

# 1 Cellular One

*a Wireless One Network company*

April 14, 1997

Ms. Blanco Bayo  
Director - Records and Reporting  
Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-085

970461-TI

RE: IXC Certification Application.

Dear Ms. Bayo,

This letter in duplicate encloses an original and twelve copies of Wireless One Network L. P.'s Application for Authority to provide inter-exchange carrier service.

A proposed tariff is also enclosed as is the required \$250.00 application fee as Cellular One of SW Florida check number 001526.

Please return a receipted copy of the letter to the applicant.

Yours truly,



Francis J. Heaton  
Director of Planning and External Affairs

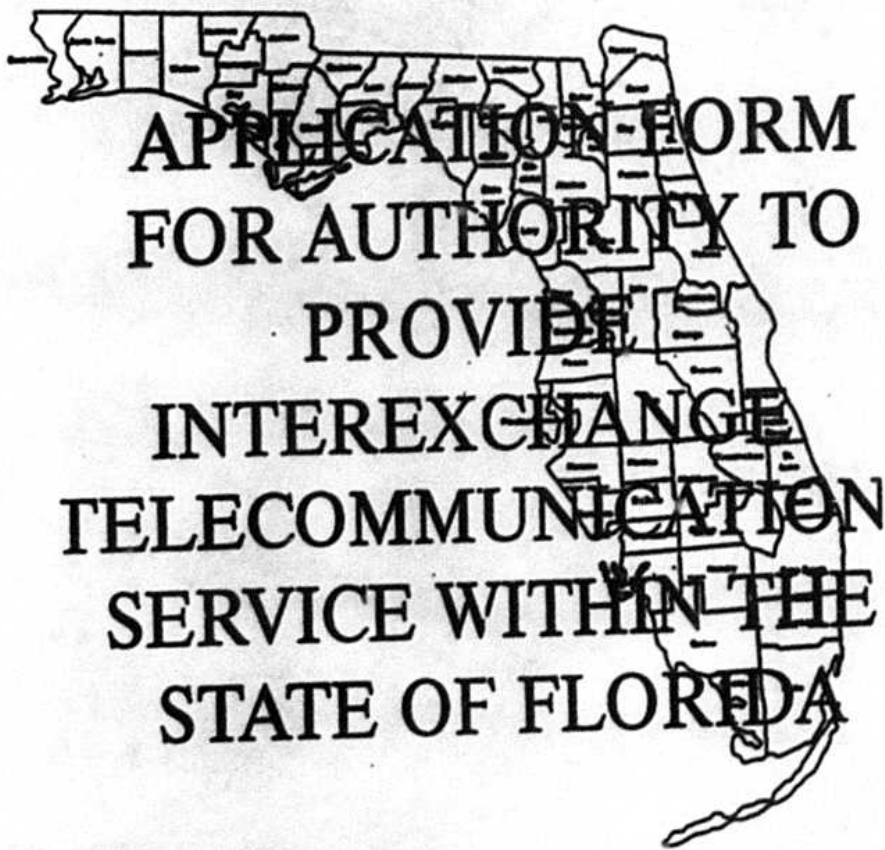
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DOCUMENT NUMBER-DATE

03813 APR 15 5

FPSC-RECORDS/REPORTING

970461-TI



APPLICATION FORM  
FOR AUTHORITY TO  
PROVIDE  
INTEREXCHANGE  
TELECOMMUNICATION  
SERVICE WITHIN THE  
STATE OF FLORIDA

DOCUMENT NUMBER-DATE

03813 APR 15 5

FORM 05000001-000000

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

**DIVISION OF COMMUNICATIONS**  
**BUREAU OF SERVICE EVALUATION**

**APPLICATION FORM**

**for**

**AUTHORITY TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICE**  
**WITHIN THE STATE OF FLORIDA**

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**Instructions**

- A. This form is used for an original application for a certificate and for approval of sale, assignment or transfer of an existing certificate. In case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee (See Appendix A).
- B. Respond to each item requested in the application and appendices. If an item is not applicable, please explain why.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. If you have questions about completing the form, contact:

Florida Public Service Commission  
Division of Communications  
Bureau of Service Evaluation  
2540 Shumard Oak Blvd.  
Gunter Building  
Tallahassee, Florida 32399-0850  
(904) 413-6600

- E. Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of \$250.00 to:

Florida Public Service Commission  
Division of Administration  
2540 Shumard Oak Blvd.  
Gunter Building  
Tallahassee, Florida 32399-0850  
(904) 413-6251

1. This is an application for (check one):
- (X) Original Authority (New company).
  - ( ) Approval of Transfer (To another certificated company).
  - ( ) Approval of Assignment of existing certificate (To a noncertificated company).
  - ( ) Approval for transfer of control (To another certificated company).
2. Select what type of business your company will be conducting (check all that apply):
- (X) Facilities based carrier - company owns and operates or plans to own and operate telecommunications switches and transmission facilities in Florida.
  - (X) Operator Service Provider - company provides or plans to provide alternative operator services for IXCs; or toll operator services to call aggregator locations; or clearinghouse services to bill such calls.
  - (X) Reseller - company has or plans to have one or more switches but primarily leases the transmission facilities of other carriers. Bills its own customer base for services used.
  - (X) Switchless rebiller - company has no switch or transmission facilities but may have a billing computer. Aggregates traffic to obtain bulk discounts from underlying carrier. Rebills end users at a rate above its discount but generally below the rate end users would pay for unaggregated traffic.
  - (X) Multi-Location Discount Aggregator - company contracts with unaffiliated entities to obtain bulk/volume discounts under multi-location discount plans from certain underlying carriers. Then offers the resold service by enrolling unaffiliated customers.





