

**KLEIN, ZELMAN, ROTHERMEL & DICHTER, L.L.P.**

485 MADISON AVENUE  
NEW YORK, NEW YORK 10022-5803

TEL (212) 935-6020

FAX (212) 753-8101

e-mail: kzrd@kzrd.com

ORIGINAL

PAUL D. INMAN  
STEPHEN B. HANSBURG  
OF COUNSEL

RECEIVED-FPSC  
00 DEC -4 PM 1:39  
RECORDS AND REPORTING

FRED C. KLEIN  
ANDREW E. ZELMAN  
JOAN EBERT ROTHERMEL  
JOEL R. DICHTER  
JANE B. JACOBS  
NANCY B. SCHESS  
DAVID O. KLEIN

SEAN A. MOYNIHAN  
GAYLE C. WINTJEN  
MARY A. MOONEY

December 1, 2000

VIA FEDERAL EXPRESS

Florida Public Service Commission  
Division of Records and Representation  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399

001746-77

Re: North County Communications Corporation

Dear Sir or Madam:

Enclosed for approval and filing, please find one original and twelve (12) copies of North County Communications Corporation's Application for a Certificate of Public Convenience and Necessity to Provide Local Telecommunications Service in the State of Florida.

At your earliest convenience, please date stamp the enclosed copy of this cover letter and return to me in the enclosed postage prepaid self-addressed envelope.

Should you have any questions, please contact me at your convenience.

Sincerely,

Anel Encarnacion  
Legal Assistant

Enc.  
AE/2079/40119

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Meer  
RECORDS

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DOCUMENT NUMBER - DATE

15443 DEC-4 8

FPSC-RECORDS/REPORTING

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VIA FEDERAL EXPRESS

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Division of Records and Representation  
2540 Shumard Oak Blvd.  
Tallahassee, FL 32399

Re: North County Communications Corporation

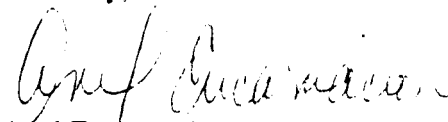
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Should you have any questions, please contact me at your convenience.

Sincerely,

  
Anel Encarnacion

BANK OF AMERICA NT & SA  
LA JOLLA MAIN OFFICE 0170  
P.O. BOX 1947  
LA JOLLA, CA 92037

16-66/1220

**NORTH COUNTY COMMUNICATIONS CORP.**  
9974 SCRIPPS RANCH BLVD.  
SUITE 33  
SAN DIEGO, CA 92131

CHECK 009907

PAY  
TO THE  
ORDER OF

FLORIDA Public Service Comm

DATE 12/3/00 CONTROL NO.

AMOUNT \$250.00

Two hundred fifty dollars and no cents

  
AUTHORIZED SIGNATURE

APPLICATION

ORIGINAL

001746-J

1. This is an application for  (check one):

**Original certificate** (new company).

**Approval of transfer of existing certificate:** Example, a non-certificated company purchases an existing company and desires to retain the original certificate of authority.

**Approval of assignment of existing certificate:** Example, a certificated company purchases an existing company and desires to retain the certificate of authority of that company.

**Approval of transfer of control:** Example, a company purchases 51% of a certificated company. The Commission must approve the new controlling entity.

2. Name of company:

North County Communications Corporation

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

North County Communications Corporation

4. Official mailing address (including street name & number, post office box, city, state, zip code):

3802 Rosecrans, Suite 485

San Diego, CA 92110

5. Florida address (including street name & number, post office box, city, state, zip code):

\_\_\_\_\_  
\_\_\_\_\_

6. Structure of organization:

- ( ) Individual      (X) Corporation
- ( ) Foreign Corporation    ( ) Foreign Partnership
- ( ) General Partnership    ( ) Limited Partnership
- ( ) Other \_\_\_\_\_

7. **If individual**, provide:

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Internet E-Mail Address: \_\_\_\_\_

Internet Website Address: \_\_\_\_\_

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

- (a)      **The Florida Secretary of State corporate registration number:**

    N/A  
\_\_\_\_\_

9. **If foreign corporation**, provide proof of authority to operate in Florida:

- (a)      **The Florida Secretary of State corporate registration number:**

    F00000005747  
\_\_\_\_\_

10. **If using fictitious name-d/b/a**, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida:

- (a)      **The Florida Secretary of State fictitious name registration number:**

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11. **If a limited liability partnership**, provide proof of registration to operate in Florida:

(a) The Florida Secretary of State registration number:

\_\_\_\_\_

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

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Internet E-Mail Address: \_\_\_\_\_

Internet Website Address: \_\_\_\_\_

13. **If a foreign limited partnership**, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable.

(a) The Florida registration number: \_\_\_\_\_

14. Provide **F.E.I. Number**(if applicable): 33-0432102

15. Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:

(a) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. Provide explanation.

No

(b) an 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

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

(a) The application:

**Name:** David O. Klein, Esq.

**Title:** Attorney

**Address:** Klein, Zelman, Rothermel & Dichter, LLP , 485 Madison Avenue

**City/State/Zip:** New York, NY 10022

**Telephone No.:** (212) 935-6020 **Fax No.:** (212) 753-8101

**Internet E-Mail Address:** dklein legal.org

**Internet Website Address:** \_\_\_\_\_

(b) Official point of contact for the ongoing operations of the company:

**Name:** Mr. Todd Lesser

**Title:** President

**Address:** 3802 Rosecrans, Suite 485

**City/State/Zip:** San Diego, CA 92110

**Telephone No.:** (619) 364-4750 **Fax No.:** (619) 364-4777

**Internet E-Mail Address:** todd nccom.com

**Internet Website Address:** \_\_\_\_\_

(c) Complaints/Inquiries from customers:

**Name:** Mr. Todd Lesser

**Title:** President

**Address:** 3802 Rosecrans, Suite 485

**City/State/Zip:** San Diego, CA 92110

**Telephone No.:** 800-845-3986 **Fax No.:** (619) 364-4777

**Internet E-Mail Address:** \_\_\_\_\_

**Internet Website Address:** \_\_\_\_\_

17. List the states in which the applicant:

(a) has operated as an alternative local exchange company.

Arizona, California, Oregon and Washington

(b) has applications pending to be certificated as an alternative local exchange company.

None

(c) is certificated to operate as an alternative local exchange company.

Arizona, California, Oregon and Washington

(d) has been denied authority to operate as an alternative local exchange company and the circumstances involved.

None

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- (e) has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved.

None

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- (f) has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.

None

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18. Submit the following:

A. Financial capability.

The application **should contain** the applicant's audited financial statements for the most recent 3 years. If the applicant does not have audited financial statements, it shall so be stated.

The unaudited financial statements should be signed by the applicant's chief executive officer and chief financial officer **affirming that the financial statements are true and correct** and should include:

1. the balance sheet:
2. income statement: and
3. statement of retained earnings.

**NOTE:** *This documentation may include, but is not limited to, financial statements, a projected profit and loss statement, credit references, credit bureau reports, and descriptions of business relationships with financial institutions.*

Attached as Exhibit 2



Further, the following (which includes supporting documentation) should be provided:

1. **written explanation** that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.
  2. **written explanation** that the applicant has sufficient financial capability to maintain the requested service.
  3. **written explanation** that the applicant has sufficient financial capability to meet its lease or ownership obligations.
- B. **Managerial capability:** give resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.  
Attached as Exhibit 3.
- C. **Technical capability:** give resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.  
Attached as Exhibit 3.

**\*\* APPLICANT ACKNOWLEDGMENT 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 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:** I understand that a non-refundable application fee of \$250.00 must be submitted with the application.

**UTILITY OFFICIAL:**

<u>Todd Lesser</u> Signature	Mr. Todd Lesser	<u>Nov 22, 2000</u> Date
<u>President</u> Title		<u>619-364-4750</u> Telephone No.
<u>Address:</u> <u>3802 Rosecrans, Suite 485</u>		<u>619-364-4777</u> Fax No.
<u>San Diego, CA 92110</u>		

**ATTACHMENTS:**

- A - CERTIFICATE SALE, TRANSFER, OR ASSIGNMENT STATEMENT
- B - INTRASTATE NETWORK
- C - AFFIDAVIT

**INTRASTATE NETWORK** (if available)

Chapter 25-24.825 (5), Florida Administrative Code, requires the company to make available to staff the alternative local exchange service areas only upon request.

