

POSIT

DATE

D2 S1 # MAY 09 2003

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

00 MAY -8 PM 1:19

**DIVISION OF COMMUNICATIONS
BUREAU OF SERVICE EVALUATION**

**APPLICATION FORM FOR CERTIFICATE TO PROVIDE
PAY TELEPHONE SERVICE
WITHIN THE STATE OF FLORIDA**

000565-TC

INSTRUCTIONS

- ◆ This form is used as an application for an original certificate to provide pay telephone service within the State of Florida.
- ◆ Print or type all responses to each item requested in the application. If an item is not applicable, please explain.
- ◆ Use a separate sheet for each answer which will not fit within the allotted space.
- ◆ Once completed, submit the original and two (2) copies of this form and a non-refundable application fee of \$100.00 to:

**Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770**

- ◆ If you have questions about completing the form, contact:

**Florida Public Service Commission
Division of Communications
Bureau of Service Evaluation
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6600**

DOCUMENT NUMBER-DATE
05743 MAY-88
FPSC-RECORDS/REPORTING

1. Name of company or name of individual (not fictitious name or d/b/a):

J.C. BURKE INC.

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

J.C. BURKE INC.

3. Official mailing address:

Street: 252 PARK AVE NORTH

P.O. Box: _____

City: WINTER PARK

State: FL Zip: 32789

4. Florida address:

Street: 252 PARK AVE NORTH

P.O. Box: _____

City: WINTER PARK

State: FL Zip: 32789

5. Structure of organization:

() Individual

Corporation

() General Partnership

() Limited Partnership

() Other: _____

6. If incorporated in Florida, provide proof of authority to operate in Florida:

Florida Secretary of State
Corporate Registration Number: L 24196

7. If using fictitious name d/b/a (doing business as), provide proof of compliance with the fictitious name statute (Chapter 865.09, Florida Statutes) to operate in Florida:

Florida Fictitious Name
Registration Number: _____

8. F.E.I. Number (if applicable): 59-2975557

9. If individual, provide:

Name: _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

10. If partnership, provide name, title and address of all partners and a copy of the partnership agreement:

a. Name: _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

10. Partnership (continued) Internet Website Address: _____

b. Name: _____

Title: _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

11. Who will serve as liaison to the Commission with regard to the following?

a. The application:

Name: JOSEPH W. PERTZ

Title: PRESIDENT

Address: 252 PARK AVE. NORTH

City/State/Zip: WINTER PARK, FL. 32789

Telephone No.: (407) 628-8651 Fax No.: (407) 628-8028

Internet E-Mail Address: N/A

Internet Website Address: N/A

b. Official Point of Contact for ongoing company operations including complaints and inquiries:

Name: JOSEPH W. PERTZ

Title: PRESIDENT

Address: 252 PARK AVE. NORTH

City/State/Zip: WINTER PARK, FL. 32789

Telephone No.: (407) 628-8651 Fax No.: (407) 628-8028

Internet E-Mail Address: N/A

Internet Website Address: N/A

12. Indicate if applicant or any subsidiary, partner, officers, directors, or any stockholder has been previously adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings.

If so, provide explanation: NONE

13. Has the applicant or any subsidiary, partner, officer, director, or any stockholder ever been granted or denied a pay telephone certificate in the State of Florida? (This includes active and canceled pay telephone certificates.) If yes, provide explanation and list the certificate holder and certificate number.

NO

14. Is the applicant or any subsidiary, partner, officer, director, or any stockholder a subsidiary, partner, or officer in any other Florida certificated pay telephone company? If yes, give name of company and relationship. If no longer associated with company, give reason why not.

NO

15. List other states in which the applicant:

a. Is currently providing pay telephone service.

NONE

b. Has applications pending to be certified as a pay telephone provider.

NONE

c. Has been denied authority to operate as a pay telephone provider. Explain circumstances.

No

d. Has had regulatory penalties imposed for violations of telecommunications statutes, rules, or orders. Explain circumstances.