9. If incorporated, please give:

- (a) Proof from the Florida Secretary of State that the applicant has authority to operate in Florida.

Corporate charter number: \_\_\_\_\_

- (b) Name and address of the company's Florida registered agent.

- (c) Provide proof of compliance with the fictitious name statute (Chapter 865.09 FS), if applicable. Wireless One Network (application attached)

Fictitious name registration number: G97048900035 and G97083000016 See Attachment Q9 Pgs. 1&2

- (c) Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(1) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. NO

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

10. Who will serve as liaison with the Commission in regard to (please give name, title, address and telephone number):

- (a) The application;

FRANCIS J. HEATON, DIRECTOR-EXTERNAL AFFAIRS  
2100 ELECTRONICS LANE, FT. MYERS, FL 33912  
941-489-1600

- (b) Official Point of Contact for the ongoing operations of the company;

FRANCIS J. HEATON, DIRECTOR OF EXTERNAL AFFAIRS  
2100 ELECTRONICS LANE, FT. MYERS, FL. 33912

(c) Tariff  
SAME AS 10b

(d) Complaints/Inquiries from customers;  
SAME AS 10b

11. List the state in which the applicant:

(a) Has operated as an inter-exchange carrier.

NONE\*

(b) Has applications pending to be certificated as an inter-exchange carrier.

NONE

(c) Is certificated to operate as an inter-exchange carrier

NONE

(d) Has been denied authority to operate as an inter-exchange carrier 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 inter-exchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.

NONE

12. What services will the applicant offer to other certified telephone companies:

<input type="checkbox"/>	Facilities.	<input type="checkbox"/>	Operators.
<input type="checkbox"/>	Billing and Collection.	<input type="checkbox"/>	Sales.
<input type="checkbox"/>	Maintenance.		
<input type="checkbox"/>	Other:	<u>UNKNOWN AT THIS TIME.</u>	

13. Do you have a marketing program?  
No - None contemplated at this time.

\* Affiliated interests d/b/a Wireless One Network until a 10/31/96 divestiture were certified inter-exchange carriers in Ohio and Pennsylvania since 1991.

14. Will your marketing program: N.A.  
 Pay commissions?  
 Offer sales franchises?  
 Offer multi-level sales incentives?  
 Offer other sales incentives?
15. Explain any of the offers checked in question 14 (To whom, what amount, type of franchise, etc.). N.A.
16. Who will receive the bills for your service (Check all that apply)?
- Residential customers.  Business customers.  
 PATS providers.  PATS station end-users.  
 Hotels & motels.  Hotel & motel guests.  
 Universities.  Univ. dormitory residents.  
 Other: (specify) \_\_\_\_\_.
17. Please provide the following (if applicable):
- (a) Will the name of your company appear on the bill for your services, and if not who will the billed party contact to ask questions about the bill (provide name and phone number) and how is this information provided?  
 YES
- (b) Name and address of the firm who will bill for your service.  
 Alltel Information Systems  
 60 Market Street  
 Wilkes Barre, PA 18701  
 Roberta Wisniewski
18. Please submit the proposed tariff under which the company plans to begin operation. Use the format required by Commission Rule 25-24.485 (example enclosed).

ENCLOSED



19. The applicant will provide the following interexchange carrier services (Check all that apply):

MTS with distance sensitive per minute rates  
 Method of access is FGA  
 Method of access is FGB  
 Method of access is FGD  
 Method of access is 800

MTS with route specific rates per minute  
 Method of access is FGA  
 Method of access is FGB  
 Method of access is FGD  
 Method of access is 800

MTS with statewide flat rates per minute (i.e. not distance sensitive)  
 Method of access is FGA  
 Method of access is FGB  
 Method of access is FGD  
 Method of access is 800

MTS for pay telephone service providers

Block-of-time calling plan (Reach out Florida, Ring America, etc.).

800 Service (Toll free)

WATS type service (Bulk or volume discount)  
 Method of access is via dedicated facilities  
 Method of access is via switched facilities

Private Line services (Channel Services)  
(For ex. 1.544 mbs., DS-3, etc.)

Travel Service  
 Method of access is 950  
 Method of access is 800

900 service

- X Operator Services
- X Available to presubscribed customers
- X Available to non presubscribed customers (for example to patrons of hotels, students in universities, patients in hospitals.
- \_\_\_ Available to inmates

**Services included are:**

- X Station assistance (X) These services are provided to customers by other carriers from whom we make bulk purchases.
- X Person to Person assistance
- X Directory assistance
- X Operator verify and interrupt
- X Conference Calling \*standard three party offering with wireless service.

20. What does the end user dial for each of the interexchange carrier services that were checked in services included (above).

At this time:

Station Assistance - Dial 611

Person to Person - Dial 0 for Sprint/United Operator, or 1-0-xxx-xxx-xxxx for other IXC operator.