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

- |               |          |
|---------------|----------|
| 1) <u>N/A</u> | 2) _____ |
| _____         | _____    |
| 3) _____      | 4) _____ |
| _____         | _____    |

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

- |                           |          |
|---------------------------|----------|
| 1) <u>Nortel DMS-100</u>  | 2) _____ |
| <u>Not installed yet.</u> | _____    |
| 3) _____                  | 4) _____ |
| _____                     | _____    |

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

- | <u>POP-to-POP</u> | <u>OWNERSHIP</u> |
|-------------------|------------------|
| 1) <u>N/A</u>     | _____            |
| 2) _____          | _____            |
| 3) _____          | _____            |
| 4) _____          | _____            |

**AFFIDAVIT**

By my signature below, I, the undersigned officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical expertise, managerial ability, and financial capability to provide alternative local exchange company service in the State of Florida. I 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.

**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>Signature</u>	<i>Todd Lesser</i> Mr. Todd Lesser	<u>Date</u>	<i>Nov 22</i> , 2000
<u>Title</u>	President	<u>Telephone No.</u>	619-364-4750
<u>Address:</u>	3802 Rosecrans, Suite 485	<u>Fax No.</u>	619-364-4777
	San Diego, CA 92110		

# **Exhibit 1**

## **FOREIGN BUSINESS AUTHORIZATION**



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

October 12, 2000

CAPITOL SERVICES

Qualification documents for NORTH COUNTY COMMUNICATIONS CORPORATION were filed on October 12, 2000 and assigned document number F00000005747. Please refer to this number whenever corresponding with this office.

Your corporation is now qualified and authorized to transact business in Florida as of the file date.

The certification you requested is enclosed.

A corporation annual report/uniform business report will be due this office between January 1 and May 1 of the year following the calendar year of the file date. A Federal Employer Identification (FEI) number will be required before this report can be filed. If you do not already have an FEI number, please apply NOW with the Internal Revenue by calling 1-800-829-3676 and requesting form SS-4.

Please be aware if the corporate address changes, it is the responsibility of the corporation to notify this office.

Should you have any questions regarding this matter, please telephone (850) 487-6051, the Foreign Qualification/Tax Lien Section.

Gretchen Harvey  
Document Specialist Supervisor  
Division of Corporations

Letter Number: 000A00053917

# State of Florida



## Department of State

I certify the attached is a true and correct copy of the application by NORTH COUNTY COMMUNICATIONS CORPORATION, a California corporation, authorized to transact business within the State of Florida on October 12, 2000 as shown by the records of this office.

The document number of this corporation is F00000005747.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capitol, this the Twelfth day of October, 2000



CR2EO22 (1-99)

*Katherine Harris*  
 Katherine Harris  
 Secretary of State

### APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

IN COMPLIANCE WITH SECTION 607.1503, FLORIDA STATUTES. THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN CORPORATION TO TRANSACT BUSINESS IN THE STATE OF FLORIDA.

1. North County Communications Corporation  
(Name of corporation; must include the word "INCORPORATED", "COMPANY", "CORPORATION" or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present.)

2. California 3. 33-0432102  
(State or country under the law of which it is incorporated) (FEI number, if applicable)

4. 9/26/90 5. Perpetual  
(Date of incorporation) (Duration: Year corp. will cease to exist or "perpetual")

6. not open as of yet  
(Date first transacted business in Florida.) (SEE SECTIONS 607.1501, 607.1502 and §17.155, F.S.)

7. c/o Todd Lesser 3802 Rosecrans St., Ste 485  
San Diego, California 92110  
(Current mailing address)

8. Telecommunications  
(Purpose(s) of corporation authorized in home state or country to be carried out in state of Florida)

9. Name and street address of Florida registered agent: (P.O. Box or Mail Drop Box **NOT** acceptable)  
Name: NRAI Services, Inc.  
Office Address: 526 E. Park Avenue  
Tallahassee, Florida, 32301  
(Zip code)

00 OCT 12 PM 3:21  
SECRETARY OF STATE  
RECORDS SECTION

10. Registered agent's acceptance:

Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Delia Taliento  
(Registered agent's signature)  
Delia Taliento, Asst. Secy.

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law which it is incorporated.

12. Names and addresses of officers and/or directors: (Street address ONLY - P.O. Box NOT acceptable)



**A. DIRECTORS (Street address only - P.O. Box NOT acceptable)**

Chairman: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Vice Chairman: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Director: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Director: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

**B. OFFICERS (Street address only - P.O. Box NOT acceptable)**

President: Todd Lesser

Address: 3802 Rosecrans St., Ste 485  
San Diego, California 92110

Vice President: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Secretary: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Treasurer: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

OCT 17 10 02 AM '00  
REGISTRY OF STATE  
OFFICIALS

**NOTE:** If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13. Todd Lesser Sept 16, 2000  
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

14. Todd Lesser, President  
(Typed or printed name and capacity of person signing application)

**Exhibit 2**  
FINANCIAL QUALIFICATION

Projected Income statement  
Year 1

Monthly Revenue:

2000 phone lines at \$10 a piece	\$20,000
Total	\$20,000

Monthly Expenses:

Technicians	\$ 5500
Billing	\$ 1250
Rent	\$ 1500
Electricity	\$ 800
Insurance	\$ 300
Equipment	\$ 2000
Leased DS3 capacity	\$ 1500
Accounting	\$ 500
Legal	\$ 750
Travel	\$ 500
Misc.	\$ 750
Total	\$15350

Total Monthly Income	\$ 4,650
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Total Yearly Income	\$55,800
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Projected Income statement  
Year 2

Monthly Revenue:

4000 phone lines at \$10 a piece	\$40,000
Total	\$40,000

Monthly Expenses:

Technicians	\$ 5500
Billing	\$ 2250
Rent	\$ 1500
Electricity	\$ 800
Insurance	\$ 300
Equipment	\$ 2000
Leased DS3 capacity	\$ 3000
Accounting	\$ 500
Legal	\$ 750
Travel	\$ 500
Misc.	\$ 750
Total	\$17,850

Total Monthly Income	\$22,150
Total Yearly Income	\$265,800

Projected Income statement  
Year 3

Monthly Revenue:

6000 phone lines at \$10 a piece	\$60,000
Total	\$60,000

Monthly Expenses:

Technicians	\$ 5500
Billing	\$ 3250
Rent	\$ 1500
Electricity	\$ 800
Insurance	\$ 300
Equipment	\$ 2000
Leased DS3 capacity	\$ 4500
Accounting	\$ 500
Legal	\$ 750
Travel	\$ 500
Misc.	\$ 750
Total	\$20,350

Total Monthly Income	\$ 37,850
Total Yearly Income	\$454,200

North County Communications Corporation  
Balance Sheet February 2000

ASSETS

Current Assets

Cash	\$130,454.22
Accounts Receivable	\$554,393.28

Total Current Assets	\$684,847.50
----------------------	--------------

Fixed Assets

Computer Equipment	\$ 77,240.00
Telephone Equipment	\$351,445.00

Total Fixed Assets	\$428,685.00
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LIABILITIES

Current Liabilities

Accounts Payable	\$41,253.00
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Total Current Liab.	\$41,253.00
---------------------	-------------

TOTAL EQUITY	\$1,072,279.50
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# **Exhibit 3**

## **TECHNICAL AND MANAGERIAL EXPERIENCE**

Todd Lesser - President of North County Communications Corporation

Education: Political Science and Sociology major - Claremont Colleges

Telecommunications Experience: Worked in the telecommunications industry since 1985.

Under my leadership, North County Communications is a FCC Licensed long distance carrier that has originating switch based service in over 20 cities in the U.S.

