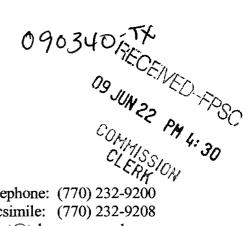
Lance J.M. Steinhart, P.C. Attorney At Law 1720 Windward Concourse Suite 115 Alpharetta, Georgia 30005

Also Admitted in New York and Maryland



DISTRIBUTION CENTER

09 JUN 22 AM 11: 5

Telephone: (770) 232-9200 Facsimile: (770) 232-9208 Email: lsteinhart@telecomcounsel.com

June 19, 2009

### VIA OVERNIGHT DELIVERY

Florida Public Service Commission Ann Cole, Commission Clerk 2540 Shumard Oak Blvd. Gunter Bldg. Tallahassee, Florida 32399-0850 (850) 413-6770 Check received with filing and forwarded to Fiscal for deposit. Fiscal to forward deposit information to Records.

initials of person who forwarded check

Re: Velocity The Greatest Phone Company Ever, Inc.

To Whom It May Concern:

Enclosed please find one original and six (6) copies of Velocity The Greatest Phone Company Ever, Inc.'s (Velocity) Application for Authority to Provide Local Exchange Telecommunications Service Within the State of Florida.

I also have enclosed a check in the amount of \$400.00 payable to the Florida Public Service Commission to cover the cost of filing these documents.

Please return a stamped copy of the extra copy of this letter in the enclosed preaddressed prepaid envelope.

If you have any questions regarding this matter, please do not hesitate to call me. Thank you for your attention to this matter.  $\sim$ 

COM \_\_\_ ECR GCL OPC RCP SSC SGA Enclosures ADM Judi Reed CLK

Sincerely

Lance M. Steinhart, Esq. Autorey for Velocity The Greatest Phone Company Ever, Inc.

> DOCLMENT NUMBER-DATE 0 6 2 1 1 JUN 22 8 FPSC-COMMISSION CLERK

## FLORIDA PUBLIC SERVICE COMMISSION



### **DIVISION OF COMPETITIVE MARKETS AND ENFORCEMENT**

## **APPLICATION FORM**

### for

## AUTHORITY TO PROVIDE COMPETITIVE LOCAL EXCHANGE TELECOMMUNICATIONS COMPANY SERVICE WITHIN THE STATE OF FLORIDA

090340

### **Instructions**

- A. This form is used as an application for an original certificate and for approval of sale, assignment or transfer of an existing certificate. In the case of a sale, assignment or transfer, the information provided shall be for the purchaser, assignee or transferee (See Page 8).
- B. Print or type all responses to each item requested in the application. If an item is not applicable, please explain.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. Once completed, submit the original and two (2) copies of this form along with a non-refundable application fee of **\$400.00** to:

Florida Public Service Commission Division of the Commission Clerk and Administrative Services 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850 (850) 413-6770

- E. A filing fee of **\$400.00** is required for the sale, assignment or transfer of an existing certificate to another company (Chapter 25-24.815, F.A.C.).
- F. If you have questions about completing the form, contact:

Florida Public Service Commission Division of Competitive Markets and Enforcement 2540 Shumard Oak Blvd. Tallahassee, Florida 32399-0850 (850) 413-6600

FORM PSC/CMP-8 (01/06) Required by Commission Rule Nos. 25-24.810, and 25-24.815 Note: To complete this interactive form using your computer, use the tab key to navigate between date entry fields ATE



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

Original certificate (new company).

Approval of transfer of existing certificate: <u>Example</u>, a non-certificated company purchases an existing company and desires to retain the original certificate of authority rather that apply for a new certificate.

Approval of assignment of existing Certificate: <u>Example</u>, a certificated company purchases an existing company and desires to retain the existing certificate of authority and tariff.

- 2. Name of company: Velocity The Greatest Phone Company Ever, Inc.
- 3. Name under which applicant will do business (fictitious name, etc.):
- 4. Official mailing address:

Street/Post Office Box: 7130 Spring Meadows West Drive City: Holland State: Ohio Zip: 43528

5. Florida address:

| Street/Post Office B | ox: |
|----------------------|-----|
| City:                |     |
| State:               |     |
| Zip:                 |     |

6. Structure of organization:



Corporation
 Foreign Partnership
 Limited Partnership

FORM PSC/CMP-8 (01/06) Required by Commission Rule Nos. 25-24.810, and 25-24.815

Note: To complete this interactive form using your computer, use the tab key to navigate between data entry fields.

