

REQUEST TO ESTABLISH DOCKET
(PLEASE TYPE)

Date: November 16, 1998

Docket No. 981611-TX

1. Division Name/Staff Name: Communications/T. Williams *TW*
2. OPR: T. Williams
3. OCR: _____

4. Suggested Docket Title: Request to change the name on Alternative Local Exchange Company Certificate No. 5731 from MICHAEL SERVIS to EXCELINK COMMUNICATIONS, INC.

5. Suggested Docket Mailing List (attach separate sheet if necessary)

- A. Provide NAMES ONLY for regulated companies or ACRONYMS ONLY regulated industries, as shown in Rule 25-22.104, F.A.C.
- B. Provide COMPLETE name and address for all others. (Match representatives to clients.)

1. Parties and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

2. Interested Persons and their representatives (if any)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

6. Check one:

Documentation is attached.

Documentation will be provided with the recommendation.

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PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE

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FPSC-RECORDS/REPORTING



EXCELINK Communications, Inc.

Home of the **INSTATONE** "Your Local Phone Company"

P.O. Box 6434 • Clearwater, FL • 33758-6434

Tel **1-880-INSTATONE**
1-880-467-8286

Fax **1-877-INSTATONE**
1-877-467-8286

Public Service Commission
Division of Communications

November 12, 1998

Mr. Thomas E. Williams III

Dear Mr. Williams

First i wanted to thank all the Commissioners that they aproved my request for ALEC CERIFICATE for the State of Florida # 5731.

We currently incorporated under the name of EXCELINK COMMUNICATIONS, INC.

We request that the CERTIFICATE ALEC #5731 under the name of Michael Servos transfer to EXCELINK COMMUNICATIONS, INC.

Enclosed you will find:

- 1) Registration of the new Corporation
- 2) Labels with the name EXCELINK COMMUNICATIONS, INC.
- 3) Copy of ALEC CERTIFICATE

Thank you for your prompt and courteous attention to this request.
We look forward to receiving your response soon.

Yours Sincerely,

MICHAEL SERVOS
PRESIDENT & CEO

EXCELINK COMMUNICATIONS, INC.

Founder-Member of the Chamber of Cyberce

State of Florida



Department of State

I certify from the records of this office that EXCELINK COMMUNICATIONS INC. is a corporation organized under the laws of the State of Florida, filed on November 9, 1998.

The document number of this corporation is P98000094592.

I further certify that said corporation has paid all fees and penalties due this office through December 31, 1998, and its status is active.

I further certify that said corporation has not filed Articles of Dissolution.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
Ninth day of November, 1998



CR2EO22 (2-98)

Sandra B. Northam

Sandra B. Northam
Secretary of State

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Applications for
certificates to provide
alternative local exchange
telecommunications service by:

Michael Servos
Level 3 Communications, LLC
Paul Vairo d/b/a Rehook1

DOCKET NO. 980825-TX
DOCKET NO. 980934-TX
DOCKET NO. 981015-TX

ORDER NO. PSC-98-1401-POP-TX
ISSUED: October 19, 1998

The following Commissioners participated in the disposition of
this matter:

JULIA L. JOHNSON, Chairman
J. TERRY DEASON
SUSAN P. CLARK
JOE GARCIA
E. LEON JACOBS, JR.

NOTICE OF PROPOSED AGENCY ACTION
ORDER GRANTING CERTIFICATES TO
PROVIDE ALTERNATIVE LOCAL EXCHANGE
TELECOMMUNICATIONS SERVICES

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service
Commission that the action discussed in this Order is preliminary
in nature and will become final unless a person whose interests are
substantially affected files a petition for a formal proceeding,
pursuant to Rule 25-22.029, Florida Administrative Code.

The entities listed below have applied for certificates to
provide Alternative Local Exchange Telecommunications (ALEC)
service, pursuant to Section 364.337, Florida Statutes. Upon
review of their applications, it appears that these entities have
sufficient technical, financial, and managerial capability to
provide such service. Accordingly, we hereby grant to each of
these entities the certificates depicted below, which shall
authorize them individually to provide ALEC services statewide,
except that the ALEC may not offer basic local telecommunications
service within the territories of earnings-regulated small local
exchange companies, as set forth in Section 364.337(1), Florida
Statutes.