Directory Assistance - Dial 411 for intralata, 1-AC-555-1212 for interlata  
Operator Verify and interrupt - same as Person to Person

21. \_\_\_ Other:

**ATTACHMENTS:** Attachment Q-8  
Attachment 9C p 1 of 2  
p 2 of 2  
(Q-18) Tariff

- B - CUSTOMER DEPOSITS AND ADVANCE PAYMENTS
- C - INTRASTATE NETWORK APPLICANT ACKNOWLEDGEMENT STATEMENT
- D - FLORIDA TELEPHONE EXCHANGES and EAS ROUTES
- E - GLOSSARY

**ATTACHMENT Q-8**

**Q-8:** Please give name, title and address of each legal entity to the Limited Partnership.

**Reply:** **WIRELESS ONE NETWORK, L. P.** is a Delaware Limited Partnership

WON, Inc. is the General Partner. It is a Delaware Corporation. Ownership of WON, Inc. is the same as Wireless One Network, L. P. James A. Dwyer, Jr. is President of WON, Inc. David R. Winstel is Vice President and Secretary, Michael Ward is also Vice President

Limited Partners include:

David R. Winstel, 5611 Harborage Drive, (South) Fort Myers 33908

Quality Cellular Communications, Inc., which is wholly owned by James A. Dwyer, Jr., 3630 Estero Blvd., Fort Myers Beach, 33931

Madison Dearborn Capital Partners II, L. P.  
Three First National Plaza, Suite 1330  
Chicago, Illinois 60602

Providence Equity Partners II, L. P.  
50 Kennedy Plaza  
Providence, RI 02903

Toronto Dominion Capital  
31 West 52<sup>nd</sup> Street  
New York, NY 10019

Wireless One Network, L. P. is the 99.75% Owner and Limited Partner of Wireless One Holding Company, L. P. - a Delaware Limited Partnership holding FCC cellular and microwave licenses in Southwest Florida. WON, Inc. is the .25% Owner and General Partner of Wireless One Holding Company, L. P.



ATTACHMENT Q9 1 of 2

**FLORIDA DEPARTMENT OF STATE**  
**Sandra B. Mortham**  
**Secretary of State**

February 17, 1997

**CELLULAR ONE OF SOUTHWEST FLORIDA**  
**2100 ELECTRONICS LANE**  
**FT MYERS, FL 33912**

**Subject: CELLULAR ONE OF SOUTHWEST FLORIDA**

**REGISTRATION NUMBER: G97048900035**

This will acknowledge the cancellation of CELLULAR ONE OF SOUTHWEST FLORIDA /G91224900023 and reregistration of the above fictitious name registration which was reregistered on February 17, 1997. This reregistration gives no rights to ownership of the name.

Each fictitious name registration must be renewed every five years between July 1 and December 31 of the expiration year to maintain registration. Three months prior to the expiration date a statement of renewal will be mailed.

**IT IS THE RESPONSIBILITY OF THE BUSINESS TO NOTIFY THIS OFFICE IN WRITING IF THEIR MAILING ADDRESS CHANGES.** Whenever corresponding please provide assigned Registration Number.

For information regarding fictitious names on file or to search the record call (904) 488-9000.

Should you have any questions regarding this matter you may contact our office at (904) 488-9000.

/ah  
Division of Corporations

Letter No. 297A00008417



**FLORIDA DEPARTMENT OF STATE**  
**Sandra B. Mortham**  
**Secretary of State**

March 25, 1997

**WIRELESS ONE NETWORK**  
**2100 ELECTRONICS LN**  
**FT MYERS, FL 33912**

**Subject: WIRELESS ONE NETWORK**

**REGISTRATION NUMBER: G97083000016**

This will acknowledge the filing of the above fictitious name registration which was registered on March 24, 1997. This registration gives no rights to ownership of the name.

Each fictitious name registration must be renewed every five years between July 1 and December 31 of the expiration year to maintain registration. Three months prior to the expiration date a statement of renewal will be mailed.

**IT IS THE RESPONSIBILITY OF THE BUSINESS TO NOTIFY THIS OFFICE IN WRITING IF THEIR MAILING ADDRESS CHANGES.** Whenever corresponding please provide assigned Registration Number.

Should you have any questions regarding this matter you may contact our office at (904) 487-6058.

**Fictitious Name Section**  
**Division of Corporations**

**Letter No. 397A00015104**



**\*\* APPENDIX B \*\***

**CUSTOMER DEPOSITS AND ADVANCE PAYMENTS**

A statement of how the Commission can be assured of the security of the customer's deposits and advance payments may be responded to in one of the following ways (applicant please check one):

- ( )            The applicant will not collect deposits nor will it collect payments for service more than one month in advance.
- ( )            The applicant will file with the Commission and maintain a surety bond in an amount equal to the current balance of deposits and advance payments in excess of one month. (Bond must accompany application.)

**UTILITY OFFICIAL:**

Michael C. Ward

Signature

April 14, 1997  
Date

Michael C. Ward

Vice President

Title

(941) 489- 1600  
Telephone No.

**\*\* APPENDIX C \*\***

**INTRASTATE NETWORK**

1. **POP:** Addresses where located, and indicate if owned or leased.

1) 2100 ELECTRONICS LN 2)  
FT. MYERS, FL. 33912  
OWNED

3) 4)

2. **SWITCHES:** Address where located, by type of switch, and indicate if owned or leased.