NONE

16. Please check (✓) the services that will be provided:

- LOCAL
 - LONG DISTANCE
 - COIN
 - CALLING CARD
 - CREDIT CARD
 - OTHER (Describe) _____
- _____

17. Proposed number of pay telephone instruments the applicant plans to install/operate in the first year: 1 (ONE)

18. How does the applicant intend to service and maintain each payphone? Check (✓) all that apply.

- PERSONALLY
- FULL-TIME TECHNICIAN
- PART-TIME TECHNICIAN
- SERVICE/REPAIR/MAINTENANCE CONTRACT
- OTHER (Describe) _____

19. Will each of the installed pay telephones provide access to all locally available long distance carriers via 10XXX+0, 10XXXX+0, 101XXXX+0, 950, and toll free (e.g. 800, 877, and 888)? See Rule 25-24.515(10), Florida Administrative Code.

- Yes
- No Explain: _____

20. Will each of the installed pay telephones conform to subsections 4.28.8.4 and 4.29 of the American National Standard (CABO/ANSI A117.1-1992), Accessible and Usable Buildings and Facilities, approved December 15, 1992 by the American National Standards Institute, Inc.? See Rule 25-24.515(18), Florida Administrative Code.

- Yes
- No Explain: _____

APPLICANT FEE/TAX STATEMENT

1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of 0.15 of one percent of the 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 the a seven percent sales tax must be paid on intra- and interstate revenues.
4. **APPLICATION FEE:** I understand that a non-refundable application fee of **\$100.00** must be submitted with the application.

UTILITY OFFICIAL:

JOSEPH W. PERTZ
Print Name

Joseph W. Pertz
Signature

PRESIDENT
Title

5/2/00
Date

(407) 638-8651
Telephone No.

(407) 638-8028
Fax No.

Address: 252 PARK AVE. NORTH
WINTER PARK, FLORIDA
32789

****ACKNOWLEDGMENT****

By my signature below, I, the undersigned owner/officer, 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.

I will comply with all current and future Commission requirements regarding pay telephone service. I understand that I am required to pay a regulatory assessment fee (minimum of \$50.00 per calendar year), file an annual pay telephone service report, pay applicable sales tax, and pay gross receipts tax. Furthermore, I agree to keep the Commission advised of any changes in the names and addresses listed in the application within 10 days of the change.

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."

UTILITY OFFICIAL:

<u>JOSEPH W. PERTZ</u> Print Name	<u>Joseph W. Pertz</u> Signature
<u>PRESIDENT</u> Title	<u>5/2/00</u> Date
<u>(407) 628-8651</u> Telephone No.	<u>(407) 628-8028</u> Fax No.
Address: <u>252 PARK AVE. NORTH</u>	
<u>WINTER PARK, FLORIDA</u>	
<u>32789</u>	
<u> </u>	
<u> </u>	

****APPLICANT ACKNOWLEDGMENT****

Applicant: JOSEPH W. PERTZ

I acknowledge receipt and understanding of the Florida Public Service Commission's Rules and Requirements relating to my provision of Pay Telephone Service.

JOSEPH W. PERTZ
Print Name

Joseph W. Pertz
Signature

PRESIDENT
Title

5/2/00
Date

(407) 628-8651
Telephone No.

(407) 628-8028
Fax No.

Address: 252 PARK AVE. NORTH
WINTER PARK, FLORIDA
32789

THIS ACKNOWLEDGMENT FORM MUST BE COMPLETED AND RETURNED AS PART OF THE APPLICATION BEFORE THE CERTIFICATION PROCESS BEGINS. FAILURE TO DO SO WILL RESULT IN A DELAY OF THE CERTIFICATE BEING ISSUED.

DEPOSIT

DATE

RECEIVED MAY 09 2003

FLORIDA PUBLIC SERVICE COMMISSION

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

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**DIVISION OF COMMUNICATIONS
BUREAU OF SERVICE EVALUATION**

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 2540 Shumard Oak Blvd.
 Tallahassee, Florida 32399-0850
 (850) 413-6770

- ◆ If you have questions about completing the form, contact:

17037
63-4/630

THE BRIERPATCH
 PH. (407) 628-8651
 252 PARK AVENUE NORTH
 WINTER PARK, FL 32789

Date 5/2/00

Pay to the Order of Fla. Public Service Commission \$ 100.00/100
One hundred NO/100 Dollars

NationsBank
 NationsBank, N.A.
 250 PARK AVENUE SOUTH
 WINTER PARK, FL 32789

J.C. BURKE, INC. DBA
 THE BRIERPATCH RESTAURANT

For _____

DOCUMENT NUMBER-DATE
05743 MAY-88

Signed J. Burke

PPSC RECORDS/REPORTING