

October 28, 2010

VIA OVERNIGHT DELIVERY

100429-TX

RECEIVED
OCT 29 11:09:59
CLERK

Florida Public Service Commission
Office of Commission Clerk
4540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Re: Internet & Telephone, LLC
Application for Authority to Provide Competitive Local Exchange
Telecommunications Company Service within the State of Florida

Dear Sir or Madam:

Enclosed please find an original and one copy of Internet & Telephone, LLC's Application for Authority to Provide Competitive Local Exchange Telecommunications Company Service within the State of Florida. Enclosed please also find a check in the amount of \$400.00 to cover the requisite filing fee. The accompanying Financial Statements, to be attached as Attachment B, are being filed simultaneously under separate cover with a request for confidential treatment.

Internet & Telephone respectfully requests a January 2011 effective date.

Please date-stamp the additional copy of the application included herein and return it in the enclosed self-addressed stamped envelope. Should you have any questions regarding this filing, please contact the undersigned.

LOAD
10/29/10

Respectfully submitted,

Kathy L. Cooper
Counsel for Internet & Telephone, LLC

Check received by...
to file for deposit...
Initials of person who transmitted check

- COM _____
- APA _____
- ECR _____
- GCL 1 _____
- RAD 1 _____
- SSC _____
- ADM _____
- OPC _____
- CLK Grant _____

10 OCT 29 AM 9:53
COMMUNICATION CENTER

DOCUMENT NUMBER-DATE
09002 OCT 29 09
-FPSC-COMMISSION CLERK

FLORIDA PUBLIC SERVICE COMMISSION
DIVISION OF REGULATORY ANALYSIS
APPLICATION FORM
for
AUTHORITY TO PROVIDE COMPETITIVE LOCAL EXCHANGE
TELECOMMUNICATIONS COMPANY SERVICE
WITHIN THE STATE OF FLORIDA

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 one copy of this form along with a non-refundable application fee of **\$400.00** to:

**Florida Public Service Commission
Office of Commission Clerk
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 Regulatory Analysis
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6600**

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: Internet & Telephone, LLC

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

Internet & Telephone, LLC

4. Official mailing address:

Street/Post Office Box: 30 Mass Ave., PO Box 668

City: North Andover

State: MA

Zip: 01845

5. Florida address:

Street/Post Office Box: 1380 Spanish Lace Lane

City: Vero Beach

State: FL

Zip: 32963

6. Structure of organization:

Individual
 Foreign Corporation
 General Partnership
 Other, LLC

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: N/A

9. **If foreign corporation**, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is: M10000003241 (**See ATTACHMENT A**)

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: N/A

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

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: N/A

14. Provide **F.E.I. Number**(if applicable): 010722714

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

(a) The application:

Name: Kathy Cooper
Title: Regulatory Counsel
Street name & number: 1666 K Street, NW
Post office box:
City: Washington
State: DC
Zip: 20006
Telephone No.: 202 370 3926
Fax No.:202 293 2275
E-Mail Address: kcooper@sandw.com
Website Address: www.sandw.com

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

Name: Doug Smith
Title: Chief Technology Officer
Street name & number: 30 Mass Avenue
Post office box: 668
City: North Andover
State: MA
Zip: 01845
Telephone No.: 978 683-9100
Fax No.: 978 683-1211
E-Mail Address: dsmith@itllc.net
Website Address: <http://itllc.net>

(c) Complaints/Inquiries from customers:

Name: Ken Teal
Title: Financial Analyst
Street/Post Office Box: 30 Mass Avenue
City: North Andover
State: MA
Zip: 01845
Telephone No.: 978-683-9100
Fax No.:978-332-5353
E-Mail Address: kteal@itllc.net
Website Address: <http://itllc.net>

16. List the states in which the applicant:

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

Massachusetts, New Hampshire and Rhode Island

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

None

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

Massachusetts, New Hampshire and Rhode Island

(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.

Internet & Telephone, LLC, was one of several hundred companies named in the FCC's 2009 Omnibus Notice of Apparent Liability for Forfeiture ("NAL") alleging failure to submit an annual customer proprietary network information ("CPNI") compliance certification, finding each of named companies apparently liable for a monetary forfeiture in the amount of \$20,000 (see FCC DA 09-426). The NAL afforded companies the opportunity to submit further evidence and arguments in response to the NAL to show that no forfeiture should be imposed or that some lesser amount should be assessed. Internet & Telephone submitted additional information to the FCC, informing the FCC that it was in compliance with the CPNI rules and had filed the required compliance certification immediately upon learning of the FCC's new requirement in 2008, and requesting reconsideration of the NAL as applied to the company. The company's request for reconsideration remains pending.