## 7. <u>If individual</u>, provide:

| Name:                  |    |
|------------------------|----|
| Title:                 |    |
| Street/Post Office Box | x: |
| City:                  |    |
| State:                 |    |
| Zip:                   |    |
| Telephone No.:         |    |
| Fax No.:               |    |
| E-Mail Address:        |    |
| Website Address:       |    |

- 8. <u>If incorporated in Florida</u>, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is:
- 9. <u>If foreign corporation</u>, provide proof of authority to operate in Florida. The Florida Secretary of State corporate registration number is: F06000006336
- **10.** <u>If using fictitious name (d/b/a)</u>, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida. The Florida Secretary of State fictitious name registration number is:
- **11.** <u>If a limited liability partnership</u>, please proof of registration to operate in Florida. The Florida Secretary of State registration number is:
- **12.** <u>If a partnership</u>, provide name, title and address of all partners and a copy of the partnership agreement.

| Name:                   |
|-------------------------|
| Title:                  |
| Street/Post Office Box: |
| City:                   |
| State:                  |
| Zip:                    |
| Telephone No.:          |
| Fax No.:                |
| E-Mail Address:         |
| Website Address:        |

**13.** <u>If a foreign limited partnership, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable. The Florida registration number is:</u>

FORM PSC/CMP-8 (01/06) Required by Commission Rule Nos. 25-24.810, and 25-24.815

. . .

Note: To complete this interactive form using your computer, use the tab key to navigate between data entry fields.

### 14. Provide F.E.I. Number(if applicable): 20-3677651

- 15. Who will serve as liaison to the Commission in regard to the following?
  - (a) The application:

Name: Lance J.M. Steinhart Title: Regulatory Counsel Street name & number: 1720 Windward Concourse, Suite 115 Post office box: City: Alpharetta State: Georgia Zip: 30005 Telephone No.: 770-232-9200 Fax No.: 770-232-9208 E-Mail Address: Isteinhart@telecomcounsel.com Website Address:

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

Name: Chip Werner Title: Vice President-Operations Street name & number: 7130 Spring Meadows West Drive Post office box: City: Holland State: Ohio Zip: 43528 Telephone No.: (419) 868-9983 Fax No.: (419) 868-9986 E-Mail Address: admin@velocity.org Website Address: www.velocity.org

(c) Complaints/Inquiries from customers:

Name: Chip Werner Title: Vice President-Operations Street/Post Office Box: 7130 Spring Meadows West Drive City: Holland State: Ohio Zip: 43528 Telephone No.: (866) 983-5624 Fax No.: (419) 868-9986 E-Mail Address: chip@velocity.org Website Address: www.velocity.org

FORM PSC/CMP-8 (01/06) Required by Commission Rule Nos. 25-24.810, and 25-24.815 Note: To complete this interactive form using your computer, use the tab key to navigate between data entry fields. 16. List the states in which the applicant:

(a) has operated as a Competitive Local Exchange Telecommunications Company.

None

(b) has applications pending to be certificated as a Competitive Local Exchange Telecommunications Company.

Applicant has applications pending throughout the United States.

(c) is certificated to operate as a Competitive Local Exchange Telecommunications Company.

New Jersey and New York

(d) has been denied authority to operate as a Competitive Local Exchange Telecommunications Company and the circumstances involved.

None

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

None

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

None

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

(a) adjudged bankrupt, mentally incompetent (and not had his or her competency restored), or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. If so, <u>provide explanation</u>.

None

(b) granted or denied a competitive local exchange certificate in the State of Florida (this includes active and canceled competitive local exchange certificates). If yes, provide explanation and list the certificate holder and certificate number.

None

(c) an officer, director, partner or stockholder in any other Florida certificated or registered telephone company. If yes, give name of company and relationship. If no longer associated with company, give reason why not.

None

**18.** Submit the following:

(a) <u>Managerial capability</u>: resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.

(b) <u>Technical capability</u>: resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.

- (c) <u>Financial Capability</u>: applicant's audited financial statements for the most recent three (3) years. If the applicant does not have audited financial statements, it shall so be stated. 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.

# THIS PAGE MUST BE COMPLETED AND SIGNED

**REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee. Regardless of the gross operating revenue of a company, a minimum annual assessment fee, as defined by the Commission, is required.

**RECEIPT AND UNDERSTANDING OF RULES:** I acknowledge receipt and understanding of the Florida Public Service Commission's rules and orders relating to the provisioning of competitive local exchange telecommunications company (CLEC) service in Florida.

