

TX136  
TS 169

REQUEST TO ESTABLISH DOCKET  
(PLEASE TYPE)

Date April 10, 2000

Docket No. 000426-TP

- 1. Division Name/Staff Name Telecommunications/Pruitt
- 2. OPR CMU
- 3. OCR Legal

4. Suggested Docket Title Request for name change on Interexchange Telecommunications Certificate No. 5752 and Alternative Local Exchange Telecommunications Certificate No. 5279 from MGC Communications, Inc. to MGC Communications, Inc. d/b/a Mpower Communications Corp.

- 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)

MGC Communications, Inc.

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2. Interested Persons and their representatives (if any)

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- 6. Check one:
  - Documentation is attached.
  - Documentation will be provided with recommendation.

I:\PSC\RAR\WP\ESTDKT.  
PSC/RAR 10 (Revised 01/96)

DOCUMENT NUMBER-DATE  
**04399 APR 10 8**  
FPSC-RECORDS/REPORTING



Arent Fox Kintner Plotkin & Kahn, PLLC  
1050 Connecticut Avenue, NW  
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Phone 202/857-6000  
Fax 202/857-6395  
www.arentfox.com

202 857 6000

202 857 6395

Edrei G. Swanson  
202/857-6140  
swansone@arentfox.com

April 4, 2000

*Via Federal Express*

Mr. Walter D'Haeseleer, Director  
Communications Division  
Florida Public Service Commission  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399-0850

Dear Mr. D'Haeseleer:

I am writing to advise the Florida Public Service Commission (the "Commission") that MGC Communications, Inc., ("MGC") will cease to provide telecommunications services in Florida under the MGC name and will provide service using the d/b/a name, Mpower Communications, Corp. ("Mpower"). MGC is not requesting a corporate name change, but rather is requesting that the Commission acknowledge its use of the d/b/a and change its tariff, other filings and documents accordingly. The Florida Secretary of State's acknowledgment of the Mpower d/b/a name is attached for your review.

We would also like to request that the Commission confirm its acknowledgment of the Mpower name in writing via facsimile to my attention at (202)857.6395 and Federal Express using the enclosed Federal Express envelope, as soon as practicable.

If you have any questions, please contact me at (202)857.6140 or swansone@arentfox.com. Thank you for your assistance in this matter.

Sincerely,



Edrei G. Swanson

Enclosures

APR 04 2000

202 857 6395

202 857 6395

202 857 6395



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

January 31, 2000

MPOWER COMMUNICATIONS CORP.  
1815 GRIFFIN ROAD, STE. 201  
DANIA, FL 33004

Subject: **MPOWER COMMUNICATIONS CORP.**

REGISTRATION NUMBER: **G00031900050**

This will acknowledge the filing of the above fictitious name registration which was registered on January 31, 2000. This registration gives no rights to ownership of the name.

Each fictitious name registration must be renewed every five years between January 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 (850) 488-9000.

Reinstatement Section  
Division of Corporations

Letter No. 900A00004588

REGISTRATION OF FICTITIOUS NAME

REC-5

55 JUN 01 PM 3:05

STATE OF FLORIDA  
DEPARTMENT OF REVENUE

Section 1

1. Mpower Communications Corp.  
Fictitious Name to be Registered

2. 1815 Griffin Road, Suite 201  
Mailing Address of Business  
Dania, FL 33004  
City State Zip Code

3. Florida County of principal place of business: Broward

4. FEI Number: 88-0360042

This space for office use only

Section 2

A. Owner(s) of Fictitious Name if individual(s): (Use an attachment if necessary):

1. Last First M.I. Address City State Zip Code SSN	2. Last First M.I. Address City State Zip Code SSN
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B. Owner(s) of Fictitious Name if other than an individual: (Use an attachment if necessary):

1. Entity Name <u>MGC Communications, Inc.</u> Address <u>1815 Griffin Road, Suite 201</u> <u>Dania FL 33004</u> City State Zip Code Florida Registration Number <u>F97000605301</u> FEI Number: <u>88-0360042</u> <input type="checkbox"/> Applied for <input type="checkbox"/> Not Applicable	2. Entity Name Address City State Zip Code Florida Registration Number FEI Number: <input type="checkbox"/> Applied for <input type="checkbox"/> Not Applicable
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Section 3

I (we) the undersigned, being the sole (all the) party(ies) owning interest in the above fictitious name, certify that the information indicated on this form is true and accurate. I (we) further certify that the fictitious name shown in Section 1 of this form has been advertised at least once in a newspaper as defined in chapter 60, Florida Statutes, in the county where the applicant's principal place of business is located. I (we) understand that the signature(s) below shall have the same legal effect as if made under oath. (Affirmation Signature Required)

Kent P. Heyman, Secretary  
Date: 01/27/00  
Signature of Owner Date  
Phone Number: 716-218-6551

Signature of Owner Date  
Phone Number: \_\_\_\_\_

Section 4

FOR CANCELLATION COMPLETE SECTION 4 ONLY:  
FOR FICTITIOUS NAME OWNERSHIP CHANGE COMPLETE SECTIONS 1 THROUGH 4:

I (we) the undersigned, hereby cancel the fictitious name \_\_\_\_\_  
\_\_\_\_\_ which was registered on \_\_\_\_\_ and was assigned  
registration number \_\_\_\_\_

Signature of Owner Date Signature of Owner Date

Mark the applicable boxes  Certificate of Status- \$10  Certified Copy- \$30  
**FILING FEE: \$60**  
 Note: Acknowledgments/certificates will be sent to the address in Section 1 only. **CR4E-001 (5/96)**