These markets include: San Diego, Los Angeles, Salinas, Sacramento, San Jose, San Francisco, Phoenix, Tucson, Salt Lake City, Reno, Las Vegas, Chicago, Gary Indiana, Indianapolis, Cleveland, Cincinnati, New York City, Newark, Northern New Jersey, and Philadelphia.

I am qualified to install and maintain Excel, Northern Telecom and AT&T switches.

Jim Gortlieb - Technical Operations Manager

Education: Political Science Major - Claremont Colleges

Telecommunications Experience: Prior to working for North County Communications, Jim worked for a telecommunications interconnect company for over seven years.

He has installed Excel, Northern Telecom, and AT&T switches.

In addition, Jim is qualified to maintain Sun Microsystems Unix networks and servers.

Bill Cerny- Head of Network Installations

Education: Computer Science Major - University of Texas

Lt. Colonel in the US Navy Reserves.

He has installed and maintained Excel, Northern Telecom, DSC and AT&T switches.

In addition, Bill is qualified to maintain Sun Microsystems Unix networks and servers.



## Larry G. Campbell

Current  
Position

Director, Facilities Planning and Implementation

Responsibilities included the facilities management of over 60 nationwide network sites. Was responsible for the engineering and buildout of switch room and data processing facility environments.

Dispatch and supervise the work of a 6 person installation crew. Provide on-site training for personnel. Managed personnel and payroll issues; approved expense reports.

Specify and provide oversight for the installation of facility electrical systems for both AC distribution and DC battery plants. Specify and coordinate with vendors the installation and testing of UPS and generator backup systems.

Specify and coordinate with vendors the installation and maintenance of adequate air conditioning and air handling systems.

Specify and coordinate with vendors the installation, testing and maintenance of smoke detection and fire suppression systems.

Specify and coordinate with vendors the installation and maintenance of access control and alarm systems as well as lock and key management.

Coordinate the interaction of various vendor systems to insure for the safe and orderly shutdown of electrical equipment in the event of fire/smoke detection.

Extensive experience in the engineering of cable and fiber distribution systems as well as equipment rack design, layout and installation. Provide rack assignments for installation staff.

December 1995  
to  
March, 1999

Manager, Field Installation and Service  
Primenet  
Phoenix, AZ

Dispatched and supervised the work of a 6 person installation crew. Went on-site with department staff and acted as a "working manager". Provided on-site training for personnel. Provided rack assignment for new equipment installations. Managed personnel and payroll issues; approved expense reports.

Responsibilities included the facilities management of over 60 nationwide network sites. Was responsible for the buildout of computer room/data processing facility environments. Provided input to Engineering staff on system design.

Installed and tested electrical systems for both AC distribution systems, DC battery plants and UPS/generator backup systems.

Coordinated with vendors the installation and maintenance of adequate air conditioning and air handling systems.

Coordinated with vendors the installation, testing and maintenance of smoke detection and fire suppression systems.

Specified and coordinated with vendors the installation and maintenance of access control and alarm systems as well as lock and key management.

Designed and installed cable and fiber distribution systems.

## Mack Johnson

**Current Position** Director, Telecommunications Engineering

Responsibilities included the specification, design and engineering of voice and data telecommunications system. Perform traffic and cost analysis and perform growth projections for telecommunications facilities and switching/carrier equipment.

Work with ILEC and other carriers to coordinate the timely installation of facilities. Design and engineer switching systems architecture. Verifies compatibility between NCCOM switching systems and those of other carriers.

Works with Facilities Director to insure adequate availability of facilities space and resources as well as the installation of new switching and carrier equipment.

Performs switching system database design and implementation. Maintains database of routing data and prepares information for submission to other carriers databases (LERG entry reporting).

Specify telecommunications equipment including carrier equipment, channel banks, multiplexors and switch modules.

December 1995 to November 1998 Manager, Call Center Engineering  
Frontier GlobalCenter  
Phoenix, AZ

Designed, specified and oversaw the installation of Call Center hardware and software of a high volume inbound call center.

Performed traffic studies to insure adequate facilities for the completion of calls; ordered increases in capacity as needed. Configured call management system for optimum call routing.

Specified carrier system hardware to include ACD equipment, channel banks, CSU/DSU equipment and optical multiplexors.

Specified the operating parameters of IVR software system, reviewed and approved coding prior to systems going production.

Assured the interoperability of software, hardware and database systems prior to purchase. Integrated IVR platforms

November 1992 to December 1995 Telecommunications Engineer  
National Tel-Tec  
Phoenix, AZ

Responsible for the maintenance of an Automatic Call Distributor and supporting IVR and database systems.

Performed maintenance and installation of all telecommunication facilities attached to the call processing systems including Loop Start, Ground Start and T-1 trunks. Configured system for proper routing based on DNIS/ANI information provided by carrier at time of call presentation.

Performed troubleshoot to resolve system problems. Turned circuits out to vendors for repair.

Performed station programming and maintained database of system features and routing information. Assigned numbers for new stations and set up call redirect features in order to route calls to proper departments.

## John Moore

Current Position Director, Information Systems

Responsibilities included the specification, design and engineering of external switch applications for the monitoring of traffic volume and call rating/billing and collections.

Develop systems which collect switch CAMA output for database storage. Perform traffic and cost analysis and perform growth projections for telecommunications facilities.

August 1998 to January 1996 Manager, Software Development  
Primenet  
Phoenix, AZ

Designed and implemented network management applications and telecom protocols/applications. Designed functions including all phases of the software development cycle: requirements, design, implementation, testing, and documentation. Facilitated design and code reviews, delegated tasks, assisted in scheduling and projections.

Experience in the telecom industry developing network management applications includes voice response applications, real-time SS7 applications and computer-telephony applications.

January 1996 to August 1993 Telecommunications Engineer  
National Tel-Tec  
Phoenix, AZ

Responsible for ensuring the availability of the production telephony system. Performed monitoring and troubleshooting of local and wide area networks. Provided support to the Engineering staff in defining and implementing the systems upgrades and changes.

Performed traffic data collection and monitoring of call volume. Performed the installation of capital equipment and software systems additions. Managed relationships with external technology vendors.

Diagnosed the cause of network circuit disruptions and turns troubles over to the appropriate vendor or technician for repairs and monitors the progress of repair actions using a trouble ticket system.

**TITLE SHEET**

**FLORIDA TELECOMMUNICATIONS PRICE LIST**

This price list contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for alternative local exchange telecommunications services provided by North County Communications Corporation, with principal offices located at 3802 Rosecrans, Suite 485, San Diego, California 92110. This price list applies for services furnished within the State of Florida. This price list 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.

---

Issued: December 4, 2000  
Issued By:

Mr. Todd Lesser, President  
3802 Rosecrans, Suite 485  
San Diego, CA 92110

Effective: March 4, 2001

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**CHECK SHEET**

The sheets listed below, which are inclusive of this price list, 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 price list and are currently in effect as of the date on the bottom of this sheet.

<u>SHEET</u>	<u>REVISION</u>	<u>SHEET</u>	<u>REVISION</u>
1	Original	31	Original
2	Original	32	Original
4	Original	34	Original
5	Original	35	Original
6	Original	36	Original
7	Original	37	Original
8	Original	38	Original
9	Original	39	Original
10	Original	40	Original
11	Original	41	Original
12	Original	42	Original
13	Original	43	Original
14	Original	44	Original
15	Original	45	Original
16	Original	46	Original
17	Original	47	Original
18	Original	48	Original
19	Original	49	Original
20	Original	50	Original
21	Original	51	Original
22	Original	52	Original
23	Original	53	Original
24	Original	54	Original
25	Original	55	Original
26	Original	56	Original
27	Original	57	Original
28	Original	58	Original
29	Original	59	Original
30	Original		

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**SYMBOLS SHEET**

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

- D** - To signify changed conditions or regulations.
  - I** - To signify increase.
  - M** - To signify that material has been transferred from another sheet or place in the price list.
  - N** - To signify new rate, regulation, condition or sheet.
  - R** - To signify reduction.
  - T** - To signify a change in text for clarification.
- 
- A. Check Sheets** - When a price list filing is made with the Florida Public Service Commission, an updated check sheet accompanies the price list filing.
  - B. Sheet Numbering and Revision levels** - Sheet numbers appear in the upper right corner of the sheet. Sheets are numbered sequentially. However, new sheets are occasionally added to the price list. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between existing sheets 14 and 15 would be 14.1. Revision levels also appear in the upper right corner of each sheet. These levels are used to determine the most current sheet version on file with the Florida Public Service Commission. For example, the 4th revised sheet 14 cancels the 3rd revised sheet 14.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS**

**Access Line:** An arrangement which connects the customer's location to a North County Communications Corporation network switching center.

