BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for certificate to provide local telecommunications service by NDTHOST, LLC d/b/a TerraCom Direct.	DOCKET NO. 160045-TX ORDER NO. PSC-16-0353-FOF-TX ISSUED: August 24, 2016

ORDER DENYING CERTIFICATION TO PROVIDE
LOCAL TELECOMMUNICATIONS SERVICE IN FLORIDA

On March 1, 2016, NDTHOST, LLC d/b/a TerraCom Direct (TerraCom) filed an Application for Certification to Provide Local Telecommunications Service in Florida, pursuant to Section 364.335, Florida Statutes. As part of the application to provide local telecommunication service, applicants must provide information that proves managerial, technical and financial capability. The initial application filed by TerraCom was not complete and did not include the required financial capability information, which encompasses the company's most recent three years of balance sheets, income statements and statements of retained earnings. Commission staff made requests for the information, and on June 27, 2016, sent a certified letter to TerraCom to highlight that the requested information was missing from the application. The letter further informed TerraCom that failure to complete the application may result in denial of the requested certification.

To date, despite the requests for TerraCom's financial capability information, TerraCom's application remains incomplete. Therefore, TerraCom's application for certification to provide local telecommunication service is denied administratively due to an incomplete application.

The Commission is vested with jurisdiction in this matter pursuant to Section 364.335, Florida Statutes.

Due to the company's failure to respond to repeated requests for information necessary to process the application, we do not believe it is in the public interest to grant a certificate to the applicant.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that NDTHOST, LLC d/b/a TerraCom Direct's Application for Certification to Provide Local Telecommunications Service in Florida is hereby denied. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission this <u>24th</u> day of <u>August</u>, <u>2016</u>.

Carlotta S Stauffer

CARLOTTA S. STAUFFER
Commission Clerk
Florida Public Service Commission
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Tallahassee, Florida 32399
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water and/or wastewater utility by filing a notice of appeal with the Office of Commission Clerk, and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.