**APPLICANT ACKNOWLEDGEMENT:** 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 competitive local exchange telecommunications 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."

### Company Owner or Officer

Print Name: Gregory Kiley Title: President Telephone No.: (419) 868-9983 E-Mail Address: (419) 868-9986

Signature:

Date: 16 20 0 8

FL ALEC App

## LIST OF ATTACHMENTS

# FINANCIAL INFORMATION

## MANAGEMENT INFORMATION

# STATEMENT OF FINANCIAL CAPABILITY

# FINANCIAL INFORMATION

# MANAGEMENT INFORMATION



Gregory Kiley 7130 Spring Meadows West. Holland, Ohio 43528 419-868-9983 Ext 118

### **KEY CONTRIBUTIONS**

Results-oriented Executive with over 22 years experience in the telecommunications industry. Solid background in sales, marketing, engineering and operations in both retail and wholesale market segments. Extensive direct and indirect sales leadership experience. Diverse executive management background with expertise in entrepreneurial start-up organizations. A forward thinking executive with excellent vision, leadership and negotiation skills. Strong written and verbal skills.

- Increased annual revenue in start-up firm to over \$75M in 2 years during difficult market conditions.
- Recruited and developed fully operational Sales, Marketing and Professional Service teams.
- Developed compensation plans and revenue goals for sales teams at several companies.
- Solid track record of increasing sales and profitability while reducing costs and employing
  performance optimization plans in a wide range of situations.
- Created models and benchmarks that have been used by other telecom firms across the U.S.

### Education

Bachelor in Arts & Science

Strengths include Mathematics and International Politics

### PROFESSIONAL EXPERIENCE

### **Tele-Fibernet**

Account Executive Long Distance reseller for Williams- AT&T/SDN and Sprint-Top Salesman in the country (went on to become MCI/WorldCom)

#### Metro-Media

Senior Account Executive Top Salesman in the country (Metro-Media went on to become MCI/WorldCom)

#### US Fiber Com

Major Account Executive Top Salesman in the country

#### Midcom

National Account Executive Midcom bought US Fibercom- Top Salesman in the country

#### **PROFESSIONAL AFFILIATIONS**

In 1997 started Kytel International Group-built owned and managed-direct international operating agreements with PTT's, with Legal white licenses with government authorities. Still operates as a sales arm for Envision Global Reach.

Contracted for 10 years as President/CEO to build and manage and direct Velocity, The Greatest Phone Company Ever, Inc.

7130 Spring Meadows West Dr., Holland OH 43528 • Toll free (866) Y-VELOCITY • Fax (419) 868-9986 • www.velocityatt.com



#### Wm. "Chip" Werner

Vice President-Operations Velocity, The Greatest Phone Company Ever, Inc. Office 419-868-9983 Ext. 105 Fax 419-868-9986 Cell 419-356-5164 chip@velocity.org www.velocity.org

#### KEY CONTRIBUTIONS

Results-oriented Executive with over 10 years experience in the telecommunications industry. Solid background in sales, marketing and operations. Extensive direct and indirect sales leadership experience. A forward thinking executive with excellent vision. Strong written and verbal skills.

#### **Education**

Major: Sales & Marketing

#### PROFESSIONAL EXPERIENCE

Sprint PCS-Corporate Account Manager

- Several awards for Outstanding Sales Achievement.
- Leadership Roundtable
- Increased Sales 175%

#### MCI-Master Agent-Sales Director

- Managed a \$18,000,000 block of MCI business
- Increased sales to \$21,000.00 in 8 Months

#### All-Comm-President

Master agent agreements with several Carriers. Maintained my accounts. New Business Development.

### Velocity-Director-New Business Development

#### Job responsibilities:

- Corporate Operations
- New Business Development
- New Product Development
- Policies and Procedures
- New Territory R&D
- Promoted to Vice President-Operations

### STATEMENT OF FINANCIAL CAPABILITY Velocity The Greatest Phone Company Ever, Inc.

Applicant has sufficient financial capability to provide the requested service in the State of Florida and has sufficient financial capability to maintain the requested service and to meet its lease or ownership obligations. In support of Applicant's stated financial capability, a copy of its Profit & Loss Statements for the years ending December 31, 2006, December 31, 2007 and December 31, 2008 and Balance Sheets as of December 31, 2006, December 31, 2007 and December 31, 2008 is attached to its application. Applicant intends to fund the provision of service through internally generated cash flow. Applicant also has the ability to borrow funds, if required, based upon its financial capabilities, to provide service in the State of Florida.