1) DMS-250 (OWNED) 2)  
2100 ELECTRONICS LANE  
FT. MYERS, FL. 33912

3) 4)

3. **TRANSMISSION FACILITIES:** Pop-to-Pop facilities by type of facilities (microwave, fiber, copper, satellite, etc.) and indicate if owned or leased.

1) **POP-to-POP**                      **TYPE**                      **OWNERSHIP**  
OWNED MICROWAVE RELAY POINTS IN ARCADIA, CLEWISTON, FT. MYERS, LABELLE, LEHIGH ACRES, MARCO, NAPLES, NO. NAPLES, PT. CHARLOTTE, PUNTA GORDA, SEBRING AND WAUCHULA  
2) LEASED FIBER OR COPPER CONNECTIONS AT ALL THE ABOVE EXCLUDING LEHIGH ACRES, AND AT AVON PARK, BONITA SPRINGS, IMMOKALEE, LAKE PLACID AND TAMPA

4. **ORIGINATING SERVICE:** Please provide the list of exchanges where you are proposing to provide originating service within thirty (30) days after the effective date of the certificate (Appendix D).

5. **TRAFFIC RESTRICTIONS:** Please explain how the applicant will comply with the EAEA requirements contained in Commission Rule 25-24.471 (4) (a) (copy enclosed).

NON-WIRELESS CUSTOMERS WILL BE DENIED INTRALATA TOLL CALLING AT THIS TIME IF THEIR CONNECTION WOULD VIOLATE PUBLIC SERVICE COMMISSION RULES.

6. **CURRENT FLORIDA INTRASTATE SERVICES:** Applicant has (X) or has not ( ) previously provided intrastate telecommunications in Florida. If the answer is has, fully describe the following:

- a) What services have been provided and when did these services begin?

COMMENCING 12/90 APPLICANT HAS RESOLD BASIC INTERLATA INTRASTATE SERVICE TO ITS CELLULAR CUSTOMERS AT AT&T INTERLATA INTRASTATE NON DISCOUNTED RATES. APPLICANT HAS NOT CHARGED TOLL FOR CALL COMPLETION WITHIN THE FT. MYERS OR TAMPA LATA'S

- b) If the services are not currently offered, when were they discontinued?

UTILITY OFFICIAL:

Mcrl

Signature

April 14, 1997  
Date

MICHAEL WARD

VICE PRESIDENT

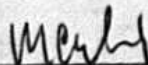
Title

941-489-1600  
Telephone No.

**\*\* APPLICANT ACKNOWLEDGEMENT STATEMENT \*\***

1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of .15 of one percent of its gross operating revenue derived from intrastate business. Regardless of the gross operating revenue of a company, a minimum annual assessment fee of \$50 is required.
2. **GROSS RECEIPTS TAX:** I understand that all telephone companies must pay a gross receipts tax of two and one-half percent on all intra and interstate business.
3. **SALES TAX:** I understand that a seven percent sales tax must be paid on intra and interstate revenues.
4. **APPLICATION FEE:** A non-refundable application fee of \$250.00 must be submitted with the application.
5. **RECEIPT AND UNDERSTANDING OF RULES:** I acknowledge receipt and understanding of the Florida Public Service Commission's Rules and Orders relating to my provision of interexchange telephone service in Florida. I also understand that it is my responsibility to comply with all current and future Commission requirements regarding AAV service.
6. **ACCURACY OF APPLICATION:** By my signature below, I the undersigned owner or officer of the named utility in the application, attest to the accuracy of the information contained in this application and associated attachments. I have read the foregoing and declare that to the best of my knowledge and belief, the information is a true and correct statement. 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.

**UTILITY OFFICIAL:**



Signature

April 14, 1997

Date

Michael C. Ward

Vice President

Title

(941) 489 - 1600

Telephone No.



**\*\* APPENDIX D \*\***

**FLORIDA TELEPHONE EXCHANGES**

**AND**

**EAS ROUTES**

Describe the service area in which you hold yourself out to provide service by telephone company exchange. If all services listed in your tariff are not offered at all locations, so indicate.

In an effort to assist you, attached is a list of major exchanges in Florida showing the small exchanges with which each has extended area service (EAS).

**\*\* FLORIDA EAS FOR MAJOR EXCHANGES \*\***

<u>Extended Service Area</u>	<u>with</u>	<u>These Exchanges</u>
<b>PENSACOLA:</b>		Cantonment, Gulf Breeze Pace, Milton Holley-Navarre.
<b>PANAMA CITY:</b>		Lynn Haven, Panama City Beach, Youngstown-Fountain and Tyndall AFB.
<b>TALLAHASSEE:</b>		Crawfordville, Havana, Monticello, Panacea, Sopchoppy and St. Marks.
<b>JACKSONVILLE:</b>		Baldwin, Ft. George, Jacksonville Beach, Callahan, Maxville, Middleburg Orange Park, Ponte Vedra and Jurlington.
<b>GAINESVILLE:</b>		Alachua, Archer, Brooker, Hawthorne, High Springs, Melrose, Micanopy, Newberry and Waldo.
<b>OCALA:</b>		Belleview, Citra, Dunnellon, Forest Lady Lake (B21), McIntosh, Oklawaha, Orange Springs, Salt Springs and Silver Springs Shores.