**Authorization Code:** A numerical code, one or more of which are available to a customer to enable the customer 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.

**Authorized User:** An end user authorized by the customer to use the service.

**Collect Call:** A billing arrangement where a call is billed to the called station.

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

**Company or Carrier:** North County Communications Corporation.

**Customer:** The person, firm, corporation or other entity which orders or uses service and, has agreed by signature or otherwise to honor the terms of the service herein, and is responsible for the payment of rates and charges for service to call customer locations and for compliance with price list regulations.

**Exchange:** The entire telephone plant and facilities used in providing telephone service to subscribers located in an exchange area.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS** (Cont'd)

**Handicapped Person:** A person who is legally blind, visually handicapped or physically handicapped, under the following definitions from the Federal Register (Vol. 35 #126 dated September 10, 1970).

Legally Blind - a person whose visual acuity is 20/200 or less in the better eye with correcting glasses, or whose widest diameter of visual field subtends an angular distance no greater than 20 degrees.

Visually Handicapped - a person whose visual disability, with correction and regardless of optical measurement with respect to legal blindness, are certified as unable to read normal printed material.

Physically Handicapped - a person who is certified by competent authority as unable to read or use ordinary printed materials as a result of physical limitation, or a person whose disabling condition causes difficulty with hand and finger coordination and use of a coin telephone.

The term "Handicapped Person", when used in connection with a person having a speech or hearing impairment which requires that they communicate over telephone facilities by means other than voice is defined below:

Hearing - a person with binaural hearing impairment of 60% or higher on the basis of the procedure developed by the American Academy of Otolaryngology (A.A.O.) as set forth in "Guide for Conservation of Hearing in Noise" 38-43, A.A.O., 1973; "guides to the Evaluation of Permanent Impairment" 103-107, American Medical Association, 1971.

Speech - a person with 65% or higher of impairment on the basis of the procedure recommended by the American Medical Association's Committee on Rating of Mental and Physical Impairment to evaluate speech impairment as to three categories: audibility, intelligibility and functional efficiency, as set forth in "Guides to the Evaluation of Permanent Impairment" 109-III, American Medical Association, 1971.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS** (Cont'd)

**Intra-LATA Toll Messages:** Those toll messages which originate and terminate within the same LATA.

**Measured Service:** The provision of intrastate intralata long distance measured time communications telephone service to customers who access the carrier's service at its switching and call processing equipment by means of access facilities obtained from a local exchange common carrier. Carrier is responsible for arranging for the access lines.

**Message:** A completed call.

**Operator Station:** A call that is completed with the assistance of an operator and billed to the calling party.

**Person-to-Person:** A call for which the person originating the call specifies to the operator a particular person, department or extension that is to be reached. Person-to-Person charges only apply when the call is completed to the requested party or when the calling party agreed to talk to another person.

**Third Party Billing:** Service option that allows a call to be billed to an account different from that of the calling or called party.

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**SECTION 2 - RULES AND REGULATIONS**

2.1 UNDERTAKING OF COMPANY

North County Communications Corporation intends to provide resold and facilities-based local exchange telecommunications services throughout the State of Florida, excluding rural areas. North County Communications Corporation intends to provide its proposed services indiscriminately to both residential and business customers in the State of Florida. North County Communications Corporation holds itself out to provide to its customers the same quality of service as its Underlying Carrier.

2.2 TIMING OF CALLS

Unless otherwise indicated, all calls are timed in one minute increments and all calls which are fractions of a minute are rounded up to the next whole minute.

For station to station calls, call timing begins when a connection is established between the calling telephone and the called telephone station.

For person to person calls, call timing begins when connection is established between the calling person and the particular person, station or mobile unit specified or an agreed alternate.

Call timing ends when the calling station "hangs up," thereby releasing the network connection. If the called station "hangs up" but the calling station does not, chargeable time ends when the network connection is released either by automatic timing equipment in the telephone network or by the Company operator.

Calls originating in one time period as defined in Section 2.3 and terminating in another will be billed the rates in effect at the beginning of each minute.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

## 2.3 TIME PERIODS DEFINED

Unless otherwise indicated in this price list, the following time periods apply.

- A. Peak: 7:00 a.m. to, but not including, 7:00 p.m. - Monday through Friday
- B. Off-Peak: 7:00 p.m. to, but not including, 7:00 a.m. - Sunday through Friday  
All day Saturday and Sunday  
All Holidays
- C. Holidays include Christmas, New Year's Day, Thanksgiving, Independence Day, and Labor Day.
- D. All times refer to local time.

## 2.4 INTERCONNECTION

Interconnection with the facilities or service of other carriers shall be under the applicable terms and conditions of the other carrier's price lists. The customer is responsible for taking all necessary legal steps for interconnecting customer-provided terminal equipment or communications systems with carrier's facilities. The customer shall secure all licenses, permits, right-of-way, and other arrangements necessary for such interconnection. Any special interface equipment or facilities necessary to achieve compatibility between the facilities of the carrier and other participating carriers shall be provided at the customer's expense.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.5 APPLICATION FOR SERVICE

Application for service may be verbally or in writing. The name(s) of the customer(s) desiring to use the service must be set forth in the application for service.

2.6 DEPOSITS

Deposits and/or advanced payments are not required.

2.7 PAYMENT AND BILLING

- A. Service is provided and billed on a monthly basis in arrears.
- B. Initial billing for set-up and installation charges or monthly service fees will not commence for any new customer until the customer has actually been placed in service.
- C. Billing will be payable upon receipt and past due fifteen (15) days after issuance.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.8 CANCELLATION BY CUSTOMER

- A. Cancellation of service by the customer can be made either verbally or in writing as follows:
1. Where an application for service is canceled by the customer prior to the start of any design work or installation of facilities, no charge applies.
  2. When an application which requires special design work is canceled after the design work has begun, the Company may collect charges equal to the cost incurred for the associated design work to date.
  3. If cancellation is requested after completion of an installation, it will be treated as a discontinuance of service. Any minimum contract requirements of prescribed service will be applicable.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.9 DISCONNECTION OF SERVICE BY CARRIER

A. The carrier may discontinue for any of the following reasons:

1. Non payment of bills;
2. Tampering with the Company's property;
3. Vacation of the premises by subscriber;
4. Violation of rules, service agreements, or filed price list;
5. Use of subscriber equipment which adversely affects the Company's service to its other subscribers;
6. Fraudulent obtaining or use of service;
7. Unlawful use of service or use of service for unlawful purposes.

B. Except in case of danger to life or property, fraudulent use, impairment of service, or violation of law, the carrier will, prior to disconnection, mail written notice of the pending disconnection to the subscriber. The Company will not disconnect service prior to the eighth business day following mailing of the notice. In the alternative, the Company may provide delivered notice and disconnect not prior to 5:00 p.m. of the next business day.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.9 DISCONNECTION OF SERVICE BY CARRIER (Cont'd)

- C. Before service is disconnected, the Company will make a good faith effort, by two (2) attempts during reasonable hours, to reach the subscriber by telephone to advise the subscriber of the pending disconnection and the reasons therefor. The Company will maintain a log or record of the attempts, showing the telephone number called and the time of call. In the alternative, the Company may provide personal notice.

Telephone or personal contact need not be attempted when the Company has attempted such contact in any two billing periods during a consecutive twelve (12) month period and the Company has notified the subscriber in writing that telephone or personal contact will not be attempted in the future before disconnecting service.