<u>ENTITY'S NAME</u>	<u>CERTIFICATE NO.</u>
Michael Servos	5731
Level 3 Communications, LLC	5725
Paul Vairo d/b/a Rehook1	5735

If this Order becomes final and effective, it shall serve as each entity's certificate. It should, therefore, be retained by each entity as proof of certification.

In addition, Section 364.337(2), Florida Statutes, requires ALECs which provide basic local telecommunications service to provide access to 911 services. This Commission has no rules specifying the 911 services that either an incumbent local exchange company (ILEC) or an ALEC must provide; however, 911 service that is inferior to that provided by the ILEC would clearly not be in the public interest. Accordingly, we find that Section 364.337(2), Florida Statutes, requires ALECs which provide basic local telecommunications services to provide at least the same level of 911 services as that provided by the ILEC serving the same area.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that we hereby grant, to the entities listed herein, certificates to provide alternative local exchange telecommunications service, subject to the terms and conditions set forth in the body of this Order. It is further

ORDERED that this Order shall serve as each entity's certificate and should be retained as proof of certification. It is further

ORDERED that each alternative local exchange telecommunications company which provides basic local telecommunications services shall provide at least the same level of 911 services as that provided by the incumbent local exchange company serving the same area. It is further

ORDERED that any protest to the action proposed herein shall specify the entity or entities to which it applies. It is further

ORDERED that, if a protest is filed as to the certification of any particular entity or entities, that protest shall not prevent

ORDER NO. PSC-98-1401-POF-TX
DOCKETS NOS. 980825-TX, 980934-TX, 981015-TX
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the action proposed herein from becoming final with regard to the remaining entities listed in this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, these Dockets shall be closed.

By ORDER of the Florida Public Service Commission, this 19th day of October, 1998.

/s/ Blanca S. Bayó
BLANCA S. BAYÓ, Director
Division of Records and Reporting

This is a facsimile copy. A signed copy of the order may be obtained by calling 1-850-413-6770.

(S E A L)

KMP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

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The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on November 9, 1998.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

If this order becomes final and effective on the date described above, any party substantially affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.



FLORIDA DEPARTMENT OF STATE
Sandra B. Morthem
Secretary of State

November 9, 1998

MICHAEL SERVOS
1020 SPRUCE DR.
BELLEAIR BEACH, FL 33786

RECEIVED

NOV 10 1998

CMU

The Articles of Incorporation for EXCELINK COMMUNICATIONS INC. were filed on November 9, 1998 and assigned document number P98000094592. Please refer to this number whenever corresponding with this office regarding the above corporation. The certification you requested is enclosed.

PLEASE NOTE: COMPLIANCE WITH THE FOLLOWING PROCEDURES IS ESSENTIAL TO MAINTAINING YOUR CORPORATE STATUS. FAILURE TO DO SO MAY RESULT IN DISSOLUTION OF YOUR CORPORATION.

A CORPORATION ANNUAL REPORT MUST BE FILED WITH THIS OFFICE BETWEEN JANUARY 1 AND MAY 1 OF EACH YEAR BEGINNING WITH THE CALENDAR YEAR FOLLOWING THE YEAR OF THE FILING DATE NOTED ABOVE AND EACH YEAR THEREAFTER. FAILURE TO FILE THE ANNUAL REPORT ON TIME MAY RESULT IN ADMINISTRATIVE DISSOLUTION OF YOUR CORPORATION.

A FEDERAL EMPLOYER IDENTIFICATION (FEI) NUMBER MUST BE SHOWN ON THE ANNUAL REPORT FORM PRIOR TO ITS FILING WITH THIS OFFICE. CONTACT THE INTERNAL REVENUE SERVICE TO RECEIVE THE FEI NUMBER IN TIME TO FILE THE ANNUAL REPORT AT 1-800-829-3676 AND REQUEST FORM 98-4.

SHOULD YOUR CORPORATE MAILING ADDRESS CHANGE, YOU MUST NOTIFY THIS OFFICE IN WRITING, TO INSURE IMPORTANT MAILINGS SUCH AS THE ANNUAL REPORT NOTICES REACH YOU.

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

Randall Purinton, Document Specialist
New Filing Section

Letter Number: 298A00054240

MAIL ROOM
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SERVICE COMMISSION