**\*\* FLORIDA HAS MAJOR EXCHANGES CONTINUE \*\***

<b>DAYTONA BEACH:</b>	New Smyrna Beach.
<b>TAMPA:</b>	CentralNone EastPlant City NorthZephyrhills SouthPalmetto WestClearwater
<b>CLEARWATER:</b>	St. Petersburg, Tampa-West and Tarpon Springs.
<b>ST. PETERSBURG:</b>	Clearwater.
<b>LAKELAND:</b>	Bartow, Mulberry, Plant City, Polk City and Winter Haven.
<b>ORLANDO:</b>	Apopka, East Orange, Lake Buena Vista, Oviedo, Windermere, Winter Garden, Winter Park, Montverde, Reedy Creek, and Oviedo-Winter Springs.
<b>WINTER PARK:</b>	Apopka, East Orange, Lake Buena Vista, Orlando, Oviedo, Sanford, Windermere, Winter Garden, Oviedo-Winter Springs Reedy Creek, Geneva and Montverde.
<b>TITUSVILLE:</b>	Cocoa and Cocoa Beach.
<b>COCOA:</b>	Cocoa Beach, Eau Gallie, Melbourne and Titusville.
<b>MELBOURNE:</b>	Cocoa, Cocoa Beach, Eau Gallie and Sebastian.
<b>SARASOTA:</b>	Bradenton, Myakka and Venice.
<b>FT. MYERS:</b>	Cape Coral, Ft. Myers Beach, North Cape Coral, North Ft. Myers, Pine Island, Lehigh Acres and Sanibel-Captiva Islands.

**\*\* FLORIDA HAS MAJOR EXCHANGES CONTINUE \*\***

<b>NAPLES:</b>	Marco Island and North Naples.
<b>WEST PALM BEACH:</b>	Boynton Beach and Jupiter.
<b>POMPANO BEACH:</b>	Boca Raton, Coral Springs, Deerfield Beach and Ft. Lauderdale.
<b>FT. LAUDERDALE:</b>	Coral Springs, Deerfield Beach, Hollywood and Pompano Beach.
<b>HOLLYWOOD:</b>	Ft. Lauderdale and North Dade.
<b>NORTH DADE:</b>	Hollywood, Miami and Perrine.
<b>MIAMI:</b>	Homestead, North Dade and Perrine





**\*\* APPENDIX E \*\***

**\*\* GLOSSARY \*\***

**ACCESS CODE:** The term denotes a uniform four or seven digit code assigned to an individual IXC. The five digit code has the form 10XXX and the seven digit code has the form 950-XXXX.

**BYPASS:** Transmission facilities that go direct from the local exchange end user to an IXC point of presence, thus bypassing the local exchange company.

**CARRIERS CARRIER:** An IXC that provides telecommunications service, mainly bulk transmission service, to other IXC only.

**CENTRAL OFFICE:** A local operating unit by means of which connections are established between subscribers' lines and trunk or toll lines to other central offices within the same exchange or other exchanges. Each three (3) digit central office code (NXX) used shall be considered a separate central office unit.

**CENTRAL OFFICE CODE:** The term denotes the first three digits (NXX) of the seven (7) digit telephone number assigned to a customer's telephone exchange service.

**COMMISSION:** The Florida Public Service Commission.

**COMPANY, TELEPHONE COMPANY, UTILITY:** These terms may be used interchangeably herein and shall mean any person, firm, partnership or corporation engaged in the business of furnishing communication service to the public under the jurisdiction of the Commission.

**DEDICATED FACILITY:** The term denotes a transmission circuit which is permanently for the exclusive use of a customer or a pair of customers.

**END USER:** The term denotes any individual, partnership, association, corporation, governmental agency or any other entity which (A) obtains a common line, uses a pay telephone or obtains interstate service arrangements in the operating territory of the company or (B) subscribes to interstate services provided by an IXC or uses the services of the IXC when the IXC provides interstate service for its own use.

**EQUAL ACCESS EXCHANGE AREAS:** EAEA means a geographic area, configured based on 1987 planned toll center/access tandem areas, in which local exchange companies are responsible for providing equal access to both carriers and customers of carriers in the most economically efficient manner.

**EXCHANGE:** The entire telephone plant and facilities used in providing telephone service to subscribers located in an exchange area. An exchange may include more than one central office unit.

**EXCHANGE (SERVICE) AREA:** The territory, including the base rate suburban and rural areas served by an exchange, within which local telephone service is furnished at the exchange rates applicable within that area.

**EXTENDED AREA SERVICE:** A type of telephone service furnished under tariff provision whereby subscribers of a given exchange or area may complete calls to, and receive messages from, one or more other contiguous exchanges without toll charges, or complete calls to one or more other exchanges without toll message charges.

**FACILITIES BASED:** An IXC that has its own transmission and/or switching equipment or other elements of equipment and does not rely on others to provide this service.

**FOREIGN EXCHANGE SERVICES:** A classification of exchange service furnished under tariff provisions whereby a subscriber may be provided telephone service from an exchange other than the one from which he would normally be served.

**FEATURE GROUPS:** General categories of unbundled tariffs to stipulate related services.

**Feature Group A:** Line side connections presently serving specialized common carriers.

**Feature Group B:** Trunk side connections without equal digit or code dialing.

**Feature Group C:** Trunk side connections presently serving AT&T-C.

**Feature Group D:** Equal trunk access with subscription.



**INTEREXCHANGE COMPANY:** means any telephone company, as defined in Section 364.02(4), F.S. (excluding Payphone Providers), which provides telecommunication service between exchange areas as those areas are described in the approved tariffs of individual local exchange companies.