- D. All notices of delinquency or pending disconnection will include details pertinent to the situation and describe how the subscriber can make contact with the Company to resolve any differences. All notices must accurately state amounts owing for service(s) which are subject to disconnection. A new notice will be required in cases where information is incorrect.
- E. Except in case of danger to life or property, no disconnection shall be made on Saturdays, Sundays, legal holidays, or on any other day on which the Company cannot reestablish service on the same or following day.
- F. When the Company has reason to believe service is to other than the subscriber of record, the Company shall undertake reasonable efforts to inform occupants of the service address of the impending disconnection. In this case, at the request of the service users, a minimum period of five days will be allowed to permit the service users to arrange for continued service.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.9 DISCONNECTION OF SERVICE BY CARRIER (Cont'd)

- G. Where service is provided to a hospital, medical clinic with resident patients, or nursing home, notice of pending disconnection shall be provided to the secretary, Florida State Department of Social and Health Services, as well as to the subscriber. Upon request from the secretary or designee, a delay in disconnection of no less than five (5) business days from the date of notice will be allowed so that the department may take whatever steps are necessary in its view to protect the interests of the resident patients.
- H. Service will not be totally disconnected while a subscriber is pursuing any remedy or appeal provided for by Commission rules, provided any amounts not in dispute are paid when due.
- I. Service will be restored when the causes of discontinuance have been removed and when payment or satisfactory arrangements for payment of all proper charges due from the customer has been made as provided for in the price list of the carrier.
- J. During temporary disconnections for non-payment of a residential subscriber's local service access to 911 will be maintained.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.10 INTERRUPTION OF SERVICE

- A. It is the obligation of the customer to notify the carrier of any interruptions in service. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission of the customer, not within the customer's control, or is not in writing or equipment connected to the terminal of the carrier.
- B. All reported interruptions of service will be restored within two working days, excluding Sundays and holidays, except those caused by emergency situations, unavoidable catastrophes and force majeure.
- C. Credit allowances for service outages in excess of two (2) hours will be calculated at the following:

Credit Formula:

$$\text{Credit} = \frac{A}{B} \times C$$

"A" -- outage times in hours.

"B" -- For the purposes of credit computation, every month shall be considered to have 720 hours.

"C" -- total fixed monthly charge for affected facility.

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**SECTION 2 - RULES AND REGULATIONS** (Cont'd)

2.11 RESTORATION OF SERVICE

The use and restoration of service in emergencies shall be in accordance with Part 64, Subpart D of the Federal Communications Commission's Rules and Regulations, which specifies the priority system for such activities and in compliance with the Commission's rules.

2.12 TAXES

All State and local taxes are both current and applicable to the services the Company provides. This amount will be separately listed on each bill to the customer.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES**

3.1 FLAT RATE SERVICE

A. Description

Flat Rate Service provides the customer with a single, analog, voice-grade telephonic communications channel that can be used to place or receive one call at a time. Service to points within the local calling area is included in the charge for Flat Rate Service.

Each Flat Rate Service line corresponds to a single, analog, voice-grade channel that can be used to place or receive one call at a time. Flat Rate Service lines are provided for connection to a single, customer-provided station set or facsimile machine.

Each Flat Rate Service Line has the following characteristics:

Terminal Interface:	2-wire
Signaling Type:	Loop Start
Pulse Type:	Dual Tone Multi-Frequency (DTMF)
Directionality:	Two-way, In-Only, or Out-Only, as specified by the customer.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.1 FLAT RATE SERVICE (Cont'd)

B. Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3.18 of this price list.

Nonrecurring Connection Charge:	\$25.00	Residential & Business
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Monthly Recurring Charges:

-Each Service Line	\$12.00
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C. Optional Features and Packages Available

1. Custom Calling Features
2. Class Features

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.2 MESSAGE RATE SERVICE

A. Message Rate Service provides the customer with a single, analog, voice-grade telephonic communications channel that can be used to place or receive one call at a time. Calls to points within the local exchange area are charged on the basis of the number of completed calls during the billing period.

B. Description

Each Message Rate Service Line corresponds to a single, analog, voice-grade channel that can be used to place or receive one call at a time. Message Rate Service lines are provided for connection to a single, customer-provided station set or facsimile machine.

Each Measured Rate Port has the following characteristics:

Terminal Interface:	2-wire
Signaling Type:	Loop Start
Pulse Type:	Dual Tone Multi-Frequency (DTMF)
Directionality:	Two-way, In-Only, or Out-Only, as specified by the customer.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.2 MESSAGE RATE SERVICE (Cont'd)

B. Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3.18 of this price list.

Charges for each Message Rate Service line include a monthly recurring Base Service Charge and usage charges for completed calls originated from the customer's line based on the total number of calls during the billing period.

Nonrecurring Connection Charge                      \$25.00

Monthly Recurring Charges:

-Each Base Service Line                                      \$12.00

C. Optional Features and Packages Available

- 1. Custom Calling Features
- 2. Class Features

D. Message Usage Charges

Per Message	\$0.10	No mandatory Minimum
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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.3 CUSTOM CALLING SERVICE

A. Subject to the availability of the service offerings of the Company's underlying carriers, the features in this section are made available on an individual basis or as part of multiple feature packages. All features are provided subject to availability; features may not be available with all classes of service. Transmission levels may not be sufficient in all cases.

## B. Description of Features

## 1. Three Way Calling/Call Hold

The Three Way Calling feature allows a customer to add a third party to an existing two-way call and form a three-way call. The call must have been originated from outside the station group and terminate to a station within the station group. The Call Hold feature allows a customer to put any in-progress call on hold by flashing the switchhook and dialing a code. This frees the line to allow the customer to make an outgoing call to another number. Only one call per line can be on hold at a time. The third party cannot be added to the original call.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.3 CUSTOM CALLING SERVICE (Cont'd)

G. Description of Features (Cont'd)

2. Call Forwarding

Call Forwarding, when activated, redirects attempted terminating calls to another customer-specific line. The customer may have to activate and deactivate the forwarding function and specify the desired terminating telephone number during each activation procedure. Call originating ability is not affected by Call Forwarding.

Call Forwarding - Busy automatically reroutes an incoming call to a customer predesignated number when the called number is busy.

Call Forwarding - Don't Answer automatically reroutes an incoming call to a customer predesignated number when the called number does not answer within the number of rings programmed by the Company or, after a designated number of rings, routes the call to the customer's voice mailbox.

Call Forwarding - Variable allows the customer to choose to reroute incoming calls to another specified telephone number. The customer must activate and deactivate this feature.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.3 CUSTOM CALLING SERVICE (Cont'd)

## B. Description of Features (Cont'd)

## 3. Call Waiting/Cancel Call Waiting

Call Waiting provides a tone signal to indicate to a customer already engaged in a telephone call that a second caller is attempting to dial in. It will also permit the customer to place the first call on hold, answer the second call and then alternate between both callers. Cancel Call Waiting (CCW) allows a Call Waiting (CW) customer to disable CW for the duration of an outgoing telephone call. CCW is activated (i.e., CW is disabled) by dialing a special code prior to placing a call, and is automatically deactivated when the customer disconnects from the call.

## 4. Distinctive Ringing

This feature enables a user to determine the source of an incoming call from a distinctive ring. The user is provided with up to two additional telephone numbers.

## 5. Regular Multiline Hunting

This feature is a line hunting arrangement that provides sequential search of available numbers within a multiline group.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.3 CUSTOM CALLING SERVICE (Cont'd)

B. Description of Features (Cont'd)

6. Speed Calling

This feature allows a user to dial selected numbers using one or two digits. Up to eight numbers (single digit, or thirty numbers with two digits) can be selected.

C. Monthly Rates

Call Forwarding	\$14.95 per month, \$0.25 per minute after 20 minutes of use each month.
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Monthly Rates for services other than Call Forwarding are located in Section 3.22,  
Service Description and Rates.

D. Connection Charge

\$10.00

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.4 CLASS SERVICES

## A. General

The features in this section are made available on an individual basis or as part of multiple feature packages. All features are provided subject to availability; features may not be available with all CLASS services. Transmission levels may not be sufficient in all cases.

