</u>
	\$ 1,150,060

\$ 1,476,428

MICRO-COMM, INC.

INCOME STATEMENT FOR THE YEAR ENDING DECEMBER 31, 2007

Sales

Telephone systems and services \$ 8,107,253

Cost of goods

\$ 5,568,441

Gross profit \$ 2,538,812

Operating expenses

Salaries \$ 1,296,471

Payroll taxes \$ 92,905

Insurance \$ 93,583

Repair and maintenance \$ 72,816

Utilities \$ 7,401

Office expense \$ 65,980

Equipment rental \$ 2,081

Taxes and licenses \$ 98,094

Auto / Truck expense \$ 22,668

Travel and entertainment \$ 86,271

Professional fees \$ 76,888

Dues and subscriptions \$ 25,916

Depreciation \$ 21,533

Interest expense \$ 2,016

Other \$ 30,011

\$ 544,178

Income before income taxes \$ 544,178

Income tax expense

\$ 153,578

Net income \$ 390,600

Retained earnings

Beginning of year \$ 675,633

End of year \$ 1,066,233