**INTER-OFFICE CALL:** A telephone call originating in one central office unit or entity but terminating in another central office unit or entity both of which are in the same designated exchange area.

**INTRA-OFFICE CALL:** A telephone call originating and terminating within the same central office unit or entity.

**INTRASTATE COMMUNICATIONS:** The term denotes any communications in Florida subject to oversight by the Florida Public Service Commission as provided by the laws of the State.

**INTRA-STATE TOLL MESSAGE:** Those toll messages which originate and terminate within the same state.

**LOCAL ACCESS AND TRANSPORT AREA:** LATA means the geographic area established for the administration of communications service. It encompasses designated exchanges, which are grouped to serve common social, economic and other purposes.

**LOCAL EXCHANGE COMPANY (LEC):** Means any telephone company, as defined in Section 364.02(4), F.S., which, in addition to any other telephonic communication service, provides telecommunication service within exchange areas as those areas are described in the approved tariffs of the telephone company.

**OPTIONAL CALLING PLAN:** An optional service furnished under tariff provisions which recognizes a need of some subscribers for extended area calling without imposing the cost on the entire body of subscribers.

**900 SERVICE:** A service similar to 800 service, except this service is charged back to the customer based on first minute plus additional minute usage.

**PIN NUMBER:** A group of numbers used by a company to identify their customers.

**PAY TELEPHONE SERVICE COMPANY:** Means any telephone company, other than a Local Exchange Company, which provides pay telephone service as defined in Section 364.335(4), F.S.

**POINT OF PRESENCE (POP):** Bell-coined term which designates the

FORM PSC/CMU 31 (11/95)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2).

actual (physical) location of an IXC's facility. Replaces some applications of the term "demarcation point."

**PRIMARY SERVICE:** Individual line service or party line service.

**RESELLER:** An IXC that does not have certain facilities but purchases telecommunications service from an IXC and then resells that service to others.

**STATION:** A telephone instrument consisting of a transmitter, receiver, and associated apparatus so connected as to permit sending and/or receiving telephone messages.

**SUBSCRIBER, CUSTOMER:** These terms may be used interchangeably herein and shall mean any person, firm, partnership, corporation, municipality, cooperative organization, or governmental agency supplied with communication service by a telephone company.

**SUBSCRIBER LINE:** The circuit or channel used to connect the subscriber station with the central office equipment.

**SWITCHING CENTER:** Location at which telephone traffic, either local or toll, is switched or connected from one circuit or line to another. A local switching center may be comprised of several central office units.

**TRUNK:** A communication channel between central office units or entities, or private branch exchanges.

**ATTACHMENTS:**

- A - CERTIFICATE TRANSFER STATEMENT
- B - CUSTOMER DEPOSITS AND ADVANCE PAYMENTS
- C - INTRASTATE NETWORK
- D - FLORIDA TELEPHONE EXCHANGES and EAS ROUTES
- E - GLOSSARY

FORM PSC/CMU 31 (11/95)  
Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-  
24.480(2).

Wireless One Network L.P.  
d/b/a  
Cellular One of SW Florida,  
Wireless One Network

Florida Tariff No.1  
Original Sheet 1

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**TITLE SHEET**

**FLORIDA TELECOMMUNICATIONS TARIFF**

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of Long Distance Telecommunications service and facilities provided by Wireless One Network L.P., with principal offices at 2100 Electronics Lane, Fort Myers, Florida 33912. 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.

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Issued: March 7, 1997

Effective: \_\_\_\_\_

by:

**Francis J. Henton,  
Director of External Affairs  
2100 Electronics Lane  
Fort Myers, FL 33919**

Wireless One Network L.P.  
d/b/a  
Cellular One of SW Florida,  
Wireless One Network

Florida Tariff No.1  
Original Sheet 2

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**CHECK SHEET**

The sheets listed below, which are inclusive of this tariff, are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

<b><u>SHEET</u></b>	<b><u>REVISION</u></b>
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original
16	Original
17	Original
18	Original
19	Original
20	Original
21	Original
22	Original
23	Original
24	Original
25	Original

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Wireless One Network L.P.  
d/b/a  
Cellular One of SW Florida,  
Wireless One Network

Florida Tariff No.1  
Original Sheet 3

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**TABLE OF CONTENTS**

Title Sheet .....	1
Check Sheet .....	2
Table of Contents .....	3
Symbols Sheet .....	4
Tariff Format Sheets .....	5
Section 1 - Technical Terms and Abbreviations .....	7
Section 2 - Rules and Regulations .....	8
Section 3 - Description of Service .....	16
Section 4 - Rates .....	21

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Wireless One Network L.P.  
d/b/a  
Cellular One of SW Florida,  
Wireless One Network

Florida Tariff No.1  
Original Sheet 4

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**SYMBOLS SHEET**

The following are the only symbols used for the purposes indicated below:

- D - Delete or Discontinue
- I - Change Resulting In An Increase to A Customer's Bill
- M - Moved From Another Tariff Location
- N - New
- R - Change Resulting In A Reduction To A Customer's Bill
- T - Change in Text Or Regulation But No Change In Rate Or Charge

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Wireless One Network L.P.  
d/b/a  
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Wireless One Network

Florida Tariff No.1  
Original Sheet 5

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**TARIFF FORMAT SHEETS**

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A. Sheet Numbering - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.

