## SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

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March 9, 2000

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## VIA OVERNIGHT DELIVERY

Blanca S. Bayó, Director Division of Records and Reporting Florida Public Service Commission 2540 Shumard Oak, Blvd. Tallahassee, Florida 32399-0870

Re:

Applications of OnSite Access Local, LLC, for Authority to Provide Alternative Local Exchange Service (000195-TX) and Interexchange Telecommunications Service (000194-TI) in Florida

Dear Ms. Bayó:

On behalf of OnSite Access Local, LLC ("OnSite"), and as requested by Commission staff, transmitted herewith is a Letter of Guaranty executed by Brian M. Benz, Senior Vice President, Finance, of OnSite Access, Inc., which guarantees the financial obligations of OnSite Access Local, the applicant in the above-referenced proceedings. Furthermore, enclosed is a copy of the Consolidated Statements of Operation of OnSite Access, Inc., through the year ended December 31, 1999.

Please date-stamp the extra copy of this filing and return it to us in the enclosed stamped self-addressed envelope. Should you have any questions concerning this filing, please do not hesitate to contact the undersigned at (202) 424-7798.

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Enclosures

Eva Samaan (PSC)

I to lach Brian M. Benz

Lisa Evans

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MANA

Respectfully submitted,

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Russell M. Blau

Tony S. Lee

Counsel for OnSite Access Local, LLC

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## **GUARANTY**

OnSite Access, Inc. hereby guarantees the financial obligations of OnSite Access Local, LLC ("OAL") solely attendant to the first three (3) years of OAL's operation as a competitive telecommunications carrier in the State of Florida. OnSite Access, Inc. is the owner of all of the issued and outstanding common stock of OAL, and issues this Guaranty in support of OAL's applications to the Florida Public Service Commission to provide Alternative Local Exchange Service and Interexchange Telecommunications Service

Brian M. Benz Senior Vice President, Finance OnSite Access, Inc.

State of New York	)	
	)	SS.
County of New York	)	

Brian M. Benz appeared before me and swore that he is the Senior Vice President, Finance of OnSite Access, Inc., and is duly authorized to execute the foregoing Guaranty on its behalf.

Subscribed and sworn to before me this day of March, 2000.

optary Public

My Commission expires \_

NICOLE M. FARKOUH NOTARY PUBLIC OF NEW JERSEY Commission Expires 9 /30 /2002

## ONSITE ACCESS, INC. CONSOLIDATED STATEMENTS OF OPERATIONS

	Year ended December 31,		
	1997	1998	1999
Revenue	\$ 347,808	\$ 944,090	\$ 3,645,752
Operating expenses:			
Direct costs of revenue	139,580	634,211	3,090,152
Selling, general and administrative (including non-cash equity compensation of \$63,642, \$502,500 and			
\$6,523,373, respectively)	1,241,107	4,478,169	29,361,293
Depreciation and amortization	23,345	366,087	2,837,834
Total operating expenses	1,404,032	5,478,467	35,289,279
Operating loss	(1,056,224)	(4,534,377)	(31,643,527)
Other income (expense):			
Interest expense	(2,833)	(380,914)	(1,115,048)
Interest income	843	5,925	216,530
Preferred return and other, net	(61,970)	(18,668)	
Total other income (expense)	(63,960)	(393,657)	(898,518)
Loss before income taxes	(1,120,184)	(4,928,034)	(32,542,045)
Provision for income taxes			
Net loss	(1,120,184)	(4,928,034)	(32,542,045)
Accreted and deemed dividends on preferred stock			(12,080,797)
Net loss applicable to common stockholders	\$(1,120,184)	<u>\$(4,928,034</u> )	<u>\$(44,622,842</u> )
Net loss per common share, basic and diluted	\$ (0.33)	\$ (1.19)	<b>\$</b> (8.93)
Weighted average number of shares outstanding—basic and diluted	3,439,714	4,156,836	4,998,545