(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.

Paul C. Cissel, Co-Founder, CEO

With 25 years of high-level telecom and electronics experience, Paul is an integrated services expert. In 1998, Paul purchased Atlantic Connections and within a year doubled revenues. After selling to Choice One Communications, he served as VP New England guiding the company through a successful IPO (NASDAQ: CWON). Previously, Paul served as Senior VP Sales for Phoenix Network where he deployed a national fiber-optic network and ISP. He began his career at Compugraphic and Hewlett Packard. Paul holds a BS in Biology and Chemistry from Randolph-Macon College and an MBA in Finance from Northeastern University.

Pete Peterson, Co-Founder& VP Sales

Pete has over 20 years of experience in high-level sales and strategic business development. He has developed successful sales programs and sold services to Verizon, Ameritech, PacBell, Qwest, and Alltel. Pete has led sales forces for FaxNet, HarvardNet, and Choice One Communications. Under his guidance, FaxNet became the leading supplier of messaging solutions to the telecommunications industry and

was acquired by Critical Path in December 1999. Pete holds a BA in History from Providence College and lives in the Merrimack Valley where he is active on the Board of Directors for several area non-profits.

(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.

Doug Smith, CTO

Doug was the Founder and Chief Executive Officer of MDC/Netway Internet, the first Internet Service Provider in the Merrimack Valley. An industry leader in IP networking and design, Doug served as a Chief Network Engineer and has consulted for Fortune 500 clients including Citicorp, Polaroid, Ameritech, and Air Touch Cellular. Doug studied Computer Science at the University of Massachusetts and spent 10 years serving in the Army reserves.

Chuck Evans, Dedicated Account Service

Chuck has over 20 years of experience engineering and maintaining voice and data networks for public companies throughout New England. During his 10-year tenure with Global Crossing, he was responsible for installing and running the company's first digital switch in Boston. He has also served as VP Operations for Business Long Distance, FaxNet, and Atlantic Connections.

(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.

(See ATTACHMENT B)

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.

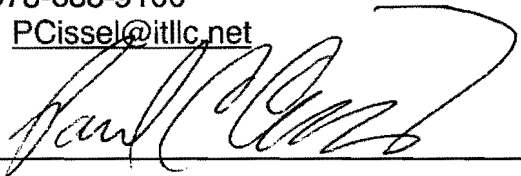
RECEIPT AND UNDERSTANDING OF RULES: I acknowledge receipt and understanding of the Florida Public Service Commission's rules and orders relating to the provisioning of competitive local exchange telecommunications company (CLEC) service in Florida.

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: Paul Cissel
Title: Manager
Telephone No.: 978-683-9100
E-Mail Address: PCissel@itllc.net

Signature:  _____

Date: 10-25-2010

ATTACHMENT A

INTERNET & TELEPHONE, LLC

CERTIFICATE OF AUTHORITY TO TRANSACT BUSINESS IN FLORIDA



FLORIDA DEPARTMENT OF STATE
Division of Corporations

July 23, 2010

ERIC (PETE) D PETERSON
INTERNET & TELEPHONE, LLC
P OB OX 668
N ANDOVER, MA 01845

Qualification documents for INTERNET & TELEPHONE, LLC were filed on July 22, 2010, and assigned document number M10000003241. 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.

The certification you requested is enclosed.

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 1-800-829-4933 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.

Tammy Hampton
Regulatory Specialist II
Registration/Qualification Section
Division of Corporations

Letter Number: 710A00017856

www.sunbiz.org

Division of Corporations - P.O. BOX 6327 -Tallahassee, Florida 32314

State of Florida



Department of State

I certify the attached is a true and correct copy of the application by INTERNET & TELEPHONE, LLC, a Massachusetts limited liability company, authorized to transact business within the state of Florida on July 22, 2010, as shown by the records of this office.

The document number of this limited liability company is M10000003241.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capital, this the
Twenty-third day of July, 2010



CR2E022 (01-07)

Dawn K. Roberts
Dawn K. Roberts
Secretary of State

State of Florida



Department of State

I certify from the records of this office that INTERNET & TELEPHONE, LLC, is a Massachusetts limited liability company authorized to transact business in the State of Florida, qualified on July 22, 2010.