B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the FPSC. For example, the 4<sup>th</sup> revised Sheet 14 cancels the 3<sup>rd</sup> revised Sheet 14. Because of various suspension periods, deferrals, etc, the FPSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.

C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subervient to its next higher level.

- 2.
- 2.1.
- 2.1.1.
- 2.1.1.A
- 2.1.1.A.1.
- 2.1.1.A.1.(a).
- 2.1.1.A.1.(a)1.
- 2.1.1.A.1.(a)1(1).
- 2.1.1.A.1.(a)1(1)(1).

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Cellular One of SW Florida,  
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Florida Tariff No.1  
Original Sheet 6

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**TARIFF FORMAT SHEETS**

D. Check Sheets - When a tariff filing is made with the FPSC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current on file with the FPSC.

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Florida Tariff No.1  
Original Sheet 7

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS**

**Access Line** - An arrangement which connects the customer's location to a Wireless One Network, L.P., network switching center.

**Actual Carrier** - The company or a Florida PSC authorized inter-exchange carrier from whom the Company purchases wholesale services. The list of wholesale carriers at this time includes, AT&T, MCI, GTE Florida Incorporated, Spring/United, and WorldCom.

**Authorization Code** - A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.

**Company or Carrier** - Wireless One Network, L.P. d/b/a as either Cellular One of S.W. Florida or Wireless One Network.

**Customer** - the person, firm, corporation or other entity, which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

**Day** - From 8:00 am up to but not including 5:00 p.m. local time Sunday through Friday.

**Evening** - From 5:00 p.m. up to but not including 11:00 p.m. local time Sunday through Friday.

**Holidays** - Wireless One Network, L.P.'s recognized holidays are New Year's Day, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving Day, Christmas Day.

**Night/Weekend** - From 11:00 p.m. up to but not including 8:00 am Sunday through Friday, and 8:00 am Saturday up to but not including 5:00 p.m. Sunday.

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Florida Tariff No.1  
Original Sheet 8

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## SECTION 2 - RULES AND REGULATIONS

### 2.1 Undertaker of Wireless One Network, L.P.

Wireless One Network L.P. services and facilities are furnished for communications originating at specified points within the state of Florida under terms of this Tariff.

Wireless One Network L.P. installs, operates, and maintains the communications services provided herein in accordance with the terms and conditions set forth under this Tariff. It may act as the customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the customer, to allow connection of a customer's location to the Wireless One Network, L.P. network. The customer shall be responsible for all charges due for such service arrangement.

The Company's services and facilities are provided on a monthly basis unless ordered on a longer term basis, and are available twenty-four hours per day, seven days per week.

### 2.2 Limitations

2.2.1 Service is offered subject to the availability of facilities and provisions of this tariff.

2.2.2 Wireless One Network, L.P. reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control; or when the customer is using service in violation of the law or the provisions of this Tariff.

2.2.3 All facilities provided under this Tariff are directly controlled by Wireless One Network and the customer may not transfer or assign the use of service or facilities, except with the express written consent of The Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.

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**SECTION 2 - RULES AND REGULATIONS**

**2.2 Limitations (Cont.)**

- 2.2.4 Prior written permission from The Company is required before any assignment or transfer. All regulations and conditions contained in this Tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

**2.3 Liabilities of The Company**

- 2.3.1 Wireless One Network, L.P.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.
- 2.3.2 Wireless One Network, L.P. shall be indemnified and held harmless by the customer against:
- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over The Company's facilities.
  - (B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by Wireless One Network, L.P.

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**SECTION 2 - RULES AND REGULATIONS**

**2.4 Interruption of Service**

- 2.4.1** Credit allowance for the interruption of service which is not due to The Company's testing or adjusting, negligence of the customer, or to the failure of channels or equipment provided by the customer, are subject to the general liability provisions set forth in 2.3.1 herein. It shall be the obligation of the customer to notify The Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, if any, furnished by the customer and connected to The Company's facilities.
- 2.4.2** For purposes of credit computation, every month shall be considered to have 720 hours.
- 2.4.3** No credit shall be allowed for an interruption of a continuous duration of less than two-hours.
- 2.4.4** The customer shall be credited for an interruption of two hours or more at the rate of 1/720<sup>th</sup> of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:

Credit - A/720 x B

\*A\* - outage time in hours

\*B\* - total monthly charge for affected facility

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**SECTION 2 - RULES AND REGULATIONS**

**2.5 Deposits**

The Company does not require a deposit from the customer.

**2.6 Advance Payments**

For customers whom The Company feels an advance payment is necessary, The Company reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges and if necessary a new advance payment will be collected for the next month.

**2.7 Taxes**

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

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**SECTION 2 - RULES AND REGULATIONS**

**2.8 Conditions Governing Operator Services**

The Actual Carrier shall identify itself audibly and distinctly, to the end user at the beginning of each telephone call, again before connecting the call, and before the billed party incurs any charge for the call.

**2.9 Actual Carrier Operator Assistance Rates**

1. Wireless One Network L.P.'s Operator Assistance Rates for IntraLATA services are identical to authorized Sprint/United Telephone of Florida rates from time-to-time which are typically found at page thirteen of the Telephone Company Information Pages of a current Sprint/United Telephone Company of Florida Directory.