## B. Description of Features

## 1. Call ID

The Call ID feature allows a customer to see a caller's name and number previewed on a display screen before the call is answered allowing a customer to prioritize and or screen incoming calls. Call ID records the name, number, date and time of each incoming call - including calls that aren't answered by the customer. Call ID service requires the use of specialized CPE not provided by the company. It is the responsibility of the customer to provide the necessary CPE.

The Automatic Redial feature allows a customer to automatically redial the last number dialed. This is accomplished by the customer activating a code. The network periodically tests the busy/free status of the called line for up to 30 minutes until both lines are found free and then redials the call for the customer.

The Automatic Redial feature also allows customers, having reached a busy number, to dial a code before hanging up. Automatic Redial feature then continues to try the busy number for up to 30 minutes until it becomes free. Once the busy line is free the call is automatically redialed and the customer is notified of the connected call via a distinctive ring.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.4 CLASS SERVICES (Cont'd)

## B. Description of Features (Cont'd)

## 2. Automatic Redial

The following types of calls cannot be Automatically Redialed:

- Calls to 800 Service numbers
- Calls to 900 Service numbers
- Calls preceded by an interexchange carrier access code
- International Direct Distance Dialed calls
- Calls to Directory Assistance
- Calls to 911

## 3. Automatic Recall

The Automatic Recall stores the number of the most recent incoming call (including unanswered incoming calls) to a customer's number. This allows a customer to dial back any missed or unanswered telephone calls.

## 4. Customer Originated Trace

Customer Originated Trace allows customers to key in a code that alerts the network to trace the last call received. The traced telephone number is automatically sent to the company for storage for a limited amount of time and is retrievable by legally constituted authorities upon proper request by them. By contacting the company the customer can use this application to combat nuisance calls.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.4 CLASS SERVICES (Cont'd)

C. Rates

Customer Originated Trace \$10.00 per call

Rates for services other than Customer Originated Trace are located in Section 3.22, Service Description and Rates.

D. Connection Charge

\$10.00

3.5 BUSY VERIFICATION AND INTERRUPT SERVICE

A. General

Upon request of a calling party, the Company will verify a busy condition on a called line. An operator will determine if the line is clear or in use and report to the calling party. In addition, the operator will intercept an existing call on the called line if the calling party indicates an emergency and requests interruption.

B. Rate Application

1. A Verification Charge will apply when:

- a. The operator verifies that the line is busy with a call in progress, or
- b. The operator verifies that the line is available for incoming calls.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.5 BUSY VERIFICATION AND INTERRUPT SERVICE (Cont'd)

B. Rate Application (Cont'd)

2. Both a Verification Charge and an Interrupt Charge will apply when the operator verifies that a called number is busy with a call in progress and the customer requests interruption. The operator will interrupt the call advising the called party of the name of the calling party and the called party will determine whether to accept the interrupt call. Charges will apply whether or not the called party accepts the interruption.
3. No charge will apply when the calling party advises that the call is from an official public emergency agency.

C. Rates

Verification Charge, each request	\$2.50
Interrupt Charge, each request	\$2.50

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.6 TRAP CIRCUIT SERVICE

A. General

Trap Circuit Service is designed to allow the customer to control the release of an incoming call so that in situations involving emergency or nuisance calls, calls may be held and traced.

B. Regulations

1. This service is provided when there is a continuing requirement for the identification of the calling party in cases involving nuisance calls or emergency situations or other situations involving law enforcement or public safety.
2. The customer shall be required to sign a written request for this service. By signing the request the customer shall release the Company from any liability, and the customer agrees to indemnify and hold the Company harmless from any liability it may incur in providing this service. The Company may require the recommendation of an appropriate law enforcement agency prior to providing this service. Any information obtained by the Company in the tracing of a call will be provided only to the law enforcement agency designated. The only exception to this will be emergency situations such as fire, serious illness or other similar situations, in which case the appropriate agency will be notified.
3. The equipment required to provide this service cannot be operated in all central offices. The service is restricted to locations where facilities permit.
4. The Company makes no guarantee concerning the tracing and identification of any call when the service is provided. The Company will furnish the service only on the express condition that no liability shall attach to it for any reason arising out of the provision of the service.

C. Rates

Per Request	\$2.50
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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.7 DIRECTORY ASSISTANCE SERVICE

A. General

A customer may obtain assistance, for a charge, in determining a telephone number by dialing Directory Assistance Service. A customer can also receive assistance by writing the Company with a list of names and addresses for which telephone numbers are desired.

B. Regulations

A Directory Assistance Charge applies for each telephone number, area code, and/or general information requested from the Directory Assistance operator except as follows:

1. Calls from coin telephones, including COCOTS.
2. Requests for telephone numbers of non-published service.
3. Requests in which the Directory Assistance operator provides an incorrect number. The customer must inform the Company of the error in order to receive credit.
4. Requests from individuals with certified visual or physical handicaps in which the handicap prevents the use of a local directory. Individuals must be certified in accordance with the terms outlined under "Handicapped Person" in Section 10 of this Tariff, up to a maximum of 50 requests per month.

C. Rates

Unless one of the exceptions listed above applies, the charges as shown below apply for each request made to the Directory Assistance operator:

Rates, per call	\$0.75
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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.8 LOCAL OPERATOR SERVICE

A. Local calls may be completed or billed with the live or mechanical assistance by the Company's operator center. Calls may be billed collect to the called party, to an authorized 3rd party number, to the originating line, or to a valid authorized calling card. Local calls may be placed on a station to station basis or to a specified party (see Person to Person), or designated alternate. Usage charges for local operator assisted calls are those usage charges that would normally apply to the calling party's service. Where no local charge applies (flat rate service), the usage charge is \$0.00. In addition to usage charges, an operator assistance charge applies to each call:

## B. Rates

Local Operator Assistance, per call	\$0.75
Local Operator Assistance - Flat Rate Customers	\$0.00

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.9 BLOCKING SERVICE

## A. General

Blocking service is a feature that permits customers to restrict access from their telephone line to various discretionary services. The following blocking options are available to residential and business customers:

1. 900, 700 Blocking - allows the subscriber to block all calls beginning with the 900 and 700 prefixes (i.e. 900-XXX-XXXX) from being placed.
2. 900, 971, 974, 540, 550, 396, 970, 976, 910, 920 & 700 Blocking - allows the subscriber to block all calls beginning with the above prefixes from being placed.
3. Third Number Billed and Collect Call Restriction - provides the subscriber with a method of denying all third number billed and collect calls to a specific telephone number provided the transmitting operator checks their validation data base.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.9 BLOCKING SERVICE (Cont'd)

A. General (Cont'd)

4. Toll Restriction (1+ and 0+ Blocking) - provides the subscriber with local dialing capabilities but blocks any customer-dialed call that has a long distance charge associated with it.

Toll Restriction will not block the following types of calls: 911 (Emergency), 1 + 800 (Toll Free), and operator assisted toll calls.

5. Toll Restriction Plus - provides subscribers with Toll Restriction, as described in 1.d. of this Section, and blocking of 411 calls.
6. Direct Inward Dialing Blocking (Third Party and Collect Call) - provides business customers who subscribe to DID service to have Third Party and Collect Call Blocking on the number ranges provided by the Company.

B. Regulations

1. The Company will not be liable for any charge incurred when any long distance carrier or alternative operator service provider accepts third number billed or collect calls.
2. Blocking Service is available where equipment and facilities permit.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.9 BLOCKING SERVICE (Cont'd)

C. Rates and Charges

1. Recurring and Nonrecurring Charges

The following rates and charges are in addition to all other applicable rates and charges for the facilities furnished.