The document number of this limited liability company is M10000003241.

I further certify that said limited liability company has paid all fees due this office through December 31, 2010, and its status is active.

I further certify that said limited liability company has not filed a Certificate of Withdrawal.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capital, this the
Twenty-third day of July, 2010



CR2E022 (01-07)

Dawn K. Roberts
Dawn K. Roberts
Secretary of State

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

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

1. INTERNET & TELEPHONE, LLC
(Name of Foreign Limited Liability Company; must include "Limited Liability Company," "L.L.C.," or "LLC.")

(If name unavailable, enter alternate name adopted for the purpose of transacting business in Florida and attach a copy of the written consent of the managers or managing members adopting the alternate name. The alternate name must include "Limited Liability Company," "L.L.C.," "LLC.")

2. Massachusetts (Jurisdiction under the law of which foreign limited liability company is organized)
3. 01-0722714 (FEI number, if applicable)

4. May 17, 2002 (Date of Organization)
5. No specific date of dissolution - Perpetual (Duration: Year limited liability company will cease to exist or "perpetual")

6. February 1, 2011 (Date first transacted business in Florida, if prior to registration.) (See sections 608.501 & 608.502 F.S. to determine penalty liability)

7. 30 Mass Ave PO Box 668 No Andover, MA 01845 (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: Paul C Cissel PO Box 668 No Andover, MA 01845 Eric (Pete) D Peterson PO Box 668 No Andover, MA 01845

FILED SECRETARY OF STATE DIVISION OF CORPORATIONS 10 JUL 22 AM 10:49

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: To provide telecommunications and internet related products and services.

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.)

Eric (Pete) D Peterson 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:

INTERNET & TELEPHONE, LLC

If unavailable, the alternate to be used in the state of Florida is:

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

Paul C Cissel

(Name)

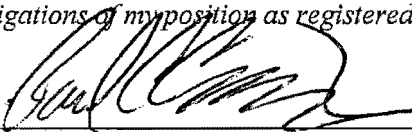
1380 Spanish Lace Lane

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

Vero Beach FL 32963

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.

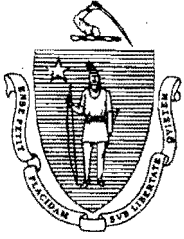


(Signature)

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

10 JUL 22 AM 10:49

FILED
SECRETARY OF STATE
DIVISION OF CORPORATIONS



William Francis Galvin
Secretary of the
Commonwealth

The Commonwealth of Massachusetts
Secretary of the Commonwealth
State House, Boston, Massachusetts 02133

July 2, 2010

TO WHOM IT MAY CONCERN:

I hereby certify that a certificate of organization of a Limited Liability Company was filed in this office by

INTERNET & TELEPHONE, LLC

in accordance with the provisions of Massachusetts General Laws Chapter 156C on **May 17, 2002.**

I further certify that said Limited Liability Company has filed all annual reports due and paid all fees with respect to such reports; that said Limited Liability Company has not filed a certificate of cancellation or withdrawal; and that said Limited Liability Company is in good standing with this office.

I also certify that the names of all managers listed in the most recent filing are: **PAUL C CISSEL**

I further certify, the names of all persons authorized to execute documents filed with this office and listed in the most recent filing are: **PAUL C CISSEL**

The names of all persons authorized to act with respect to real property listed in the most recent filing are: **NONE**

In testimony of which,

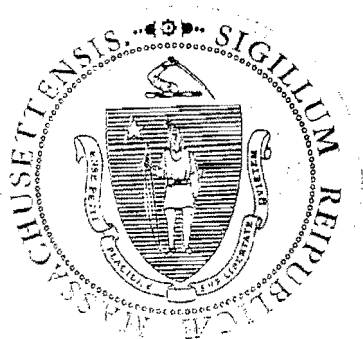
I have hereunto affixed the

Great Seal of the Commonwealth

on the date first above written.

A handwritten signature in cursive script that reads "William Francis Galvin".

Secretary of the Commonwealth



ATTACHMENT B

INTERNET & TELEPHONE, LLC

FINANCIAL STATEMENTS

**REDACTED – FILED UNDER SEPARATE COVER
WITH REQUEST FOR CONFIDENTIALITY**