2. Wireless One Network, L.P.'s Operator Assistance Rates for InterLATA services are identical to authorized AT&T Florida Intrastate-InterLATA rates from time-to-time.

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**Wireless One Network L.P.  
d/b/a  
Cellular One of SW Florida,  
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**Florida Tariff No.1  
Original Sheet 13**

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**SECTION 2 - RULES AND REGULATIONS**

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Cellular One of SW Florida,  
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**SECTION 3 - DESCRIPTION OF SERVICE**

**3.1 Timing of Calls**

**3.1.1 When Billing Charges Begin and End For Phone Calls**

The customer's long distance usage charge is based on the actual usage of Wireless One Network, L.P.'s network. Usage begins when party picks up the receiver, (i.e. when 2 way communications, often referred to as "conversation time" is possible.) When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

**3.1.2 Billing Increments**

Unless otherwise specified in this tariff, the minimum call duration for billing purposes is 1 minute for a connected call and calls beyond 1 minute are billed in 1 minute increments.

**3.1.3 Per Call Billing Charges**

Billing will be rounded up to the nearest penny for each call.

**3.1.4 Uncompleted Calls**

There shall be no charges for uncompleted calls.

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**SECTION 3 - DESCRIPTION OF SERVICE**

**3.2 Billing of Calls**

All charges due by the subscriber are payable at any agency duly authorized to receive such payments. Any objection to billed charges should be promptly reported to the Company. Adjustments to customers' bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

**3.3 Miscellaneous Charges**

**3.3.1 Late Payment Charges**

Interest charges of 1 1/2% per month may be assessed on all unpaid balances more than thirty days old.

**3.3.2 Return Check Charges**

A return check charge of \$20.00 or 5% of the amount of the check, (whichever is greater) will be assessed for checks returned for insufficient funds.

**3.4 Restoration of Service**

A reconnection fee of \$25.00 per occurrence is charged when service is re-established for customers who had been disconnected for non-payment.

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**SECTION 3 - DESCRIPTION OF SERVICE**

**3.5 Calculation of Distance**

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers that are produced by Bell Communications Research in the NPA-NXX V & H Coordinates Tape and Bell's NECA Tariff No. 4.

**FORMULA:**

$$\frac{(V1 - V2)^2 + (H1 - H2)^2}{10}$$

**EXAMPLE:** Distance between Miami and New York City -

Miami	V	H
	8,351	529
	4,997	1,406
	3,354	-877

Square and add: 11, 249, 316 + 769, 129 = 12,018,445

Divide by 10 and round: 12,018,445 / 10 = 1, 201, 844.50  
= 1, 201, 845

Take square root and round: 1, 201, 845 = 1, 096.3  
= 1, 097 miles

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Cellular One of SW Florida,  
Wireless One Network

Florida Tariff No.1  
Original Sheet 19

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**SECTION 3 - DESCRIPTION OF SERVICE**

**3.6 Minimum Call Completion Rate**

A customer can expect a call completion rate (EXPRESSED AS A PERCENTAGE) (number of calls completed/number of calls attempted) of not less than 90% during peak use periods for all FG D services ("1+" dialing).

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**SECTION 3 - DESCRIPTION OF SERVICE**

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Florida Tariff No.1  
Original Sheet 21

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**SECTION 4 - RATES & CHARGES**

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- 4.1 In addition to any non-recurring access connections charges billed by other carriers or entities per Section 2.1, customers are subject to a \$10.00 non-recurring charge when no Wireless Service connection is concurrent.
- 4.2 The minimum monthly charge for service is \$5.00. Any access line charges or usage charges, exclusive of FCC Network Access Charges or other taxes and fees is credited against the minimum monthly fee.
- 4.3 Direct Dial IntraLATA Rates\* - when applicable - per minute of use  
\$.10

\* Only apply within the Fort Myers or Tampa LATA's at this time.

4.4 Direct Dial InterLATA (Tartrate) Rates - when applicable - per minute of use

Miles	Day	Even.	Night
0-0	\$ .20	\$ .15	\$ .12
11-22	\$ .22	\$ .17	\$ .13
23-35	\$ .25	\$ .19	\$ .14
36-124	\$ .27	\$ .19	\$ .15
125-292	\$ .28	\$ .19	\$ .16
293-430	\$ .28	\$ .20	\$ .16
431+	\$ .28	\$ .21	\$ .16

Calls are rounded to the next higher minute.

Calls that originate in one time period and terminate in another are billed for their respective portion of use of each time period.

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**SECTION 4 - RATES**

**4.5 Special Promotions**

The company will, from time to time, offer special promotions to its customers waiving certain charges. These promotions will be approved by the FPSC with specific starting and ending dates and under no circumstances run for longer than 90 days in any 12 month period.

**4.6 Special Rate For The Handicapped**

**4.6.1 Hearing and Speech Impaired Persons**

Intrastate toll message rates for TDD users shall be evening rates for daytime calls and night rates for evening and night calls.

**4.6.2 Telecommunications Relay Service**

For intrastate toll calls received from the relay service, The Company will when billing relay calls discount relay service calls by 50 percent off of the otherwise applicable rate for a voice non-relay call except that where either the calling or called party indicates that either party is both hearing and visually impaired, the call shall be discounted 60 percent off of the otherwise applicable rate for a voice non-relay call. The above discounts apply only to time-sensitive elements of a charge for the call and shall not apply to per call charges such as a credit card surcharge.

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