Nonrecurring Charge

900 and 700 Blocking

-Residential	\$0.00
-Business (up to 200 lines)	\$5.00

900, 971, 974, and 700 Blocking

-Residential	\$0.00
-Business (up to 200 lines)	\$5.00

The nonrecurring charge for initial request of one and two-line business customers is waived for 90 days from the customer's service establishment date.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.9 BLOCKING SERVICE (Cont'd)

C. Rates and Charges (Cont'd)

1. Recurring and Nonrecurring Charges (Cont'd)

Monthly Charges

Third Number Billed  
and Collect Call Restriction

-Residential	\$1.00
-Business (up to 200 lines)	\$1.00

Toll Restriction

-Residential	\$2.50
-Business (up to 200 lines)	\$2.50

Toll Restriction Plus

-Residential	\$2.50
-Business (up to 200 lines)	\$2.50

Direct Inward Dialing Blocking  
(Third Party and Collect Call)

-Initial Activation	\$25.00
-Subsequent Activation (per line)	\$5.00

B. Pricing for Blocking Service for a business customer with more than 200 lines will be based on the costs incurred by Company to provide the service.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.9 BLOCKING SERVICE (Cont'd)

C. Rates and Charges (Cont'd)

3. Connection charges apply as specified in Section 3.18 of this price list.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.10 CUSTOMIZED NUMBER SERVICE

A. General

1. Customized Number Service allows a customer to order a specified telephone number rather than the next available number.
2. Customized Number Service is furnished subject to the availability of facilities and requested telephone numbers.
3. The Company will not be responsible for the manner in which Customized Numbers are used for marketing purposes by the customer.
4. When a new customer assumes an existing service which includes Customized Number Service, the new customer may keep the Customized Number, at the tariffed rate, with the written consent of the Company and the former customer.
5. The Company reserves and retains the right:
  - a. To reject any request for specialized telephone numbers and to refuse requests for specialized telephone numbers;
  - b. Of custody and administration of all telephone numbers, and to prohibit the assignment of the use of a telephone number by or from any customer to another, except as otherwise provided in this Tariff;
  - c. To assign or withdraw and reassign telephone numbers in any exchange area as it deems necessary or appropriate in the conduct of its business.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.10 CUSTOMIZED NUMBER SERVICE

A. General (Cont'd)

5. The Company reserves and retains the right: (Cont'd)
  - d. The limitation of liability provisions of this tariff in Section 2.1.1 are applicable to Customized Number Service.

B. Conditions

1. Charges for Customized Number Service apply when a customer:
  - a. Requests a telephone number other than the next available number from the assignment control list, and such requested number is placed into service within six months of the date of the request.
  - b. Requests a number change from the customer's present number to a Customized Number.
4. The Company shall not be liable to any customer for direct, indirect or consequential damages caused by a failure of service, change of number, or assignment of a requested number to another customer whether prior to or after the establishment of service. In no case shall the Company be liable to any person, firm or corporation for an amount greater than such person, firm or corporation has actually paid to the Company for Customized Number Service.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.10 CUSTOMIZED NUMBER SERVICE (Cont'd)

C. Set-up Charges

Residential Customer	\$25.00
Business Customer	\$50.00

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.11 KEY RESIDENTIAL LINE SERVICE

## A. General

Key Residential Line Service provides the customer with a single, analog, voice-grade telephonic communications channel which can be used to place or receive one call at a time. The Key Residential Line is available as a flat rate or message rated service. Key Residential Line Service is provided for connection of customer-provided key system terminal equipment. All key system lines will be equipped with touchtone and multiline hunt.

Each Key Residential Line has the following characteristics:

Terminal Interface:	2-wire
Signaling Type:	Loop start
Pulse Type:	Dual-tone multifrequency (DTMF)
Directionality:	Two-Way, In-Only or Out-Only, as specified by the customer

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.11 KEY RESIDENTIAL LINE SERVICE (Cont'd)

B. Flat Rate Key Residential Line Service

1. Description

Service to points within the local calling area is included in the charge for Flat Rate Service.

2. Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3.18 of this price list.

Nonrecurring Connection Charge: \$25.00

Monthly Recurring Charges:

-Each Service Line \$12.00

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.11 KEY RESIDENTIAL LINE SERVICE (Cont'd)

C. Message Rate Key Residential Line Service

1. Description

Calls to points within the local exchange area are charged on the basis of the number of completed calls originating from the customer's service in addition to a base monthly charge.

2. Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3.18 of this price list. Charges for each Message Rate Service line include a monthly recurring Base Service Charge and usage charges for completed calls originated from the customer's line based on the total number of calls during the billing period.

Nonrecurring Connection Charge: \$25.00

Monthly Recurring Charges:

- Each Base Service Line \$12.00

D. Optional Features and Packages Available

1. Custom Calling

2. Class

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.12 Basic Business Line Service

## A. General

Basic Business Line Service provides a customer with a one or more analog, voice-grade telephonic communications channel that can be used to place or receive one call at a time. Local calling service is available at a flat rate included in the line price, or on a message usage basis. Basic Business Lines are provided for connection of customer-provided single-line terminal equipment such as station sets or facsimile machines.

Each Basic Business Line has the following characteristics:

Terminal Interface:	2-wire
Signaling Type:	Loop start
Pulse Types:	Dual Tone Multifrequency (DTMF)
Directionality:	Two-Way, In-Only, or Out-Only, at the option of the customer

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.12 Basic Business Line Service (Cont'd)

B. Flat Rate Basic Business Line Service

1. Description

Service to points within the local calling area is included in the charge for Flat Rate Service.

2. Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3.18 of this price list.

Nonrecurring Connection Charge: \$25.00

Monthly Recurring Charges:

- Each Base Service Line \$25.00

C. Optional Features and Packages Available

1. Custom Calling

2. Class

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.13 Business Key System Line Service

## A. Description

Business Key System Line Service provides the customer with a single, analog, voice-grade telephonic communications channel which can be used to place or receive one call at a time. The Business Key System Line is available as a message rated service. Business Key System Line Service is provided for connection of customer-provided key system terminal equipment. All key system lines will be equipped with touchtone and multiline hunt.

Calls to points within the local exchange area are charged on the basis of the number of completed calls originating from the customer's service in addition to a base monthly charge.

Each Business Key System Line has the following characteristics:

Terminal Interface:	2-wire
Signaling Type:	Loop start
Pulse Types:	Dual Tone Multifrequency (DTMF)
Directionality:	Two-Way, In-Only, or Out-Only, at the option of the customer

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.13 Business Key System Line Service (Cont'd)

B. Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3.18 of this price list.

Charges for each Message Rate Service line include a monthly recurring Base Service Charge and usage charges for completed calls originated from the customer's line based on the total number of calls during the billing period.

Nonrecurring Connection Charge: \$5.00

Monthly Recurring Charges:

-Flat Rate Business Key \$25.00

-Message Rate Business Key \$12.00

C. Optional Features and Packages Available

1. Custom Calling

2. Class

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.14 TELECONFERENCING SERVICE

A. Description

Teleconferencing Service allows the Customer to establish a teleconference by a North County Communications Corporation operator on a dial-out or dial-in basis between multiple voice stations. The Teleconference Service provides a customized call reservation and call set-up process that may include directory speed dialing and, when requested by the conference originator, progress reports which provide information regarding the current status of the call.

North County Communications Corporation actively monitors Teleconference Service to ensure a high level of service quality and reliability. Upon request, and subject to availability, the operator will provide off-call monitoring. The off-call monitoring feature allows the operator to monitor the status of the call connections via a display of the conference ports used on that call. The operator is not a party to the call with off-call monitoring. With off-call monitoring, the operator is able to identify and reconnect dropped conferees.

A Teleconference may be ordered on a demand or on a reserved basis. Pre-notification to conferees of a Teleconference is also available.

B. Charges

All charges incurred for North County Communications Corporation's Teleconference Service will be billed to the conference originator. Customers will be charged for each minute of port use incurred during the actual conference call and billed for such usage at the rate of \$0.25 per minute after the first twenty (20) minutes of usage for all the ports combined per month. There may be up to six (6) ports in use for each conference call. To determine the port minutes of use, multiply each port used by the number of minutes it was in use. A fractional minute of use for the port is rounded to the next highest whole minute. All conference announcements are designed for call establishment and completion and will only pertain to the conference call in question. Also, the bridge and associated features are furnished subject to the availability of components.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.14 TELECONFERENCING SERVICE (Cont'd)

## B. Charges (Cont'd)

The Customer will be entitled to twenty (20) minutes of Teleconference Service use as part of its monthly subscription fee of \$14.95. After using the twenty (20) minutes of airtime, the Customer originating the Teleconference will be charged at a flat rate of \$0.25 per minute for all interlata calls, independent of distance, time or day. The duration of a call which involves a fractional part of a minute will be rounded up to the next higher full minute. Rates are per minute. Rates for Origination may be billed as sent-paid or to a Calling Card, Debit Card or Credit Card. Rates for Termination may be billed to a Calling Card, Debit Card or Credit Card or pursuant to a preexisting agreement between the Company and the Customer.

## 3.15 TOLL FREE NUMBER SERVICE

Toll Free Number Service customers will be charged a one-time fee of \$500.00 for each unique toll free number obtained from the Company. A monthly charge of \$25.00 will also apply.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.16 Return Check Charge

When a check which has been presented to the Company by a customer in payment for charges is returned by the bank, the customer shall be responsible for the payment of a Returned Check Charge of \$10.00.

3.17 Additional Charges

Permanent Usage Charge \$0.15 (Per Minute)

Requested Service Suspensions

First Month or Partial Month	\$40.00 (Per request)
Each Additional Month (Up to 1 Year Limit)	\$20.00 (Per request)

Special DID rates for collocated customers:

DS1 port charge including 20 numbers	\$240 - \$540 (Per month)
ISDN PRI including 20 numbers	\$240 - \$960 (Per month)
Co-location rack rental	\$300 (Per month)
Rack Installation charge non recurring	\$1200

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.18 CONNECTION CHARGE

A. General

The Connection Charge is a nonrecurring charge which applies to the following: (a) the installation of a new service; (b) the transfer of an existing service to a different location; (c) a change from one class of service to another at the same or a different location; or (d) restoral of service after suspension or termination for nonpayment. Connection Charges are listed with each service to which they apply.

B. Exceptions to the Charge

1. No charge applies for a change to a service for which a lower monthly rate applies, made within 90 days after any general rate increase, if a lower grade of service is offered in the customer's exchange.
2. No charge applies for one change in the class of residence service, provided that the change is ordered within 90 days of the initial connection of the customer's exchange service.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.19 RESTORAL CHARGE

A restoral charge applies each time a service is reconnected after suspension or termination for nonpayment but before cancellation of the service.

Business:	\$25.00
Residence:	\$25.00

3.20 MOVES, ADDS AND CHANGES

The Company alone may make changes in the location of its lines and equipment. When it is found that a move or change of such lines or equipment has been made by others, the Connection Charge for the underlying service will apply as if the work had been done by the Company.

The customer will be assessed a charge for any move, add or change of a Company service. Move, Add and Change are defined as follows:

- Move: The disconnection of existing equipment at one location and reconnection of the same equipment at a new location in the same building or in a different building on the same premises.
- Add: The addition of a vertical service to existing equipment and/or service at one location.
- Change: Change - including rearrangement or reclassification - of existing service at the same location.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.20 MOVES, ADDS AND CHANGES (Cont'd)

Per Move:

Residence: \$25.00

Business: \$25.00

Per Add:

Residence: \$25.00

Business: \$25.00

Per Change:

Residence: \$25.00

Business: \$25.00

3.21 PRIMARY INTEREXCHANGE CARRIER CHANGE CHARGE

The customer will incur a charge each time there is a change in the long distance carrier associated with the customer's line after the initial installation of service.

PIC Change Charge: \$5.00

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

## 3.22 Optional Features and Packages

## A. Custom Calling Features (per line, per month)

-Each Feature	\$5.00
-Package of 3 features	\$10.00
-Package of 6 features	\$11.00
-Package of 9 features	\$12.00

## B. CLASS Features (per line, per month)

-Each Feature	\$5.00
-Package of 3 features	\$10.00
-Package of 6 features	\$11.00
-Package of 9 features	\$12.00

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.23 **INTRALATA TOLL USAGE AND MILEAGE CHARGES**

A. Description

IntraLATA toll service is furnished for communication between telephones in different local calling areas within a particular LATA in accordance with the regulations and schedules of charges specified in this price list. The toll service charges specified in this section are in payment for all service furnished between the calling and called telephone, except as otherwise provided in this price list.

IntraLATA toll calling includes the following types of calls: direct dialed, calling card, collect, 3rd number billed, special toll billing, requests to notify of time and charges, person to person calling and other station to station calls.

1. Classes of Calls

Service is offered as two classes: station to station calling and person to person calling.

- a. Station to Station Service is that service where the person originating the call dials the telephone number desired or gives the Company operator the telephone number of the desired telephone station or system.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.23 **INTRALATA TOLL USAGE AND MILEAGE CHARGES** (Cont'd)

A. Description (Cont'd)

1. Classes of Calls (Cont'd)

- b. Person to Person Service is that service where the person originating the call specifies to the Company operator a particular person to be reached, a particular mobile unit to be reached, or a particular station, department or office to be reached. The call remains a person to person call when, after the telephone, mobile telephone, or PBX system has been reached and while the connection remains established, the person originating the call requests or agrees to talk to any person other than the person specified, or to any other agreed upon alternate.

B. Regulations and Computation of Mileage

Calls for which rates are mileage sensitive are rated on the airline distance between the originating rate center and the terminating rate center.

1. Originating Rate Center

A customer's primary local exchange number includes an NXX code that is associated with a specific rate center. The originating point of all calls charged to that customer's account shall be the location of the customer's rate center.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.23 INTRALATA TOLL USAGE AND MILEAGE CHARGES (Cont'd)

B. Regulations and Computation of Mileage (Cont'd)

2. Terminating Rate Center

The terminating point for all calls shall be the location of the local rate center associated with the called number.

3. Calculation of Mileage

Usage charges for all mileage sensitive products are based on the airline distance between serving wire centers associated with the originating and terminating points of the call. The serving wire centers of a call are determined by the area codes and exchanges of the origination and destination points.

The distance between any two rate centers is determined as follows:

Airline mileage, where mileage is the basis for rating calls, is obtained by using the "V" and "H" coordinates assigned to each rate center and contained in NECA FCC Tariff No. 4 or successor tariffs. To determine the airline distance between any two locations, proceed as follows:

- a. Obtain the "V" and "H" coordinates for each location. The "V" coordinate is the first four digits in the "VH" column. The "H" coordinate is the next four digits.
- b. Obtain the difference between the "V" coordinates of each of the locations. Obtain the difference between the "H" coordinates.

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.23 **INTRALATA TOLL USAGE AND MILEAGE CHARGES** (Cont'd)

B. Regulations and Computation of Mileage (Cont'd)

3. Calculation of Mileage (Cont'd)

- c. Square each difference obtained in step b., above.
- d. Add the square of the "V" difference and the "H" difference obtained in step c., above.
- e. Divide the sum of the square by 10. Round to the next higher whole number if any fraction is obtained.
- f. Obtain the square root of the whole number result obtained above. Round to the next higher whole number if any fraction is obtained. This is the airline mileage.

Formula: 
$$\sqrt{\frac{(V_1 - V_2)^2 + (H_1 - H_2)^2}{10}}$$

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.24 CALL CHARGES

Rates are based on the duration of the call as measured according to Section 2.2 above, time of day rate period of the call as described in Section 4.3 and the airline mileage between points of the call as described in Section 4.4. In addition, where live or automated operator assistance is required for call completion or billing, a per call service applies.

Charges for all classes of calls may be to the calling station, to the called station when the called party agrees to accept the charges, to an authorized telephone number which is not the called station or the calling station (3rd number billing), or to an authorized calling card.

A. Charges

1. Usage Charges \$0.15

2. Per Call Service Charges

a. The following service charges apply to intraLATA toll calls for which live or automated operator assistance is provided for call completion and/or billing.

Customer Dialed Calling Card \$0.30

Person to Person \$2.00

3rd Number Billed \$0.80

All other Operator Assistance \$0.80

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**SECTION 3 - SERVICE DESCRIPTION AND RATES** (Cont'd)

3.25 TELECOMMUNICATIONS RELAY SERVICE

For calls received from the relay service, the Company will when billing relay calls discount relay service call by 50 percent off of the otherwise applicable rate for 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.

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